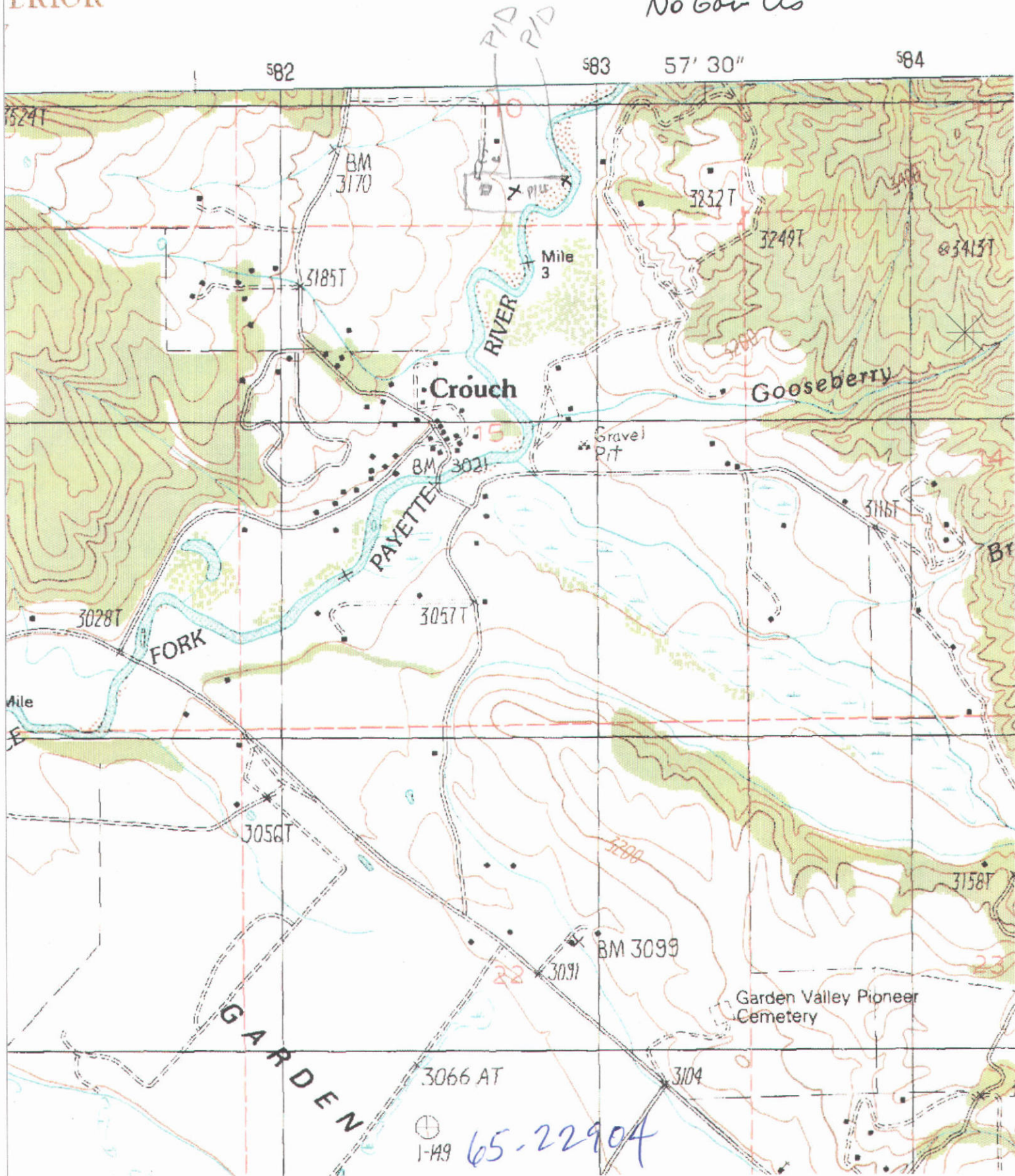
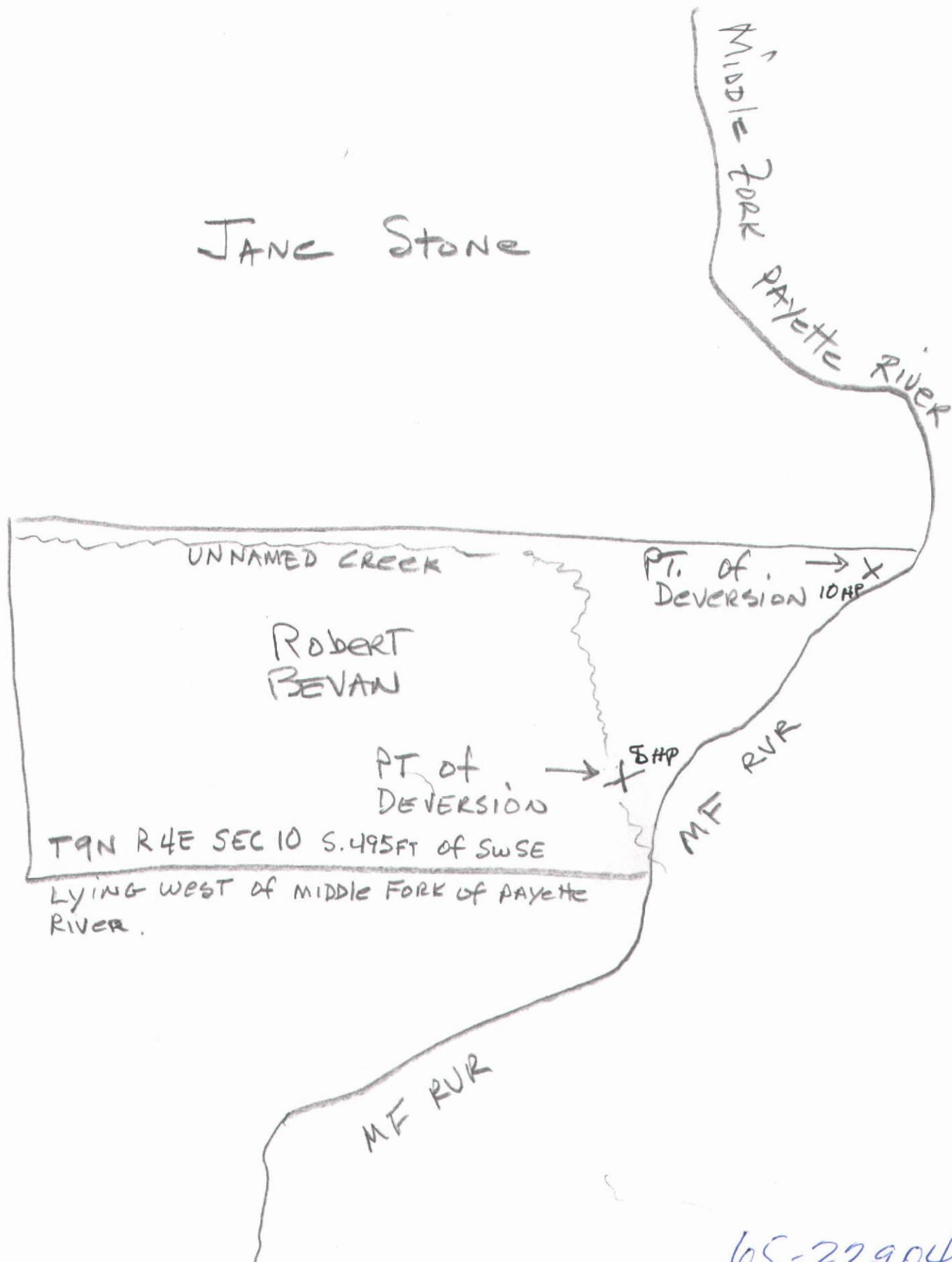


ERIOR

T9N R4E
S10
No Gov Lts



JANE Stone



65-22904

RECEIVED

DEC 27 2004

WATER RESOURCES
WESTERN REGION

The Idaho World

P.O. Box 99
Garden Valley, ID 83622
(208) 462-3487

State of Idaho)
)
County of Boise)

Deanna Stevenson, being duly sworn, deposes and says: that she is the Editor of THE IDAHO WORLD, a weekly newspaper published at Idaho City, in the County of Boise and the State of Idaho; the said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Idaho City; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for two (2) consecutive weeks in the entire and regular issue of every number of said paper during the period and time of publication and was published in the newspaper and not a supplement; that said paper has been established and regularly and continuously published for more than seventy eight weeks past previous to the first publication of this notice. Such notice was published with the issue beginning with Dec 15, 2004 and ending with the issue of Dec 22, 2004.

Deanna Stevenson

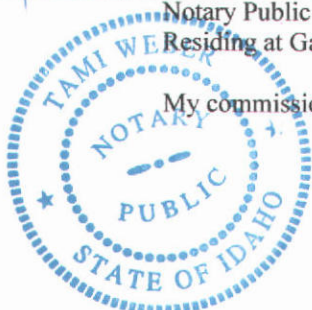
State of Idaho)
)
County of Boise)

On this 23 day of Dec in the year 2004, before me, a notary public, personally appeared Deanna Stevenson 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.

Tami Weber

Notary Public for Idaho
Residing at Garden Valley, Idaho

My commission expires 2/10/05



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

65-22904

ROBERT L BEVAN
PO BOX 326

GARDEN VALLEY ID 83622

Point(s) of Diversion SWSE S10 T09N R04E
BOISE County Source MIDDLE FORK PAYETTE RIVER
Tributary To PAYETTE RIVER

Point(s) of Diversion SWSE S10 T09N R04E
BOISE County Source UNNAMED STREAM
Tributary To MIDDLE FORK PAYETTE RIVER

Use: IRRIGATION 03/15 To 10/31 0.12 CFS

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

Total Diversion: 0.14 CFS

Date Filed: 07/08/2004

Place Of Use: IRRIGATION

T09N R04E S10 SESW SWSE

Number of Acres 6

Place Of Use: STOCKWATER

T09N R04E S10 SESW SWSE

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 Way, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 01/03/2005. The protestant must also send a copy of the protest to the applicant.
KARL J DREHER, Director

Published in the Idaho World on December 15 and 22, 2004.

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 65-22904

Priority July 08, 2004

Maximum Diversion Rate 0 14 CFS

This is to certify, that ROBERT L BEVAN
PO BOX 326
GARDEN VALLEY ID 83622

has applied for a permit to appropriate water from

Source: MIDDLE FORK PAYETTE RIVER **Tributary:** PAYETTE RIVER
UNNAMED STREAM MIDDLE FORK PAYETTE 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	03/15 to 10/31	0.12 CFS
STOCKWATER	01/01 to 12/31	0 02 CFS

LOCATION OF POINTS OF DIVERSION:

MIDDLE FORK PAYETTE RIVER SW¼SE¼ Sec 10, Twp 09N, Rge 04E, B.M , BOISE County
UNNAMED STREAM SW¼SE¼ Sec 10, Twp 09N, Rge 04E, B.M , BOISE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
09N 04E 10												1 0				5.0	6 0
Total Acres																	6

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
09N 04E 10												X				X	

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **January 01, 2006**.
2. Subject to all prior water rights.
3. 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 65.
4. 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.

State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 65-22904

5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
6. Stockwater use is for 8 head mixed stock
7. When water is not available to fill this right, the right holder shall cease diversion, shall rent water from the Payette River Rental Pool, or shall otherwise mitigate the depletion of water caused by this water use.
8. 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 21st day of January, 2005.


for KARL J DREHER, Director

RECEIVED
JUL 12 2004
Department of Water Resources

RECEIVED

JAN 9 2005

Ident. No. 65-22904

STATE OF IDAHO
Department of Water Resources
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED
JUL 08 2004

To appropriate the public waters of the State of Idaho

Department of Water Resources

1. Name of Applicant ROBERT L. BEVAN Phone 208-462-8023
Mailing address P.O. Box 326 GARDEN VALLEY, ID. 83622
2. Source of water supply MIDDLE FORK PAYETTE which is a tributary of PAYETTE RIVER
3. Location of point of diversion is Township UNNAMED STREAM Range R4E Sec. TRIP OF PAYETTE RIVER M.F.
SE $\frac{1}{4}$, SE $\frac{1}{4}$, Govt. Lot _____, B.M., BOISE County;
additional points of diversion if any: 2 PTS OF DEVERSION

4. Water will be used for the following purposes:

Amount 1.12 for IRRIGATION purposes from MAR. 15 to OCT 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 1.02 for STOCK 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)

5. Total quantity to be appropriated is (a) .14 cubic feet per second and/or (b) _____ acre feet per annum

6. Proposed diverting works:

- a. Describe type and size of devices used to divert water from the source 8 HP 10HP PUMP AND PIPELINE INTO SPRINKLER SYSTEM
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. 8 COWS / HORSES
c. Municipal; show name of municipality _____
d. Domestic; show number of households. _____
e. Other; describe fully. _____

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: *D* for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
9N	4E	10											1				5		6

Total number of acres to be irrigated 6

10. Describe any other water rights used for the same purposes as described above. SNOW RUN OFF, IRRIGATION RUN OFF ONTO MY PROPERTY AND UNNAMED CREEK ON MY PROPERTY

11. a. Who owns the property at the point of diversion? ROBERT L. BEVAN
- b. Who owns the land to be irrigated or place of use? ROBERT L. BEVAN
- 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.)

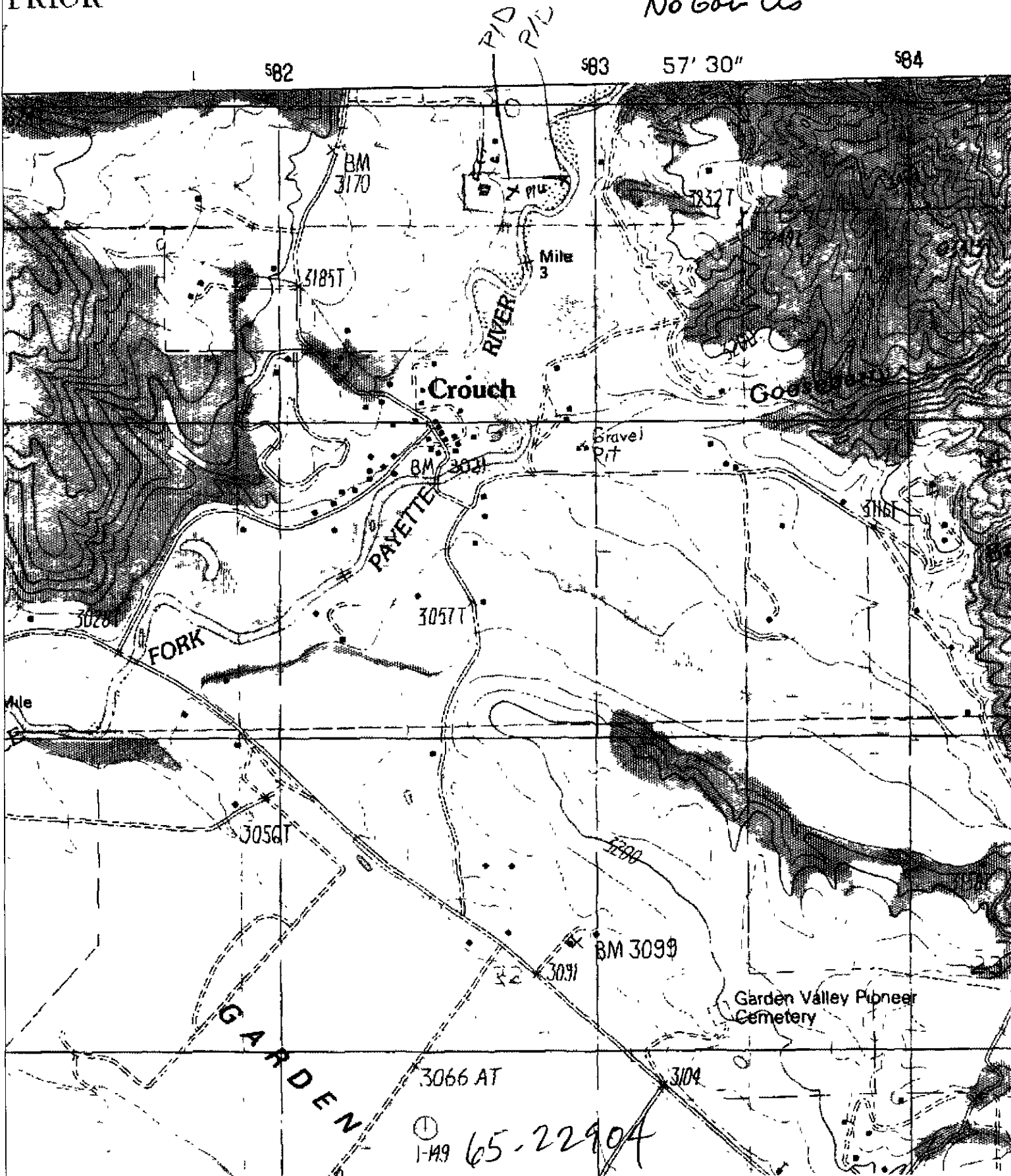
BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Robert L. Bevan
 Signature of Applicant (and title, if applicable)

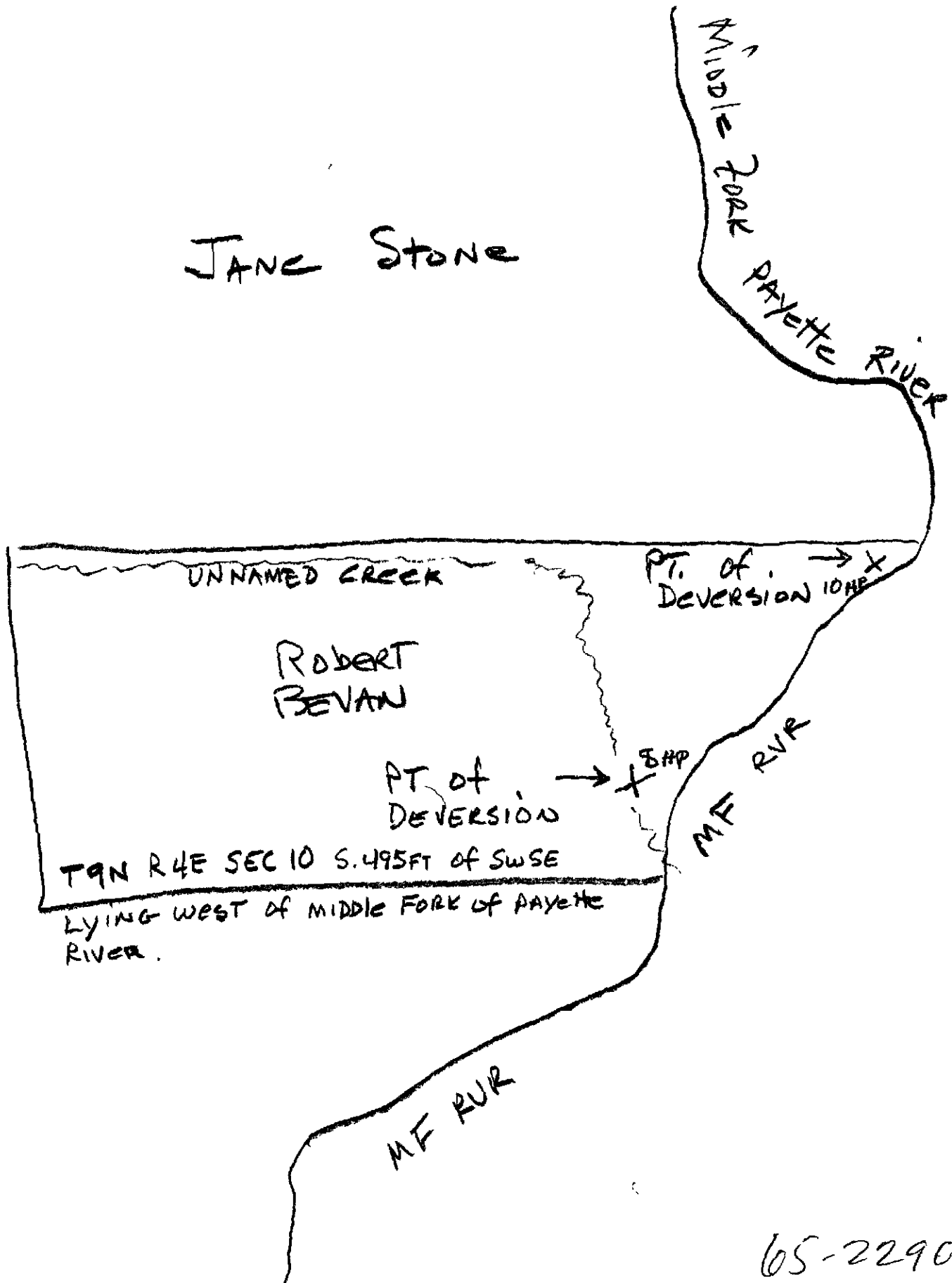
Received by ted Date 7-8-04 Time 11:05 AM Preliminary check by 6
 Fee \$ 100.00 Receipted by me # 2074448 Date 7-8-04
 Publication prepared by sk Date 12-15-22-04 Published in IDAHO WORLD
 Publication approved sk Date 1-6-05

ERIOR

T9N R4E
S10
No Gov Lts



JANE Stone



65-22904

REQUEST TO PROCESS

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

Name of Applicant

ROBERT BEVAN

Mailing Address

PO BOX 326

GARDEN VALLEY 83622

Application No.
(if known)

65-22904

☐ 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

Robert L. Bevan

Date

11/29/04

Please return this form to:

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



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

January 24, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

ROBERT L BEVAN
PO BOX 326
GARDEN VALLEY ID 83622

RE: Permit No. 65-22904

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 a 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,

A handwritten signature in black ink that reads "Shelley W. Keen". The signature is written in a cursive style with a large, stylized 'S' and 'K'.

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

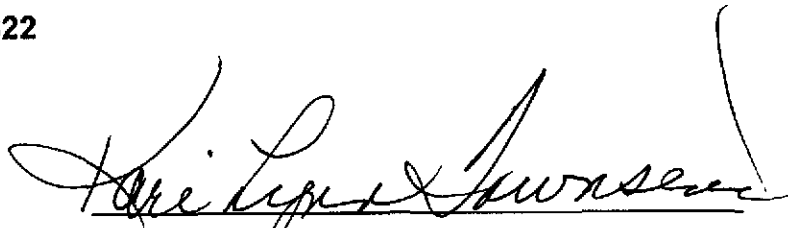
CERTIFICATE OF SERVICE

I hereby certify that on January 24, 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.

65-22904

**ROBERT L BEVAN
PO BOX 326
GARDEN VALLEY ID 83622**

A handwritten signature in black ink, appearing to read "Kari Lynn Townsend", is written over a horizontal line.

**Kari Lynn Townsend
Secretary**

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

Comment Report

65-22904

1. Igraves 11/30/2004 Comment/Analysis

Comment: Both sources are used in a common sprinkler irrigation system. Water in the unnamed stream is subject to available snow and irrigation run-off. No other rights are used. This application replaces lapsed permit 65-12489.

2. kwalker 1/21/2005 Permit Review

Comment: Application not located in any problem areas. Recommend approval.

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

Initial review by g Date 11/29/04 Application # 65-22904

REQUIRED INFORMATION

- ☒ Name (for corporation or partnership, names & addresses for director, officers, &/or other partners must be included)
- ☒ Address
- ☒ Source (see USGS quad for source names)
- ☒ P/D (10 acres for spring, lot & block descriptions for subdivisions, local name)
- ☒ County
- ☒ Quantity (flow & /or volume)
- ☒ Period of use 3/15-10/31
- ☒ Nature of use (list details in appl. Item 8 if non-irrigation)
- ☒ Description of diverting works
- ☒ Time required for beneficial use of water
- ☒ P/U
- ☒ Map (show T, R, S, QQ &/OR QQQ)
- ☒ Subdivision plat (if > 1 home restricted area ≥ 5 homes non-restricted area) N/A 1 home
- ☒ Signature (if corporation, partnership, municipality, need title of signatory)
- ☒ Correct fee paid
- Government Lots
N P/D
N P/U

RECEIVED
JAN 19 2005
Department of Water Resources

ADDITIONAL INFORMATION

ADVERTISE REMARKS

☒ YES ☐ NO

YES NO

- ☐ ☒ P/D overlap (explain)
- ☐ ☒ P/U overlap (explain)
- ☐ ☒ Critical groundwater area (send letter)
- ☐ ☒ Ground water management area (send letter)
- ☐ ☒ Drilling concern area (send letter)
- ☐ ☒ 1992 moratorium (send letter)
- ☒ ☐ Surface water source, IDFG comment letter
- ☐ ☒ Protected river or minimum flow reach, notify water planning bureau
- ☐ ☒ E-mail to Dam Safety staff (if any storage)
- ☒ ☐ Mitigation plan: "request to process form" in file:
☐ Immediate = closed areas, acceptable plan required & submitted
☒ Future = open areas, plan not required
- ☐ ☒ Send power requirement letter &/or fish farm requirement letter
- ☐ ☒ Power residency affidavit
- ☐ ☒ Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres (if YES, attach large diversion supplementary analysis sheet)

☒ ☐ REQUEST ADDITIONAL INFORMATION FROM APPLICANT

source, period of use, p/u clarification
request to process

Date Requested 11/26/04 Date Response Received 11/29/04

PROCESSING

APPLICATION # 65-22904

YES NO

☒ ☒ In form for advertising
☒ ☒ Statewide advertising (> 10 cfs &/or 1000 af)
☒ ☒ Fee amount, receipt number, & date recorded on application

COMMENT LETTERS

YES NO

☒ ☒ IDEQ
☒ ☒ IDFG
☒ ☒ IDL
☒ ☒ IDWR Water Planning
Bureau

YES NO

☒ ☒ US BLM
☒ ☒ US Forest Service
☒ ☒ Water Dist # 65 *sent 12-10-04*
☒ ☒ Other - list here or attach information *rec'd 12-13-04*

FINAL REGIONAL PROCESSING REVIEW

YES NO

☒ ☒ Affidavit of publication received
☒ ☒ Application published correctly? If not, record action taken _____

☒ ☒ Publication dates & paper recorded on application
☒ ☒ Final date for protest 1-3-05
☒ ☒ Protests received
☒ ☒ Recommendations attached
☒ ☒ Measuring device required
☒ ☒ Water delivered by water master? District # 65
☒ ☒ Special conditions of approval or cover letter

see WM recommendations

X23

Recommended Date of Priority 1/8/04

Recommendation ☒ Approve ☐ Deny by Lo - Cramer Date 1/13/05

ADDITIONAL INFORMATION

☒ See attached proof report, note Legal Notice Remarks &/or Comments

☒ Shapefile completed (optional: attach with proof report)

IDAHO DEPARTMENT OF WATER RESOURCES

Water Application Report 65-22904

WATER RIGHT NUMBER: 65-22904

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROBERT L BEVAN PO BOX 326 GARDEN VALLEY, ID 83622 (208)462-8023

Priority Date: 07/08/2004

Basis:

Status: Active

<u>Source</u>	<u>Tributary</u>
MIDDLE FORK PAYETTE RIVER	PAYETTE RIVER
UNNAMED STREAM	MIDDLE FORK PAYETTE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 10/31	0.120 CFS	
STOCKWATER	01/01 to 12/31	0.020 CFS	
	<u>Total Diversion.</u>	0.140 CFS	

Location of Point(s) of Diversion

MIDDLE FORK PAYETTE RIVER	SW1/4SE1/4	Sec. 10, Twp 09N, Rge 04E, B.M.
BOISE County		
UNNAMED STREAM	SW1/4SE1/4	Sec. 10, Twp 09N, Rge 04E, B.M.
BOISE 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	
09N	04E	10												1.0			5.0		6.0

Total Acres: 6

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	
09N	04E	10												X			X		

IDAHO DEPARTMENT OF WATER RESOURCES
Water Application Report 65-22904

Conditions of Approval:Remarks:Comments:

1. Igraves 11/30/2004 Comment/Analysis

Comment. Both sources are used in a common sprinkler irrigation system. Water in the unnamed stream is subject to available snow and irrigation run-off. No other rights are used. This application replaces lapsed permit 65-12489

Dates and Other Information:

Application Received Date: 7/8/2004

Application Denied Date:

Last Date of Beneficial Use.

Extension End Date:

Protest Deadline Date:

Number of Protests. 0

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Application Type: New Appropriation

Applicant Remarks:

Other Water Rights: Snow run-off, irrigation run-off onto my property and unnamed creek on my property

Time to Complete Works: 1

Transfer Affected Description:

Transfer Affected Contracts:

Old Transfer Number.

Transfer Reason:

Transfer Return Flows:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:

RECEIVED

DEC 27 2004

WATER RESOURCES
WESTERN REGION

The Idaho World

P.O. Box 99
Garden Valley, ID 83622
(208) 462-3487

State of Idaho)
)
County of Boise)

Deanna Stevenson, being duly sworn, deposes and says: that she is the Editor of THE IDAHO WORLD, a weekly newspaper published at Idaho City, in the County of Boise and the State of Idaho; the said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Idaho City; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for two (2) consecutive weeks in the entire and regular issue of every number of said paper during the period and time of publication and was published in the newspaper and not a supplement; that said paper has been established and regularly and continuously published for more than seventy eight weeks past previous to the first publication of this notice. Such notice was published with the issue beginning with Dec 15, 2004 and ending with the issue of Dec 22, 2004.

Deanna Stevenson

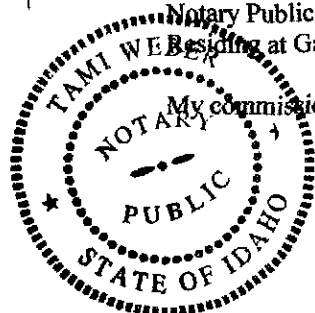
State of Idaho)
)
County of Boise)

On this 23 day of Dec in the year 2004, before me, a notary public, personally appeared Deanna Stevenson 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.

Tami Weber

Notary Public for Idaho
Residing at Garden Valley, Idaho

My commission expires 2/10/05



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

65-22804

ROBERT L BEVAN
PO BOX 326

GARDEN VALLEY ID 83622

Point(s) of Diversion	SWSE	S10	T09N	R04E
BOISE County	Source MIDDLE FORK PAYETTE RIVER			
Tributary To PAYETTE RIVER				

Point(s) of Diversion	SWSE	S10	T09N	R04E
BOISE County	Source UNNAMED STREAM			
Tributary To MIDDLE FORK PAYETTE RIVER				

Use: IRRIGATION 03/15 To 10/31 0.12 CFS

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

Total Diversion: 0.14 CFS

Date Filed: 07/08/2004

Place Of Use: IRRIGATION

T09N R04E S10 SESW SWSE

Number of Acres 6

Place Of Use: STOCKWATER

T09N R04E S10 SESW SWSE

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of See 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 01/03/2005. The protestant must also send a copy of the protest to the applicant.
KARL J DREHER, Director

Published in the Idaho World on September 15 and 22, 2004.

12-04

State of Idaho
Department of Water Resources

RECEIVED

DEC 13 2004

WATER RESOURCES
WESTERN REGION

RECOMMENDATION OF WATERMASTER

Application No: 65-22904

Applicant's Name: Robert L. Bevan

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: To be under control of Water District No. 65 and subject to Annual Assessments and Water Bank, Rental Pool Fees.

- c) ☐ I oppose approval of this application for the following reasons:

d) Additional Comment: _____

Dated this 9th day of December, 2004

Water District No. 65

Ron Shurtleff
Ron Shurtleff, Watermaster

Use reverse side of page if you need more space

Kreger (Taylor), Sue

To: Waterdist65@srvinet.com
Subject: comment letters

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

December 10, 2004

RON SHURTLEFF
WATER DISTRICT 65
102 N MAIN
PAYETTE ID 83661

Re: Application(s) for Water Right

Dear Ron:

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,



65-22903.pdf



65-22904.pdf



65-22919.pdf



Copy of
commendation of Wa

Sue Kreger
(208) 334-2190
Id Dept Water Resources
Sue.Kreger@idwr.idaho.gov

Kreger (Taylor), Sue

To: eleitzin@idfg.state.id.us
Subject: comment letters

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

December 8, 2004

ERIC LEITZINGER, IDFG
PO BOX 25
BOISE ID 83707

Re: Applications for Permit

Dear Eric:

Enclosed is a copy(s) of an application(s) for permit. 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 January 3, 2005.

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

Sincerely,

Sue Kreger
(208) 334-2190
Id Dept Water Resources
Sue.Kreger@idwr idaho.gov



2-10264.pdf



63-32010.pdf



65-22903.pdf



65-22904.pdf



65-22919.pdf



67-14500.pdf

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

December 08, 2004

Legal Notice Department
IDAHO WORLD
PO BOX 99
GARDEN VALLEY ID 83622

RE: Applications for Permit No. 65-22903 and 65-22904

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find legal notices 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 notices 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 01/03/2005. 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:

65-22904

ROBERT L BEVAN
PO BOX 328
GARDEN VALLEY ID 83622

Point(s) of Diversion SWSE S10 T09N R04E BOISE County Source MIDDLE FORK PAYETTE RIVER
Tributary To PAYETTE RIVER

Point(s) of Diversion SWSE S10 T09N R04E BOISE County Source UNNAMED STREAM
Tributary To MIDDLE FORK PAYETTE RIVER

Use: IRRIGATION 03/15 To 10/31 0.12 CFS

Use STOCKWATER 01/01 To 12/31 0.02 CFS

Total Diversion 0.14 CFS

Date Filed: 07/08/2004

Place Of Use IRRIGATION

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Number of Acres 6

Place Of Use STOCKWATER

T09N R04E S10 SESW SWSE

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KARL J DREHER, Director

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