

**STARTING
LEFT
SIDE OF
FILE**

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 67-14618

Priority: April 20, 2005

Maximum Diversion Rate: 0.04 CFS

This is to certify, that JACK JONES And/Or
KATHY JONES
125 S 21ST ST
PAYETTE ID 83661

has applied for a permit to appropriate water from:

Source: UNNAMED STREAM **Tributary:** WEISER 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>
IRRIGATION	04/01 to 10/31	0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

UNNAMED STREAM NW¼SE¼ Sec. 31, Twp 19N, Rge 01E, B.M. ADAMS County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
19N 01E 31									.5								2.0

Total Acres: 2

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **December 1, 2006**.
2. Subject to all prior water rights.
3. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 67.
5. No water shall be diverted under this right after June 15 of each year without prior approval of the watermaster.
6. Diversion of water after June 15 of each year in violation of the conditions of this water right is cause for the director to cancel or revoke this water right.
7. Prior to diversion of water under this right, the right holder shall install a lockable device, subject to the approval of the Department, in a manner that will provide the watermaster suitable control of the diversion.
8. When notified by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.

State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 67-14618

CONDITIONS OF APPROVAL CONTINUED

9. The Director retains jurisdiction to require the right holder to provide purchased or leased natural flow or stored water to offset depletion of Lower Snake River flows if needed for salmon migration purposes. The amount of water required to be released into the Snake River or a tributary, if needed for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this permit.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 19th day of December, 2005.


FOR KARL J DREHER, Director

Ident. No. 67-14618

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant JACK and/or KATHY JONES Phone 208-642-3194
Mailing address 125 South 21st St. Payette, Idaho 83661
2. Source of water supply Unnamed stream which is a tributary of Weiser River
3. Location of point of diversion is Township 19N Range 1E Sec. 31 in the NW $\frac{1}{4}$,
SE $\frac{1}{4}$, Govt. Lot _____, B.M., Adams County;

additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.04 for irrigation purposes from 5/1 to 10/31 (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) 0.04 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 1 HP. pump w/ 1" pipe

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

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet

d. Is ground water with a temperature of greater than 85°F being sought? _____

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 1 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. _____

RECEIVED

DEC 08 2005

WATER RESOURCES
WESTERN REGION

AMENDED

RECEIVED

APR 20 2005

WATER RESOURCES
WESTERN REGION

RECEIVED
DEC 10 2005
DEPARTMENT OF
WATER RESOURCES

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	
19N	1E	31									5					15			2

Total number of acres to be irrigated 2

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: _____

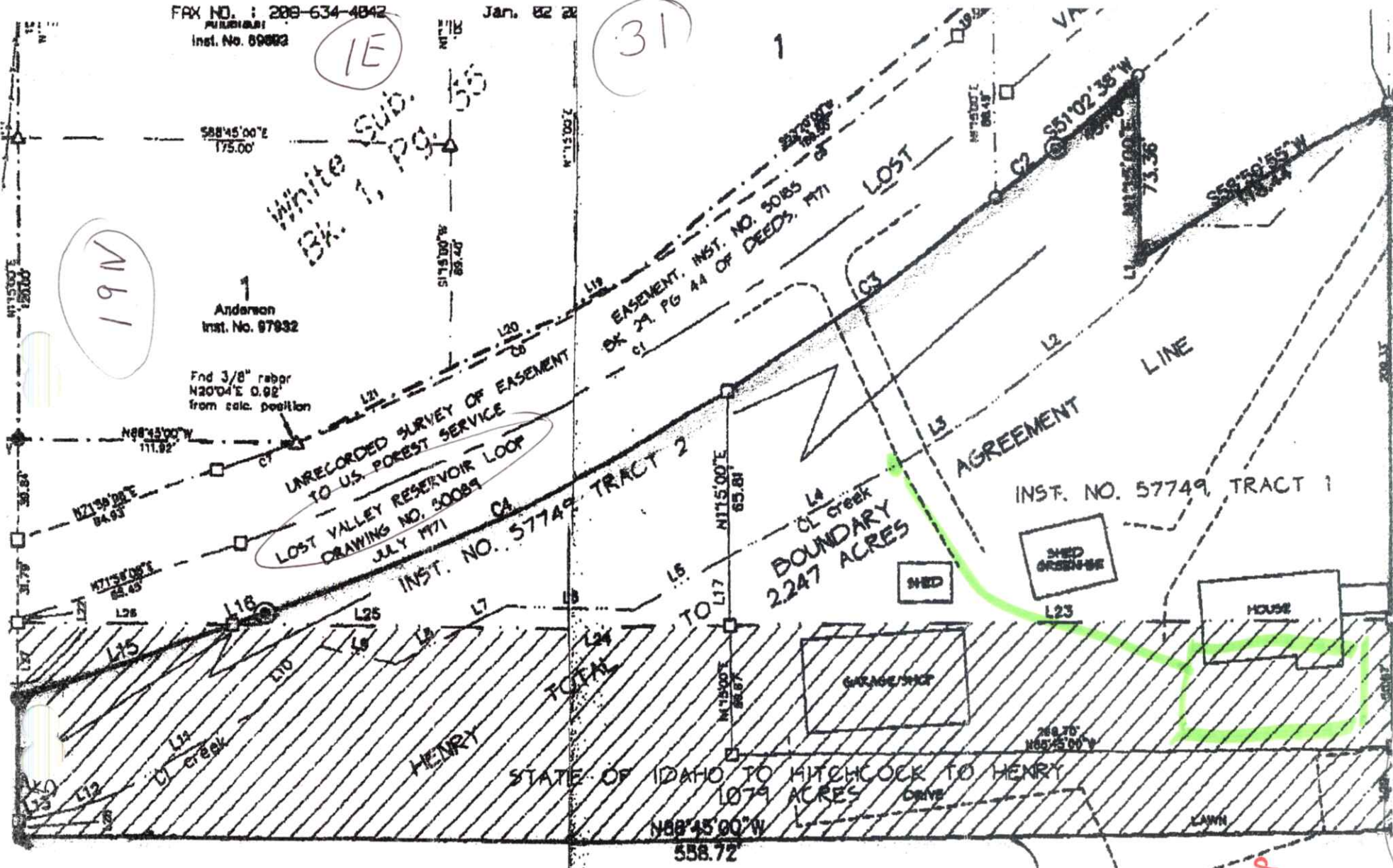
13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

See attached
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.

Jack Jones
and/or Kathy Jones

Signature of Applicant (and title, if applicable)

Received by DB Date 4-20-05 Time 10:00 am Preliminary check by SC
Fee \$ 100- Received by DB # W032823 Date 4-20-05
Publication prepared by AK Date 10-20-27-05 Published in THE RECORD
Publication approved AK Date 11-22-05



Line Table

STANCE	BEARING
10.00'	N1°15'00"E
85.87'	S53°13'32"W
30.00'	S80°00'00"W
85.02'	N63°44'48"E
44.81'	N03°12'02"E
82.08'	S86°39'23"E

NUM	DISTANCE	BEARING
L15	91.81'	S71°56'08"W
L16	14.16'	S71°56'08"W
L17	28.15'	N1°15'00"E
L18	9.00'	S1°15'00"W
L19	28.35'	S85°22'30"W
L20	55.58'	S85°22'30"W

Boundary Agreement Line

State of Idaho

Curve Table

NUM	DELTA	ARC	RADIUS	BEARING	DISTANCE
		144.83'	1000.00'	N81°29'23"E	382.81'

SEE REUSGO MAP FOR CORRECT INFORMATION

ADJ. S. L. 12

Hwy 95

293.449' - original map -

67-14618

RECEIVED
SEP 29 2005
WATER RESOURCES
WESTERN REGION

REQUEST TO PROCESS

COMPLETE REQUEST IF YOU WANT YOUR APPLICATION TO BE PROCESSED
USING ONE OF THE THREE ALTERNATIVES BELOW

Name of Applicant

JACK & KATHY JONES

Mailing Address

125 SOUTH 21st ST.
PAYETTE ID 83661

Application No.
(if known)

☐ IN LOCAL PUBLIC INTEREST

Yes, I want my application processed and before it is advertised, I will amend my application to demonstrate that the proposed appropriation is in the local public interest including the need to preserve flows in the Snake River during the migration periods of anadromous fish.

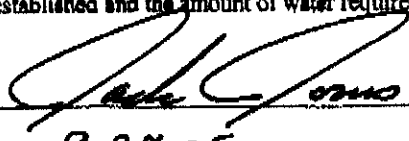
☐ PROPOSE MITIGATION NOW

Yes, I want my application processed and before it is advertised, I will amend my application to include proposed mitigation to offset anticipated depletions in the Snake River during periods of anadromous fish migration.

☒ WILL AGREE TO MITIGATION IN THE FUTURE IF NECESSARY

Yes, I want my application processed at this time, and I will accept a condition of approval that will require mitigation should the Director of the Idaho Department of Water Resources determine that mitigation is necessary to offset depletions from this appropriation to flows in the Snake River during periods of anadromous fish migration. I understand that mitigation is not required now but may be needed in the future. I also understand that the Director will not require mitigation until I have an opportunity to review the process by which the need for mitigation is established and the amount of water required is quantified.

Signature



Date

9-28-05

Please return this form to:

Idaho Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5082

App 67-14618



-  1/4 1/4 lines
-  Application Place of Use



- Revised map -

**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

December 20, 2005

JACK JONES
KATHY JONES
125 S 21ST ST
PAYETTE ID 83661

RE: Permit No. 67-14618

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a PRELIMINARY ORDER issued by the Department pursuant to Section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

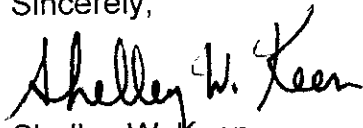
Enclosed is a form entitled 'Instructions for Proof of Beneficial Use.' Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should complete and submit this form immediately.

Please note that a separate stream channel alteration permit must be obtained from the Department prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed at least sixty days prior to the commencement of work in the stream.

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 208-287-4947.

Sincerely,


Shelley W. Keen
Water Rights Supervisor

SWK:klt

Enclosure(s)

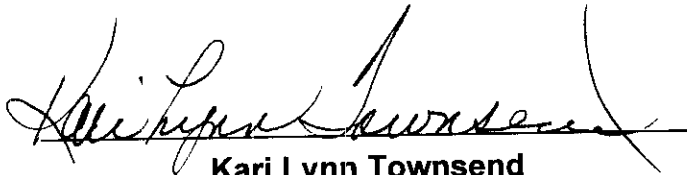
CERTIFICATE OF SERVICE

I hereby certify that on December 20, 2005 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.

67-14618

**JACK JONES
KATHY JONES
125 S 21ST ST
PAYETTE ID 83661**



**Kari Lynn Townsend
Secretary**

**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.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

RECEIVED

DEC 13 2005

DEPARTMENT OF
WATER RESOURCES

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 5, 2005

JACK &/OR KATHY JONES
125 S 21ST ST
PAYETTE ID 83661

Re: Application for Permit No. 67-14618

Dear Applicants:

Your application for permit to divert from an unnamed stream to irrigate two acres is almost ready to approve. A slight correction is needed before final approval can be issued.

The application described a diversion and use in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ (NESW) of Section 31. The application map did not include information to verify the $\frac{1}{4}$ $\frac{1}{4}$ description. The Idaho Department of Water Resources (IDWR) used aerial photography and county tax lot information to map your property. The IDWR map is attached with the enclosed original of your application (see the color photo).

Apparently your property falls mostly within the NWSE but somewhat in the NESW of Section 31. It appears the proposed diversion and use will be in the NWSE. However, perhaps some of the proposed irrigation will occur in the NESW. IDWR suggests a revision to your application as follows:

- ✓ 1. Mark the proposed point of diversion from the creek on the color photo.
- ✓ 2. Change application item #3 if the point of diversion will be in NWSE instead of NESW.
- ✓ 3. Change application item #9 to show one of these two choices: 2 acres in NWSE, or most of the acres in NWSE (1.5?) with the remainder in NESW (0.5?). The exact split of acreage is not critical as long as both tracts and the correct total are included.
- ✓ 4. Endorse the revised application with your initials and date at the top of the front page of the application.

Application for Permit No. 67-14618

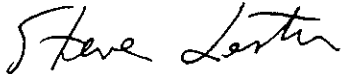
December 5, 2005

Page 2

- ✓ **Please return the revised application to me within the next thirty (30) days to allow processing to continue. Based on I. C. § 42-204, the application must be voided without a timely written reply. Please let me know if you need more than one month to make this correction.**

IDWR forms and information are available on the Internet at www.idwr.idaho.gov.
Please contact me at 208-334-2190 if you need more information or have any questions.
Thank you for your attention to this matter.

Sincerely,

A handwritten signature in cursive script that reads "Steve Lester".

Steve Lester
Water Rights Supervisor

Enclosure: Original Application

MEMORANDUM

TO: File

FROM: Steve Lester 

DATE: December 1, 2005

RE: Application for Permit No. 67-14618

I called the watermaster today to ask why he recommended approval of only one acre and 0.02 cfs. He said the applicants only own two acres and much of it is timber. He does not believe they will irrigate two acres.

The tax lot information in ArcView does not state the total acreage. The shape certainly appears to be at least two acres if not more. The application map suggests but does not confirm that the applicants own 2.247 acres.

The watermaster is correct that it is *not likely* the applicants will irrigate two acres. However, it is *possible* that they could develop that beneficial use. The available information is not compelling enough to reduce the application to one acre. The situation is not grave enough to go through another round of inquiry with the applicants.

I explained to the watermaster that the department must weigh all factors for an application, including but not limited to watermaster comments. I agreed with him that it is unlikely that two acres will be developed. On the other hand, the applicants are entitled to seek that possible beneficial use. In weighing all the factors, no harm is done in approving two acres.

Allow two acres of irrigation and 0.04 cfs. Let the eventual field exam determine the extent of development.

MEMORANDUM

DATE: November 28, 2005

TO: Steve Lester

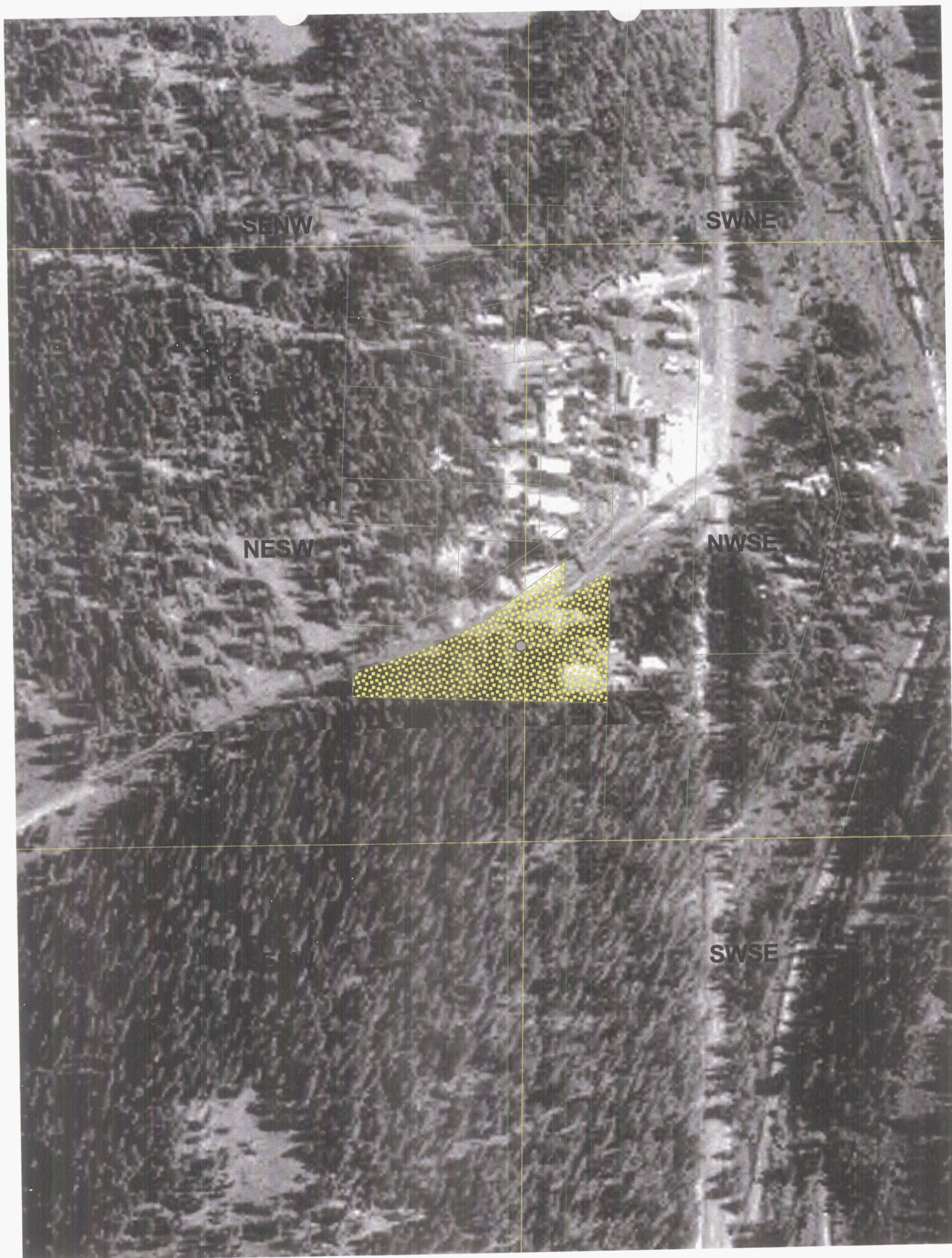
FROM: Shelley W. Keen ^{SWK}

RE: Application 67-14618

Thanks for offering to take another look at Application 67-14618. As we discussed, Bosco Bosler wrote that the irrigated POU should be reduced to 1 acre and the diversion rate should be 0.02 cfs, but he didn't explain why.

Also, the POU and POD appear to be in the NWSE instead of the NESW. I think it's a case where the county tax lot data is not registered properly, so the parcel actually appears in ArcView to be partly in the NESW. However, as the two attached layouts show, the tax lot data does not depict the parcel as being adjacent to Hwy 95 even though it is adjacent in reality. Our first thought was that the imagery must be the improperly registered layer, but the NAIP, DOQ, and USGS Topo layers all agree with each other. Therefore, the preponderance of evidence suggests that the tax lot layer is wrong.





LEGAL NOTICE

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

67-14618

JACK JONES

KATHY JONES

125 S 21ST ST

PAYETTE ID 83661

Ja Point(s) of Diversion NESW S31 T19N R01E ADAMS County Source

C UNNAMED STREAM

Tributary To WEISER RIVER

h Use: IRRIGATION 04/01 To 10/31 0.04 CFS

ur Total Diversion: 0.04 CFS

ac Date Filed: 04/20/2005

ec Place Of Use: IRRIGATION

Is: T19N R01E S31 NESW

Number of Acres 2

Remark: Applicant agrees to mitigate consumptive use in the future as needed.

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, Western Region,

ap 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application

wi on or before 11/07/2005. The

an protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published in The Adams County Record October 20, 2005 and October 27, 2005

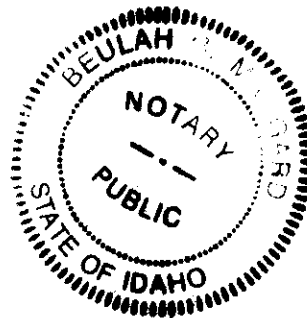
Notary Public of Idaho

Residing at 201 N. Railroad St Council JP 83612

My Commission Expires 7/19/11

To: Idaho Dept Water

Subject: Jack & Kathy Jones



RECEIVED
NOV 14 2005
WATER RESOURCES
WESTERN REGION

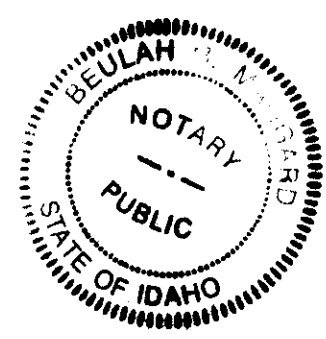
STATE OF IDAHO)
) SS
COUNTY OF ADAMS)

Jackie Korte being duly sworn, deposes and says that she is the Principle Clerk of the Adams County Record, a weekly newspaper printed and published at Council, Adams County, State of Idaho and having a general circulation therein and which said newspaper has been published continuously and uninterrupted in said County for a period of twelve (12) months prior to the first publication of the advertisement, a copy of which is attached thereto: that advertisement was published in the regular edition of The Adams County Record for (2) TWO insertion(s) beginning with the Issue of 10-20, 2005 and ending with the Issue of 10-27, 2005.

On this 22nd day of November, 2005, before me, a Notary Public, personally appeared Jackie Korte, known or identified to me to be the person whose name subscribed to the written instrument, and being by me first and duly sworn, declared that the statements therein are true and acknowledged to me that she executed the same.

Beulah B. Maggard
Notary Public of Idaho
Residing at 201 N. Railroad St. Council ID 83612
My Commission Expires 7/19/11

To: Idaho Dept Water
Subject: Leak in Kathy Jones



State of Idaho
Department of Water Resources

RECOMMENDATION OF WATERMASTER

Application Number: 67-14618

Applicant's Name: Jack &/or Kathy Jones

RECEIVED
OCT 28 2005
WATER RESOURCES
WESTERN REGION

Watermaster's Recommendation:

- a) ☐ I do not oppose approval of this application.
- b) ☒ I do not oppose approval of this application if it is conditioned as follows:
It needs to read One (1) acre of irrigated land and 0.02 cfs.
- c) ☐ I oppose approval of this application for the following reasons:

Additional Comments:

Dated this 28 day of October, 2005

Water District Number 67 Watermaster's Signature Bosco Bosler

Kreger (Taylor), Sue

To: eleitzin@idfg.idaho.gov
Subject: comment letters

**IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 AIRPORT WAY
BOISE ID 83705**

October 13, 2005

ERIC LEITZINGER, IDFG
PO BOX 25
BOISE ID 83707

Re: Applications for Permit

Dear Eric:

Attached is a copy(s) of one or more applications that may be of interest to your agency. Please review the application(s) and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter. However, if your agency desires to file a formal protest against the approval of any of these applications, your written protest along with the \$25.00 protest fee for each application protested, must be received in this office by November 7, 2005.

If you have any questions regarding these applications, please contact this office at 334-2190.

Sincerely,



57-11676.pdf



57-11677.pdf



67-14618.pdf



76-12245.pdf



77-14221.pdf

Kreger (Taylor), Sue

From: Kreger (Taylor), Sue
Sent: Thursday, October 13, 2005 3:51 PM
To: 'boscob@ruralnetwork.net'
Subject: comment letter

**IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 AIRPORT WAY
BOISE ID 83705**

October 13, 2005

BOSCO BOSLER
2711 SHOEPEG RD
MIDVALE ID 83645

Re: Application(s) for Water Right No. 67-14618 in the name of Jack &/or Kathy Jones

Dear Watermaster:

Attached are copies of one or more applications. Also attached is a form for your recommendation concerning these application(s).

Please review the application(s) that are in your area. We must have your comments within two weeks. If you have any questions or need information, feel free to contact this office at 334-2190.

Sincerely,



67-14618.pdf



Copy of
commendation of Wa

IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 AIRPORT WAY
BOISE ID 83705

October 12, 2005

Legal Notice Department
ADAMS COUNTY LEADER
PO BOX 23
COUNCIL ID 83612

RE: Application for Permit No. 67-14618

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 11/07/2005. Your cooperation is appreciated.

Sincerely

Sue Kreger
Administrative Assistant

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

67-14618

JACK JONES
KATHY JONES
125 S 21ST ST
PAYETTE ID 83661

Point(s) of Diversion NESW S31 T19N R01E ADAMS County Source UNNAMED STREAM
Tributary To WEISER RIVER

Use: IRRIGATION 04/01 To 10/31 0.04 CFS
Total Diversion: 0.04 CFS

Date Filed: 04/20/2005

Place Of Use: IRRIGATION

T19N R01E S31 NESW

Number of Acres 2

Remark: Applicant agrees to mitigate consumptive use in the future as needed.

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, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 11/07/2005. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published in The Record on October 20 and 26, 2005.