

61-7676

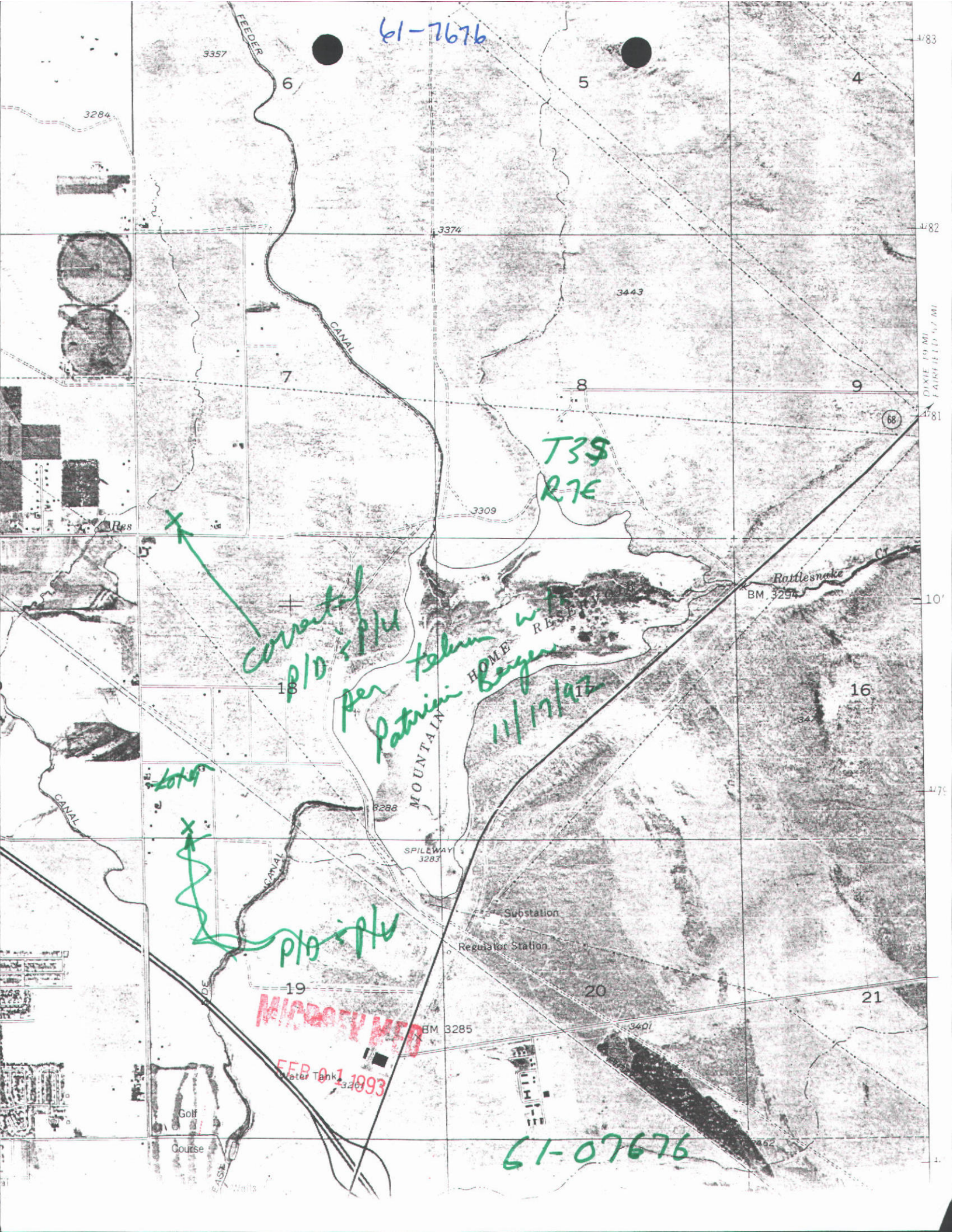
T3S
R7E

Converted
P/O & P/H
per
Patricia Berger
11/17/92

MICROFILMED

FEB 01 1993

61-07676



63-7676

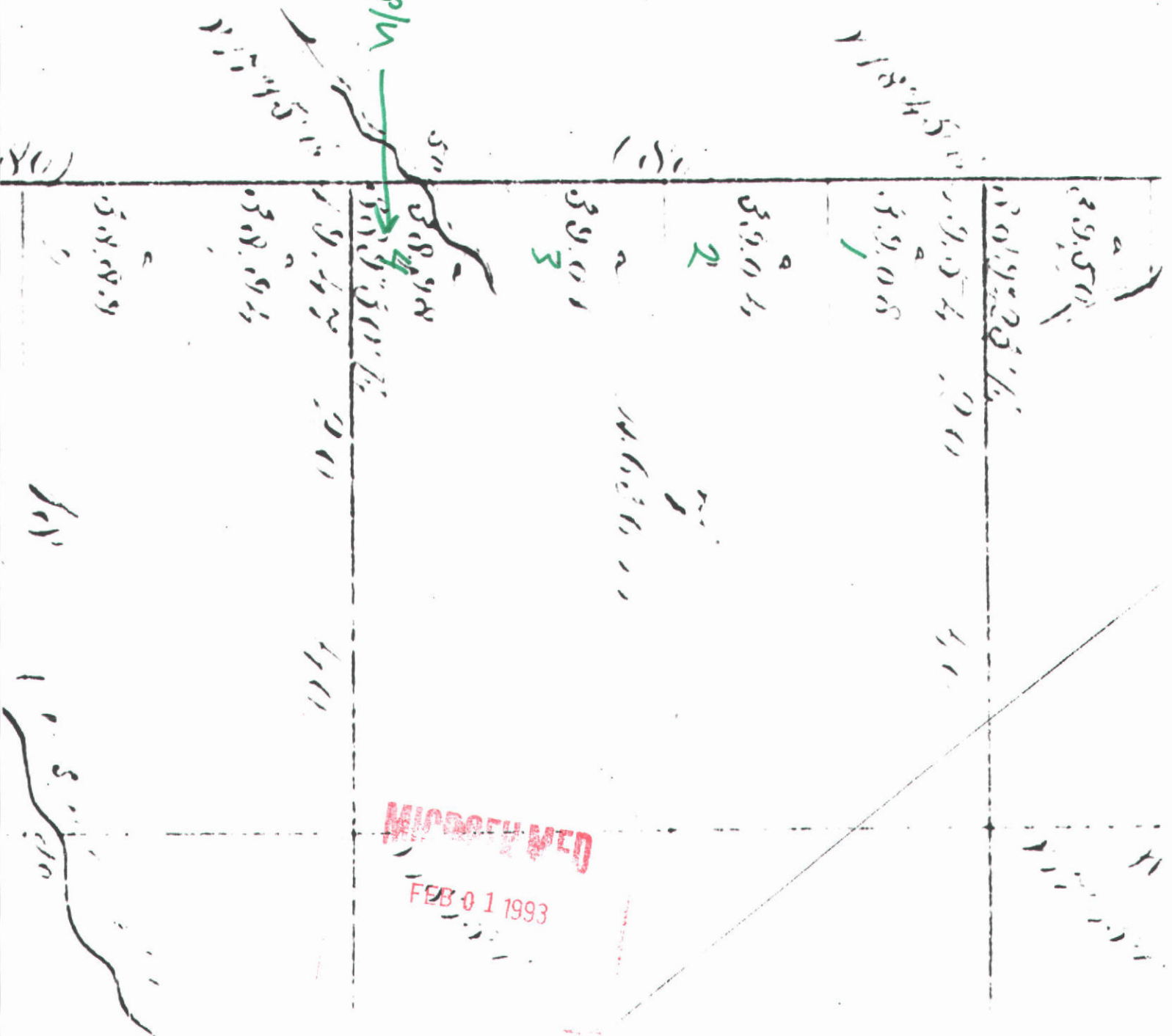
735

R7E

5.7

2.4 swm

P/D 5014



FEB 23 1994

Affidavit of Publication

County of Elmore } ss.
STATE OF IDAHO }

I, Coleen W. Swenson, do solemnly swear that I am the foreman, or publisher of the

Mountain Home News

a weekly newspaper of general circulation, published once a week at MOUNTAIN HOME, IDAHO, that the notice attached hereto and which is a part of publication thereof; was published in said newspaper for

2 consecutive weeks, the first publication having been made on 2nd day of

December, 1992, and the last publi-

cation having been made on the 9th day of

December, 1992; every Wednesday

issue of the paper during the period and time of publication and that the notice was published in the newspaper proper and not in a supplement thereof.

And I further swear that the said MOUNTAIN HOME NEWS has been continuously and uninterruptedly published in said Elmore County during a period of 78 consecutive weeks prior to the first publication of the attached notice.

Coleen W. Swenson

Subscribed and sworn to me this 9th day of
December, 1992

Brenda M Jacoby
Notary Public

Residing in Mountain Home, Elmore County, Idaho. My commission expires 11-16-98.

NOTICE OF APPLICATION FOR WATER RIGHT

The Following application has been filed to appropriate the public waters of the State of Idaho:

61-07676 ✓

BERGER, CHARLES K.

BERGER, PATRICIA

1860 E 39TH N

MOUNTAIN HOME, ID 83647

Source: GROUNDWATER

Diversion Pt: LOT 4 (SWSW) Sec 7 T 03S R 07E in ELMORE County.

Use: DOMESTIC (.040 CFS); Total Diversion: (.040 CFS)

Date Filed: 11/16/1992

In: ELMORE County, T03S R07E S07 Lot 4 (SWSW)

The permit will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 on or before DECEMBER 21, 1992.

R. KEITH HIGGINSON, Director

Published: 12/2/1992 & 12/9/1992.

RECEIVED
DEC 14 1992

Department of Water Resources
Western Regional Office

RECEIVED
FEB 21 1993

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 61-07676

Priority: November 16, 1992

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that CHARLES K BERGER
PATRICIA BERGER

1860 E 39TH N

MOUNTAIN HOME ID 83647

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated November 16, 1992; and has submitted Proof of Beneficial Use on January 25, 1993. An examination indicates that the works have a diversion capacity of .040 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 4(SWSW), Sec. 7, Township 03S, Range 07E
ELMORE County

PLACE OF USE: DOMESTIC

TWN RGE SEC

03S 07E 7 Lot 4(SWSW)

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Place of use is located within Lot 2, Block 1, Scott Subdivision.
6. This right authorizes irrigation of up to 1/2 acre in conjunction with the domestic use.
7. Domestic use is for 1 home.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 12TH day of FEBRUARY, 1994.

Acting for

R. Keith Higginson, Director

Amt. of Fee \$ _____
Date _____
Receipt No. _____
Receipt by _____

RECEIVED

JAN 25 1993

Department of Water Resources

STATE OF IDAHO
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 a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 61-7676 61-92-W-063 Telephone No. (208) 587-8471

2. Name(s) of Permit Holder(s): CHARLES K BERGER PATRICIA BERGER

3. Mailing Address: 1860 E 39th NORTH, MOUNTAIN HOME, ID 83647

4. Source of Water: GROUND

If GROUNDWATER, Well Driller's Name: HIDDLESTON & SON, INC. Date Drilled: 8/28/92

OPTIONAL:

Pump horsepower: 1.5 Pressure (psi): 40 Dynamic pumping level (ft.): 53'

5. Extent of Use (as authorized by the permit):

Domestic 1 (No. of households) Stockwater _____ (No. and type of stock)

Irrigation _____ (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted .04 cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? Yes No Installed? Yes No

OR

Flow Measurement Port: Required? Yes No Installed? Yes No

8. Fee Enclosed: \$ _____ (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

CHARLES K BERGER (208) 587-5037
Name Telephone No.

1860 E 39th NORTH, MOUNTAIN HOME, ID 83647
Address

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

1/20/93 Charles K Berger
Date Signature (and title, if on behalf of a company or organization)

FEB 01 1993

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 61-07676

Proposed Priority: November 16, 1992 Maximum Diversion Rate: 0.04 CFS
This is to certify, that CHARLES K BERGER

PATRICIA BERGER
1860 E 39TH N
MOUNTAIN HOME ID 83647

has applied for a permit to appropriate water from: GROUNDWATER
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

LOCATION OF POINT(S) OF DIVERSION: Lot 4(SWSW), Sec. 7, Township 03S, Range 07E
ELMORE County

PLACE OF USE: DOMESTIC
TWN RGE SEC

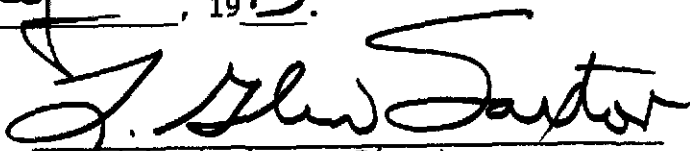
03S 07E 7 Lot 4(SWSW)

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before February 1, 1994.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Place of use is located within Lot 2, Block 1, Scott Subdivision.
5. This right authorizes irrigation of up to 1/2 acre in conjunction with the domestic use.
6. Domestic use is for 1 home.

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

6th day of January, 1993.


for R. Keith Higginson, Director

RECEIVED

FEB 01 1993

Ident. No. 61-07676

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: CHARLES K. BERGER 208-587-5037
Address: 1860 E 39TH N
MOUNTAIN HOME ID 83647
AND/OR
Name: PATRICIA BERGER 208-587-5037
Address: 1860 E 39TH N
MOUNTAIN HOME ID 83647
2. Source: GROUNDWATER Trib. to: 7
3. Location of Point of Diversion: Lot 4 (SWSW), Sec. 18, Township 03S, Range 07E *
ELMORE County
4. Water will be used for the following purposes:
- | Purpose | From | To | CFS | (or) | AF |
|----------|-------|-------|-------|------|----|
| DOMESTIC | 01/01 | 12/31 | 0.040 | | |
5. Total quantity to be appropriated is:
0.040 CFS (and/or) AF
6. Proposed diverting works:
- Description of ditches, flumes, pumps, headgates, etc.
WELL WITH PUMP & PIPELINE
 - Height of storage dam feet; active reservoir capacity
acre-feet; total reservoir capacity acre-feet; period of
year when water will be diverted to storage: to inclusive.
 - Proposed well diameter is 6 inches; proposed depth of well is 250
feet.
 - Is groundwater with a temperature greater than 85F being sought? NO
7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 1 year(s).
8. Place of Use: DOMESTIC

TWN RGE SEC
03S 07E 18 Lot 4 (SWSW)
7 4

FED 01 1962

* Location is L4 Sec. 18 T3S R7E per form with P. Berger,

1/6/62 updated 11/17/62 -JL-

9. 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.

See comments

10. Remarks:

Domestic use is for 1 home.

Property also known as Lot 2, Block 1, Scott Subdivision.

11. Map of proposed point of diversion and place of use attached? ☒

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

Charles K. Berger
Applicant

Received by SL Date 11/16/92 Time 10:25 Preliminary check by cyt

Fee \$ 30 Receipted by SL # W015652 Date 11/16/92

Publication prepared by GG Date 11/25/92 Published in Mountain Home News
12/2 & 12/9/92

Publication approved st Date 12-21-92

RECEIVED
FEB 01 1993

61-07676

T39
R7E

Corvett
P/O 114
per tahun
Patrius Beig
H.M.B. RES
11/12/1971

9/10-11/12

550
Water Tank 1340 1993

Gold

50

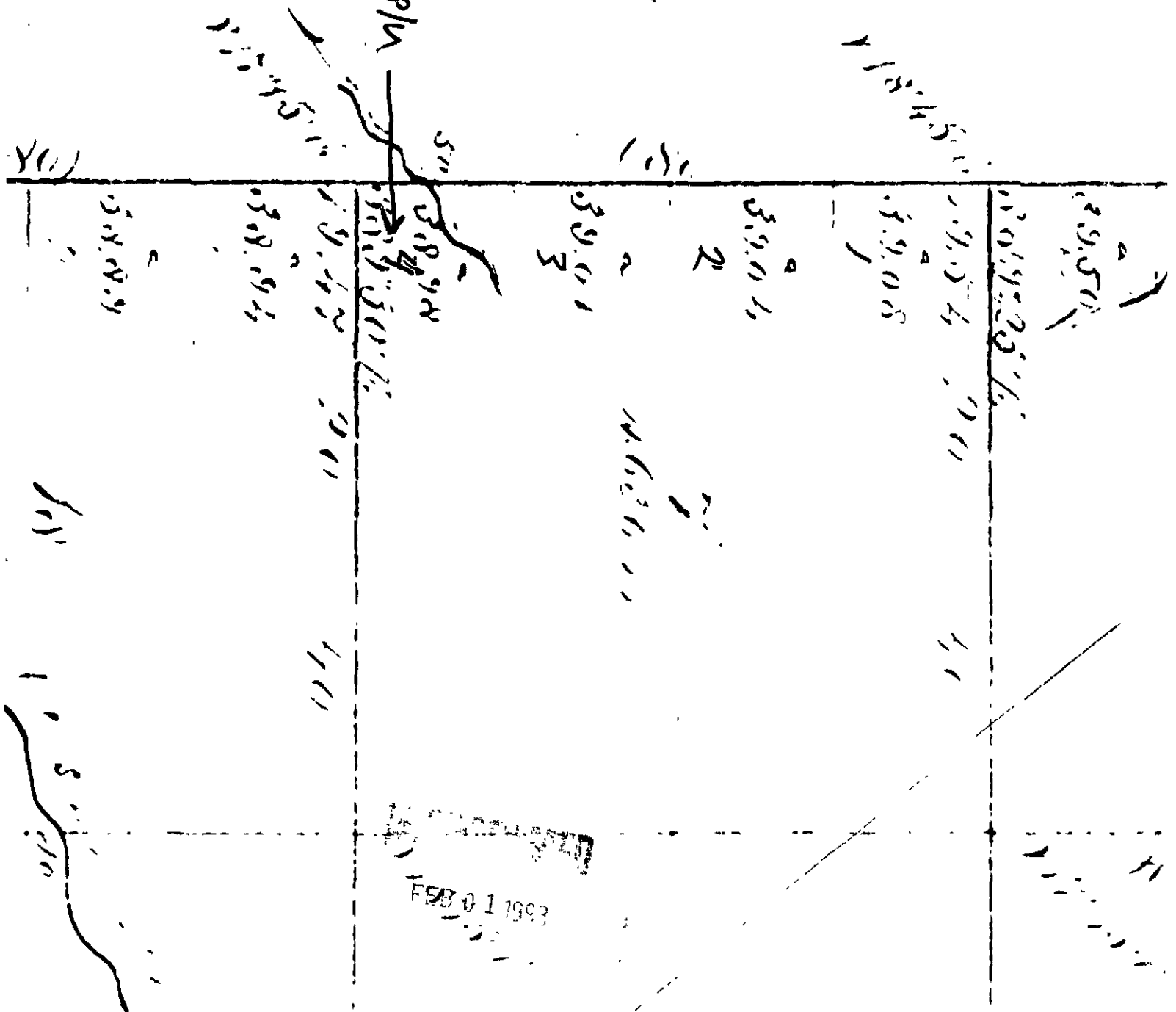
735

R7E

S.7

24 swsw

P/D 5814





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

February 15, 1994

CHARLES K BERGER
PATRICIA BERGER
1860 E 39TH N
MOUNTAIN HOME ID 83647

RE: WATER RIGHT NO. 61-07676

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', with a long horizontal line extending to the right.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

RECORDED

FEB 23 1994

WR0749NP
No. L61-07676

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 02/08/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CHARLES K BERGER	11/16/1992	DOMESTIC	01-01 12-31	0.04 CFS	1.20 AFA
C	PATRICIA BERGER					
	1860 E 39TH N					
	MOUNTAIN HOME ID 83647					
	(208) 587-8471					
				TOTAL DIVERSION:	0.04 CFS	1.20 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 0.04 CFS

Point(s) of Diversion: T03S R07E S07 Lot 04(SWSW)

ELMORE County

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE						
T	R	S	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac
03S	07E	7	:				:				:				:			
			:				:				:				:			

Pou County: ELMORE

Remarks: Place of use is located within Lot 2, Block 1, Scott
Subdivision.
This right authorizes irrigation of up to 1/2 acre in
conjunction with the domestic use.
Domestic use is for 1 home.

Dates: App. Received: 11/16/1992 Priority Date: 11/16/1992
Proof Due Date: 02/01/1994 Proof Made Date: 01/25/1993
Exam Made Date: 10/15/1993 Exam Sent to S.O.: 01/28/1994
Licensed Date:

Misc: Water District Number: Field Exam Fee: N (Not Required)

Comments: Date: 11/16/1992 User-ID: LESTER Subject: OWNERSHIP
Applicants are in process of buying property and have earnest
money agreement with lender, in this case the VA. Lender requires
a water right filing to obtain loan. Well was drilled a few
months ago by Middleton, but I could not find drilling permit #
under applicants' name - perhaps is under other name.

Date: 01/04/1993 User-ID: MILLER Subject: MORATORIUM/GWMA EXEMPTION
This permit is within the acceptable parameters of the Mountain
Home GWMA and Snake River Basin Moratorium criteria.

Date: 01/26/1993 User-ID: VAULT Subject: Proof of Beneficial Use Rcvd
Proof of Beneficial Use Rcvd

Audit: 02/08/94 CHAPMAN 02/08/94 CHAPMAN

LICENSE REVIEW CHECKLIST

Permit # 61-7676

Date 2-8-94

Brenda Chapman

	Yes	No	
NAME	☐	☒	Or Address Change?
PRIORITY DATE	☐	☒	Advance? _____ Advanced to: _____
	☐	☒	Order to Reinstate Needed? _____
	☒	☐	Incorrect Fee for rate recommended? _____
SOURCE	☐	☒	Changes? _____ Clarification of Originally Intended source _____
	☐	☒	Notice of Intent to Void - Source change. _____
P/D	☐	☒	Amendment Needed? _____
	☐	☒	Overlap(s) _____
P/U	☐	☒	Amendment Needed? _____
	☐	☒	Overlap(s) _____
TOTAL CFS	☐	☒	Measurement _____ Theoretical only _____
			<u>DOMESTIC = .04 CFS</u>
			Allowable Amount: <u>.04</u>
			Capacity of System: <u>.04</u>
TOTAL VOLUME			Season of Use: _____
	☒	☐	Calculations: <u>DOMESTIC = .04</u>
			Flow limit: _____ x _____ x 1.9835 = _____
USES	☐	☒	Change(s) in Nature of Use? _____
	☐	☒	Amendment Needed? _____
REMARKS	☐	☒	Multiple P/Ds in 1/4 1/4? _____
	☐	☒	Special Overlap _____
CONDITIONS	☐	☒	Measuring/Locking Devices _____
	☐	☒	W/Master Control - District _____
	☐	☒	Irrigation Overlap _____
	☐	☒	Water Quality _____
	☐	☒	Other _____

COMMENTS: _____

RECOMMENDED	CFS	DIV VOL	LICENSE
<u>Domestic</u>	<u>.04</u>	<u>1.2</u>	☒
_____	_____	_____	1ST AMEND LETTER
_____	_____	_____	2ND AMEND LETTER

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JAN 31 1994
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 61-07676

1. Owner: Charles K + Patricia Berger Phone No. 587-8471

Current Address: 1860 E 39th N Mountain Home 83647

2. Accompanied by: _____ EXAM DATE: 10/13/93

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW N/A

1. Other water rights with the same place of use. _____

2. Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	4		SW	SW	7	3E	7E	Elmore	USGS Quad, City Engineer's Office

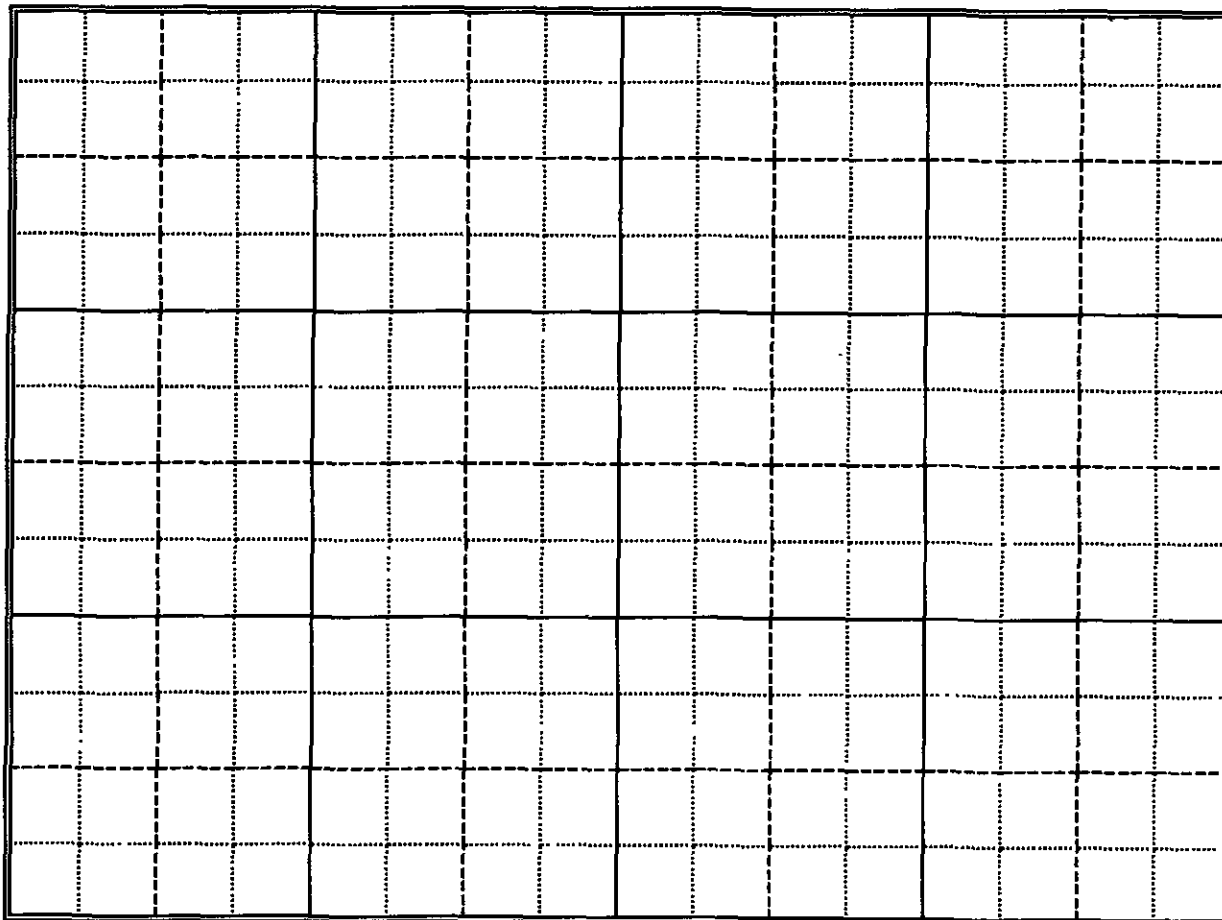
2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3E	7E	7											44						
													D						

FEB 23 1994

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.d. as applicable.



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

N/A Aerial Photo Attached
(required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: _____

FEB 23 1994

E. NARRATIVE/REMARKS/COMMENTS

Domestic use confirmed with Donna D
Elmore County Assessor's Office.

Have conditions of permit approval been met? ☒ yes ☐ no

RECEIVED

FEB 23 1994

F. FLOW CALCULATIONS*N/A*

____ Additional Computation Sheets Attached

Measured Method:

G. VOLUME CALCULATIONS*N/A*

1. Volume Calculations for Irrigation:

 $V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____ $V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____ $V = \text{Smaller of } V_{IR} \text{ and } V_{DR} =$ _____

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<i>Domestic</i>	<i>1/1</i>	<i>12/31</i>	<i>.04</i>	<i>1.2</i>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<i>.04</i>	<i>1.2</i>

2. Recommended Amendments

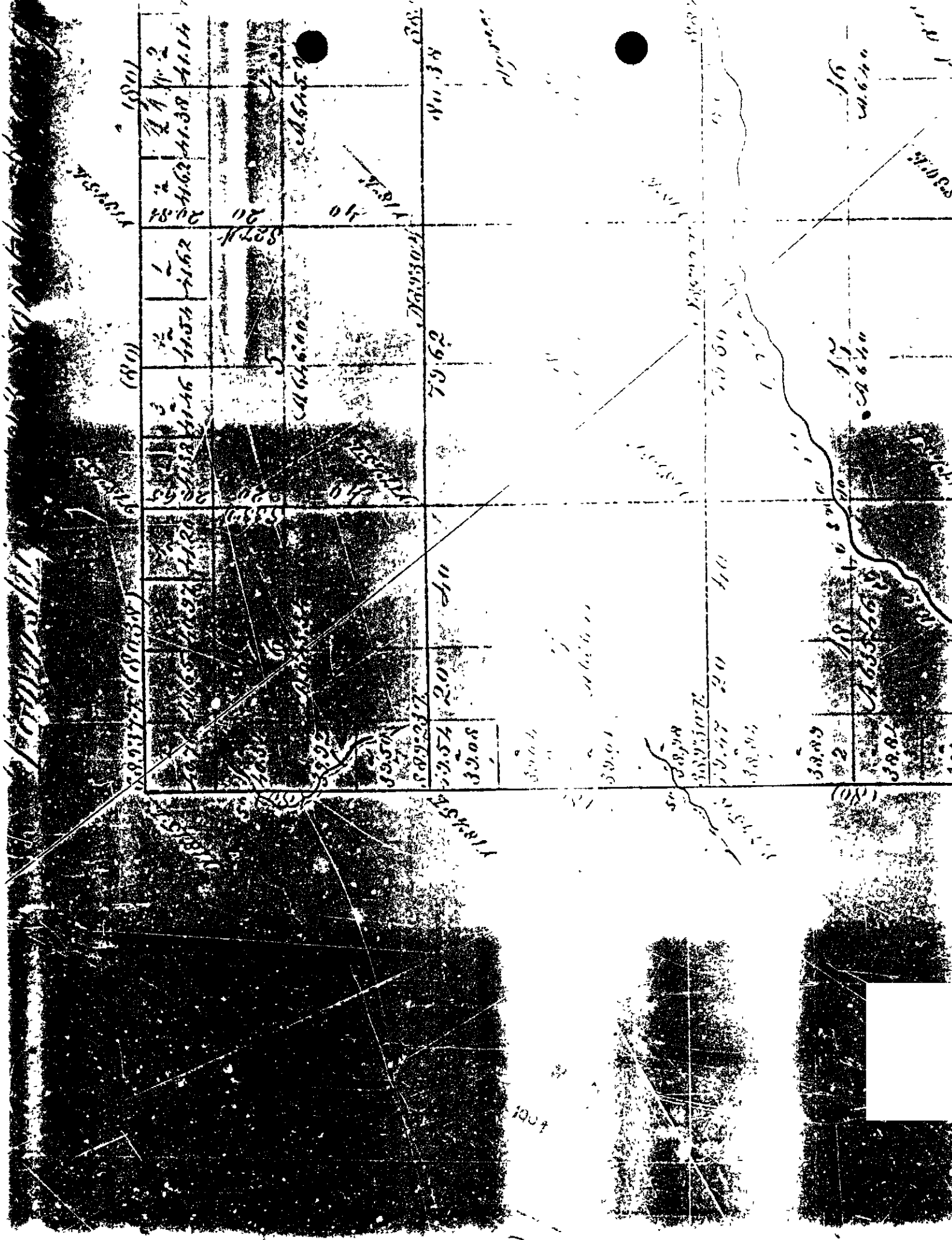
____ Change P.D. as reflected above ____ Add P.D. as reflected above ☒ None
____ Change P.U. as reflected above ____ Add P.U. as reflected above ____ Other

I. AUTHENTICATIONField Examiner's Name *Wm. Guzman* Date *10/13/93*

Reviewer _____ Date _____

SEAL

EXHIBIT 10
10/13/93



January 29, 1993

CHARLES K BERGER
PATRICIA BERGER
1860 E 39TH N
MOUNTAIN HOME ID 83647

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 61-07676

Dear Permit Holder:

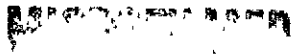
The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the WESTERN Regional Office in Boise at (208)334-2190.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region


FEB 01 1993

PERMIT NUMBER	OWNER CODE	NAME & ADDRESS	TWP	RGE	SEC	TRACT	LOT	COUNTY
61-92-W-0063-000	O	CHARLES BERGER 1845 E 39TH N MOUNTAIN HOME, ID 83647 (208) 587-8471	03S	07E	07	SE SW		ELMORE

Subdivision Location and Description:

Subdivision Name:

Well Site Address: 1845 E 39TH N

City, State: MOUNTAIN HOME, ID

Lot(s):

Block(s):

Geographic Location:

Accuracy Code:

Lat: : : N

Long. : : W

Proposed Use of Well: Domestic

Proposed Casing Diameter: 6 In.

Proposed Depth: 400 Ft.

Well Use Comments:

Driller License No: 0035

Firm Name: HIDDLESTON & SON INC

Official: RON HIDDLESTON

Permit Status: Permit

Verbal Issue Date: 08/26/1992

Date Received: 08/26/1992

Date Approved:

Proposed Start Date: 08/27/1992

Extension Date:

Extension Expiration:

Receipt No.

Receipt Date

Fee

W015303

08/27/1992

\$

35.00

Permit Remarks:

WELL DRILLER'S LOG REPORT

Drilling Permit No: 61-92-W-0063-000

Water Right No:

Injection Permit No.

Nature of Work: NEW WELL

Construction Method: ROTARY & AIR

Number of Monitor Wells:

Casing Diameter: 6 In.

Depth of Casing: 19 Ft.

Total Depth: 235 Ft.

Screen Installed? No

Static Water Level: 53 Ft.

Temperature: F.

Production Rate: 40.00 GPM

Actual Start Date: 08/28/1992

Well Finish Date: 08/28/1992

Log Received Date: 09/04/1992

Certification Date: 08/31/1992

Field Inspection Date:

Inspector:

Well Log Remarks:



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

January 7, 1993

CHARLES K BERGER
PATRICIA BERGER
1860 E 39TH N
MOUNTAIN HOME ID 83647

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 61-07676

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

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. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

Sincerely,

A handwritten signature in cursive script that reads "Brenda L. Miller".

BRENDA L. MILLER
Water Resource Agent

BLM:cz

Enclosures

FEB 01 1993

Affidavit of Publication

County of Elmore } ss.
STATE OF IDAHO }

I, Coleen W. Swenson, do solemnly swear that I
am the foreman, or publisher of the

Mountain Home News

a weekly newspaper of general circulation, pub-
lished once a week at MOUNTAIN HOME, IDAHO,
that the notice attached hereto and which is a part
of publication thereof; was published in said news-
paper for

2 consecutive weeks, the first publi-

cation having been made on 2nd day of

December, 19 92, and the last publi-

cation having been made on the 9th day of

December, 19 92; every Wednesday

issue of the paper during the period and time of
publication and that the notice was published in the
newspaper proper and not in a supplement thereof.

And I further swear that the said MOUNTAIN
HOME NEWS has been continuously and uninterr-
uptedly published in said Elmore County during a
period of 78 consecutive weeks prior to the first
publication of the attached notice.

Coleen W. Swenson

Subscribed and sworn to me this 9th day of

December, 19 92

Brenda M. Jacoby
Notary Public

Residing in Mountain Home, Elmore County, Ida-
ho. My commission expires 11-16-98.

NOTICE OF APPLICATION FOR WATER RIGHT

The Following application has been
filed to appropriate the public waters of
the State of Idaho:

61-07676

BERGER, CHARLES K.

BERGER, PATRICIA

1860 E 39TH N

MOUNTAIN HOME, ID 83647

Source: GROUNDWATER

Diversion Pt: LOT 4 (SWSW) Sec 7 T
03S R 07E in ELMORE County.

Use: DOMESTIC (.040 CFS); Total
Diversion: (.040 CFS)

Date Filed: 11/16/1992

In: ELMORE County, T03S R07E
S07 Lot 4 (SWSW)

The permit will be subject to all prior
water rights. Protests must be filed
with the Director, Dept. of Water Re-
sources, Western Region, 2735 Airport
Way, Boise, Idaho 83705 on or before
DECEMBER 21, 1992.

R. KEITH HIGGINSON, Director

Published: 12/2/1992 & 12/9/1992.

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Department of Water Resources
Western Regional Office

DEC 14 1992
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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region
2735 AIRPORT WAY

Boise, Idaho 83705
(208) 334-2190

NOVEMBER 24, 1992

Mountain Home News
PO BOX 1330
Mountain Home, ID 83647

Dear Legal Dept.:

Enclosed you will find a legal notice 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 21, 1992.

Yours truly,

GAIL GARRETT
Secretary

Encl.

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FEB 01 1993

61-07676

BERGER, CHARLES K
BERGER, PATRICIA
1860 E 39TH N
MOUNTAIN HOME, ID 83647

Source: GROUNDWATER

Diversion Pt: LOT 4 (SWSW) Sec 7 T 03S R 07E in ELMORE County.

Use: DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)

Date Filed: 11/16/1992

In: ELMORE County
T03S R07E S07 Lot 4 (SWSW)

FEB 1 1993