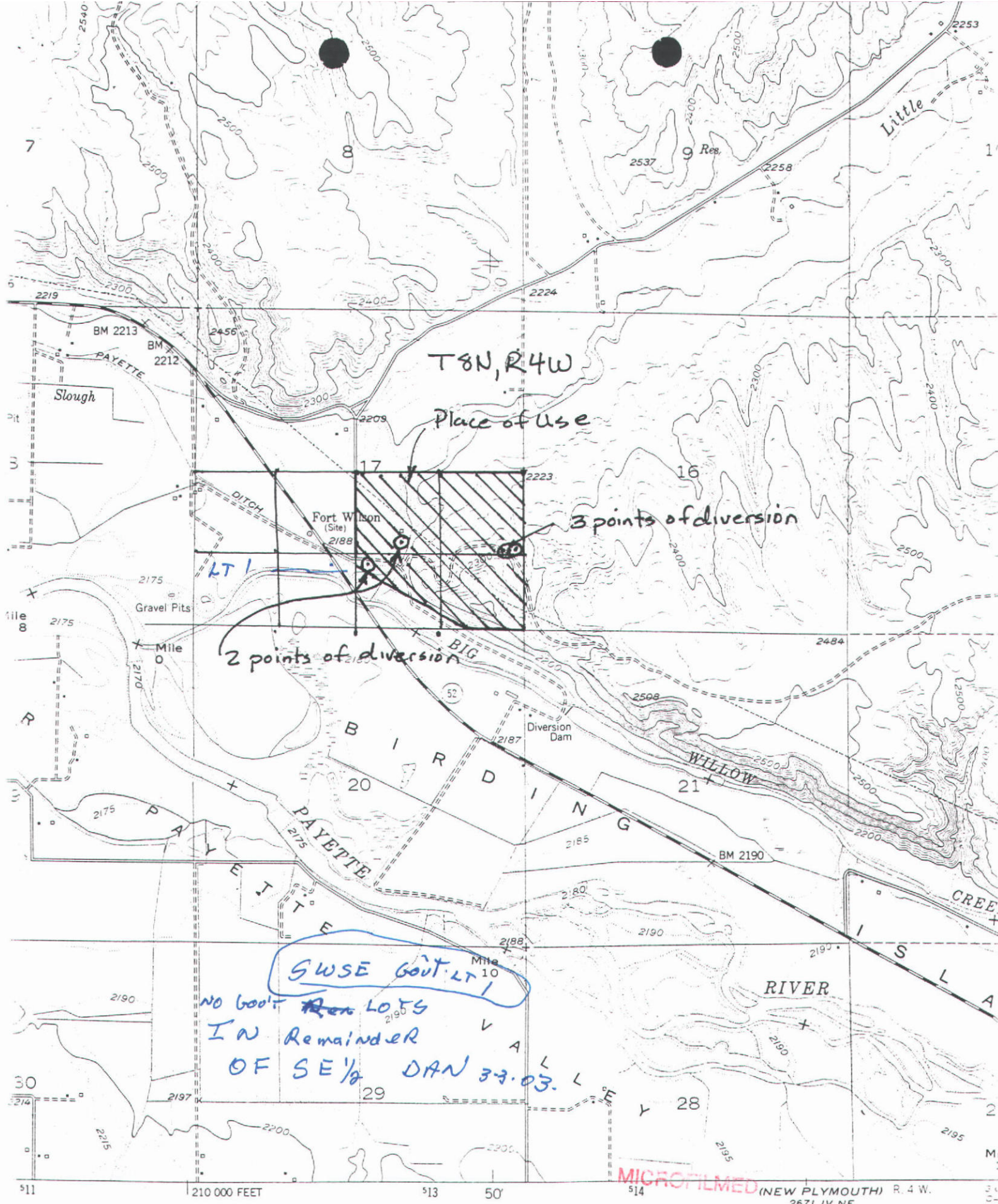
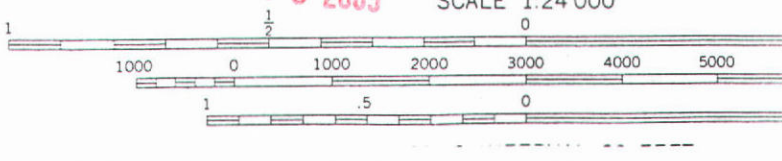
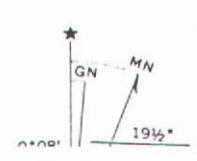




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MICROFILMED (NEW PLYMOUTH) R. 4 W.
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MICROFILMED
JUN 05 2003



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JUN 05 2003

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

RECEIVED
APR 28 2003
Department of Water Resources

Initial review by DAN Date 3-3-03 Application # 65-22769

CC Correspondence TO: HOFSTETTER LAW OFFICE, LLC
ATTN: Dana HOFSTETTER, 608 WEST FRANKLIN ST.
BOISE, ID, 83702

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, the names and addresses for the director, officers, and other partners must be included)
- ☒ Address
- ☒ Source (See USGS Quad for names of water sources)
- ☒ Point of Diversion (10 acres for spring, lot & block descriptions for Subdivisions, local name)
- ☒ County
- ☒ Quantity (Flow and /or Volume) 100022 x 2500 = 0.55 cfs OK
- ☒ 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 (Show T, R, S, QQ &/OR QQQ)
- ☒ Subdivision plat (for > 1 home in restricted area ≥ 5 homes in non-restricted area)
- ☒ Signature (if applicant is corporation, partnership, or municipality, title of signatory is required)
- ☒ Correct fee paid

Government Lots

yes P/D

yes P/U

ADDITIONAL INFORMATION

YES ADVERTISE REMARKS (Yes or No)

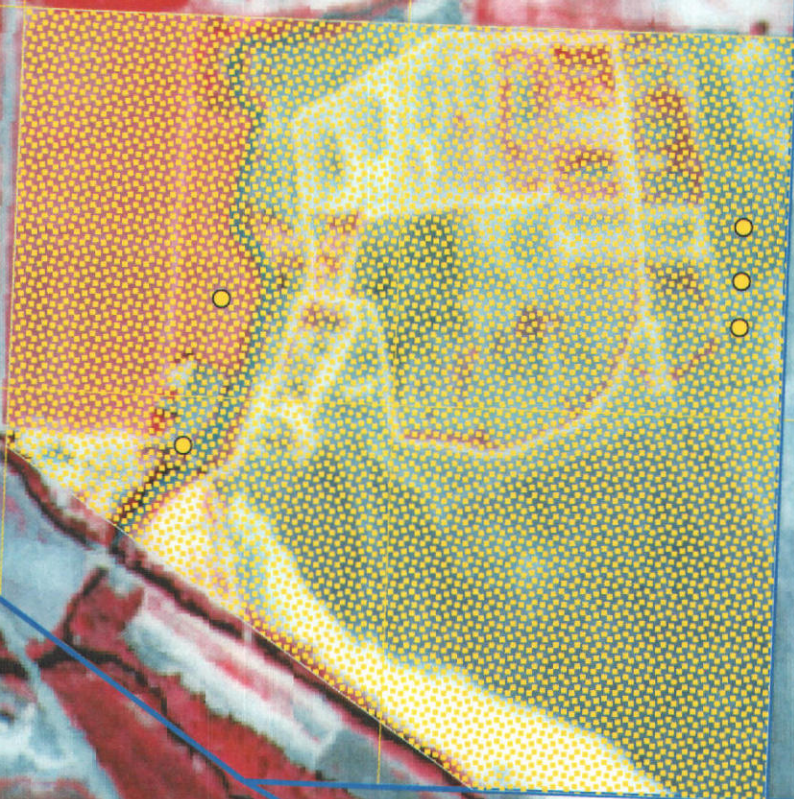
YES NO

- ☒ Overlapping place of use (Describe source and relationship to present application on next page) 65-7462 is for Domestic use and for 2500 head of
- ☒ Overlapping point of diversion Livestock. This Application is for an
- ☒ Critical groundwater area additional 2500 head for a total
- ☒ Ground water management area of 5,000 head. 65-7616 is a Domestic
- ☒ 1992 moratorium water right.
- ☒ Surface water source, IDFG letter needed
- ☒ Protected river or minimum flow reach, notify water planning bureau
- ☒ E-mail to SCA staff (perennial stream, non-pump diversion &/or any mining)
- ☒ E-mail to Dam Safety staff (for any storage)
- ☒ Mitigation plan Check any that apply
- ☐ Immediate = acceptable plan required and submitted
- ☒ Future = open areas, acceptance of condition of approval is in file
- ☒ 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 THE APPLICANT

Date Requested _____ Date Response Received _____

Workflow Shape Created
by DAN 3/4/2003

UNPROFILMED
JUN 05 2003



State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 65-22769

Priority. January 17, 2003

Maximum Diversion Rate. 0.55 CFS

This is to certify, that CHERYL F COLWELL And
GEORGE E COLWELL
3990 HWY 52
PAYETTE ID 83661

has applied for a permit to appropriate water from

Source: GROUND WATER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
STOCKWATER	01/01 to 12/31	0.55 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L1 (SW $\frac{1}{4}$ SE $\frac{1}{4}$), Sec. 17, Twp 08N, Rge 04W, B.M., PAYETTE County
GROUND WATER NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, Twp 08N, Rge 04W, B.M., PAYETTE County
GROUND WATER NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, Twp 08N, Rge 04W, B.M., PAYETTE County
GROUND WATER NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, Twp 08N, Rge 04W, B.M., PAYETTE County
GROUND WATER NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, Twp 08N, Rge 04W, B.M., PAYETTE County

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
08N 04W 17													X	X	X	X	

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **May 01, 2008**.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
5. 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.
6. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.

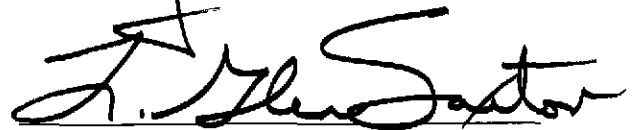
MICROFILMED
MAY 05 2009

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 65-22769

7. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
8. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department
9. Stockwater use is for 2500 cattle

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 1st day of May, 2003


for
KARL J DREHER, Director

MICROFILMED
JUN 5 2003

Ident. No. 65-22769

RECEIVED

APR 28 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED

JAN 17 2003

WATER RESOURCES
WESTERN REGION

Department of Water Resources

1. Name of Applicant George E Colwell and Cheryl F Colwell Phone 208-278-3448
Mailing address 3990 Highway 52, Payette, ID 83661
2. Source of water supply ground water which is a tributary of NA
3. Location of point of diversion is Township 8N Range 4W Sec. 17 in the 1/4
SW 1/4, SE 1/4, Govt. Lot 1, B.M., Payette County;
additional points of diversion if any: NESE Sec 17 (3 points), NWSE Sec 17

4. Water will be used for the following purposes:

- Amount 0.55 for stockwater 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)

5. Total quantity to be appropriated is (a) 0.55 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 5 wells with electric
submersible pumps
- b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet
- c. Proposed well diameter is NA inches; proposed depth of well is _____ feet existing wells
- d. Is ground water with a temperature of greater than 85°F being sought? no
- e. If well is already drilled, when? unknown; 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 5 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. 2500 beef cattle
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. _____

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JUN 05 2003

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	
8N	4W	17													S	S	S	S	

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. 65-7462

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: Application seeks stockwater for 2,500 head of cattle. In combination with 65-7462 will provide water for up to 5,000 head of cattle at existing feedlot and surrounding area.

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.)

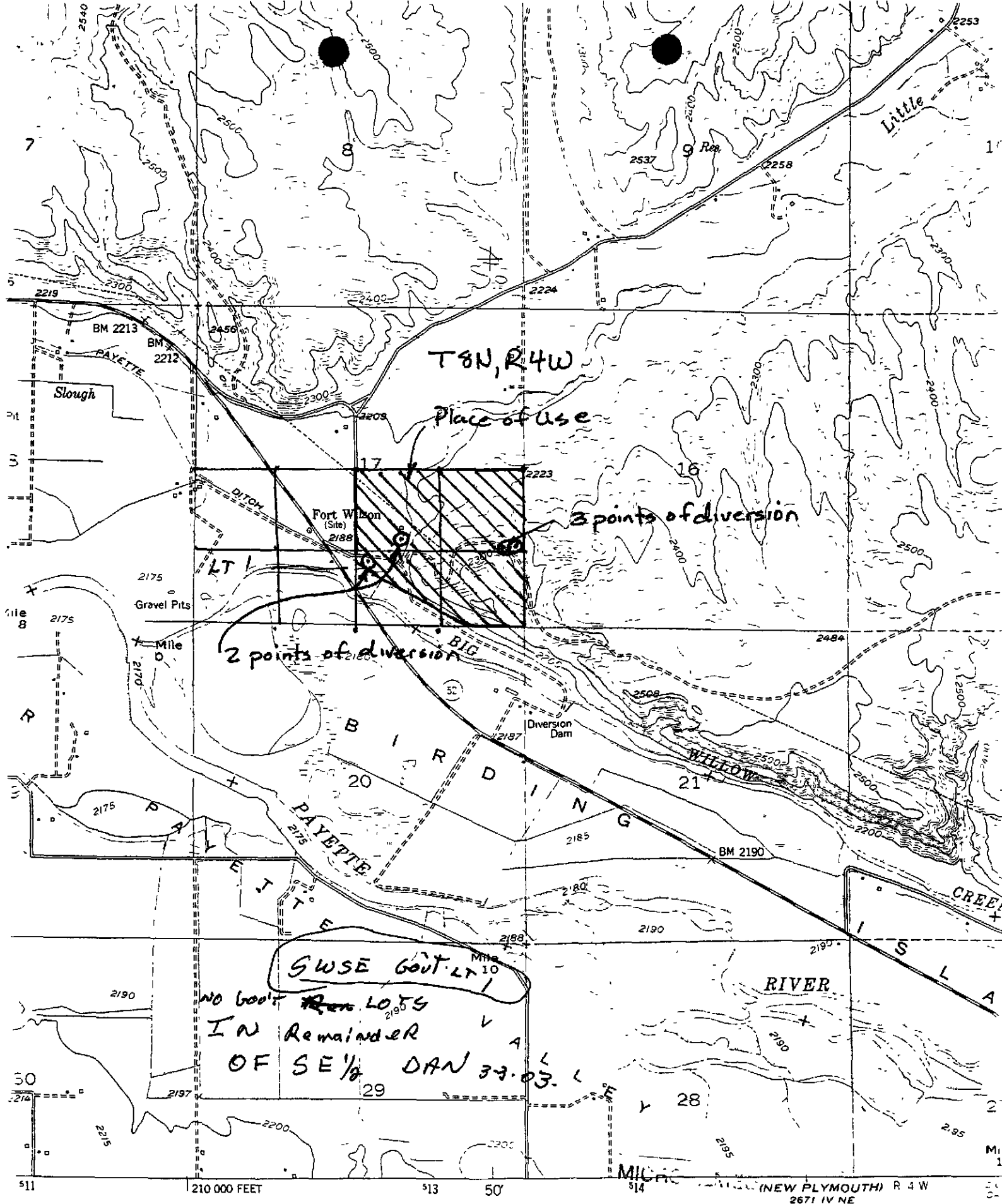
BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

MICRO FILMED

JUN 9 5 2003

Ernest E. Colwell owns 1/15/03
Signature of Applicant (and title, if applicable)
Ernest E. Colwell 1/15/03

Received by DAH Date 1-17-03 Time 5:00pm Preliminary check by DAH
Fee \$ 250- Received by DAH # W029984 Date 1-17-03
Publication prepared by DAH Date 3-19-03 Published in INDEPEN PRICE
Publication approved DAH Date 4-7-03



ned by the Geological Survey

aphs by multiplex methods

2 Aerial photographs taken 1950

th American datum

3 coordinate system input 7000

REQUEST TO PROCESS

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

Name of Applicant George E Colwell and Cheryl F Colwell
Mailing Address 3990 Highway 52, 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.

 X 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

George E Colwell Cheryl F Colwell

Date

1/15/03 1/15/03

Please return this form to:

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

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JAN 15 2003

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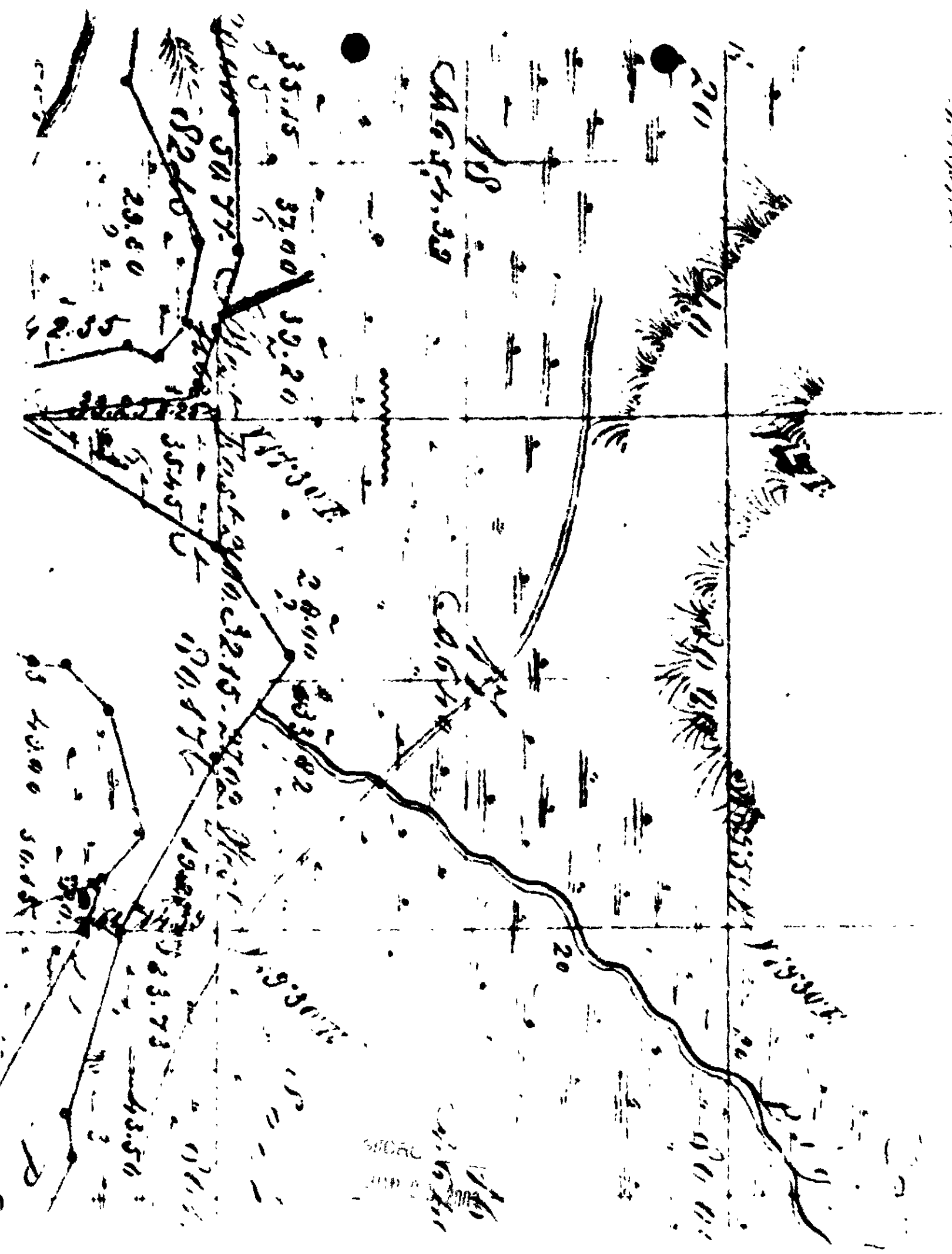
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JAN 12 5 2008

16.11.1901





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 2, 2003

GEORGE E. COLWELL
3990 HWY 52
PAYETTE ID 83661

RE: Permit No. 65-22769

Permit Approval Notice

Dear Permit Holder:

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

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

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

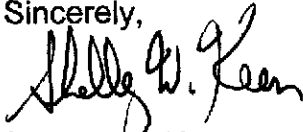
The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this water right permit were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Ground Water Protection Section located here at this office or our regional office nearest you.

MICHOIEMED
MAY 15 2003

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

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

Sincerely,

A handwritten signature in black ink, appearing to read "Shelley W. Keen". The signature is fluid and cursive, with the first name being the most prominent.

Shelley W. Keen

Water Rights Supervisor

Enclosure(s)

cc: HOFSTETTER LAW OFFICE LLC

MICROFILMED

JUN 3 5 2003

CERTIFICATE OF SERVICE

I hereby certify that on May 2, 2003 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. 65-22769

**GEORGE E COLWELL
3990 HWY 52
PAYETTE ID 83661**

**HOFSTETTER LAW OFFICE LLC
C/O DANA L HOFSTETTER
608 W FRANKLIN ST
BOISE ID 83702**


**Deborah J. Gibson
Administrative Assistant**

**MICROFILMED
MAY 5 2003**

**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.

MICROFILMED

JUN 05 2003

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

MEMORANDUM

Date: May 01, 2003
To: Water Right File 65-22769
From: dgibson
Re: Permit Review

During my review of this application for development of a ground water right from existing diversion points for the expansion of stockwater use in an existing stockyard or confined animal feedlot for an additional 2500, for a maximum of 5000 head. The department received no protests from the public, however because of the near proximity to Willow Creek and the Payette River, I have included conditions 082 and 106 (county ordinance requirements and DEQ requirements) to this permit. These applicants also have a licensed water right (65-7462) for stockwater and domestic uses

Additionally, another pending application no. 65-22773 also wants to increase the number of stock by 3500 for a maximum of 6,000 head, located across Willow Creek from this right.

MICROFILMED

MAY 05 2003

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

Initial review by DAN Date 3-3-03 Application # 65-22769

REQUIRED INFORMATION

- X Name (If applicant is a corporation or partnership, the names and addresses for the director, officers, and other partners must be included)
- X Address
- X Source (See USGS Quad for names of water sources)
- X Point of Diversion (10 acres for spring, lot & block descriptions for Subdivisions, local name)
- X County
- X Quantity (Flow and/or Volume) 100022 x 2500 = 0.55 cfs OK
- X Period of use
- X Nature of proposed use (Include description of use)
- X Description of diverting works
- X Time required for beneficial use of water
- X Place of use or acres irrigated
- X Map (Show T, R, S, QQ &/OR QQQ)
- N/A Subdivision plat (for > 1 home in restricted area ≥ 5 homes in non-restricted area)
- X Signature (If applicant is corporation, partnership, or municipality, title of signatory is required)
- X Correct fee paid

Government Lots

YES P/D

YES P/U

ADDITIONAL INFORMATION

YES ADVERTISE REMARKS (Yes or No)

YES NO

- X Overlapping place of use (Describe source and relationship to present application on next page) 65-7462 is for Domestic use and for 2500 head of livestock. This Application is for an additional 2500 head for a total of 5,000 head. 65-7616 is a Domestic Water Right.
- X Overlapping point of diversion
- X Critical groundwater area
- X Ground water management area
- X 1992 moratorium
- X Surface water source, IDFG letter needed
- X Protected river or minimum flow reach, notify water planning bureau
- X E-mail to SCA staff (perennial stream, non-pump diversion &/or any mining)
- X E-mail to Dam Safety staff (for any storage)
- X Mitigation plan Check any that apply
- Immediate = acceptable plan required and submitted
- X Future = open areas, acceptance of condition of approval is in file
- X Send power requirement letter &/or fish farm requirement letter
- X Power residency affidavit
- X Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres (if YES, attach Large Diversion supplementary analysis sheet)
- X REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested _____ Date Response Received _____

PROCESSINGAPPLICATION # 65-

YES NO

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

SEND COPIES TO NOTE IF E-MAIL COMMENT LETTER USED

YES NO

☐ ☒ I.D. Environmental Quality
☐ ☒ I.D. District Health
☐ ☒ I.D. Fish & Game
☐ ☒ I.D. Lands

YES NO

☐ ☒ US BLM
☐ ☒ US Forest Service
☐ ☒ Water Dist #
☐ ☒ Water Planning Bureau
☐ ☒ Other

FINAL REGIONAL PROCESSING REVIEW

YES NO

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

☒ ☐ Publication dates and paper recorded on application

☐ ☒ Final date for protest 4-7-03

☐ ☒ Protests received

☐ ☒ Recommendations attached

☐ ☒ Measuring device required

☐ ☒ Water delivered by water master? District #

☒ ☐ Special conditions of approval or cover letter

046, 121, See also comments by Dan Nelson, related to total diversion limitation.

Recommended Date of Priority 1/17/03Recommendation ☒ Approve ☐ Deny by Dan S Date 4/24/03**ADDITIONAL INFORMATION**

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

☐ See attached shapefile

Workflow Shape Created
by DAN 3/4/2003

PROFILMED
JUN 05 2003

Affidavit of Publication

Copy of Notice
(First Copy)

STATE OF IDAHO,
COUNTY OF PAYETTE

ss.

Application for Water Right
TITLE OF PUBLICATION

Dept. of Water Resources
SPONSOR OF PLAINTIFF
PLAINTIFF OR LEGAL AGENT

I, Darlene Gresson, being

duly sworn, deposes and says:

That 5 he is the Clerk of

THE INDEPENDENT-ENTERPRISE, a weekly newspaper published at Payette, in the County of Payette and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Payette; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for two (2) consecutive weeks in the regular and entire issue of said paper during the period and 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 March 19, 2003, and ending with the issue of March 26, 2003

STATE OF IDAHO
COUNTY OF

On this 27th day of March in the year of 2003, before me, a Notary Public, personally appeared Darlene Gresson, 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 he executed the same.

Marilyn J. Christensen
Notary Public for Idaho

Residing at Payette, Idaho

My commission expires: 12-1-04

RECEIVED

MAR 31 2003

WATER RESOURCES
WESTERN REGION

STATEMENT

Independent-Enterprise

PAYETTE, IDAHO

Number of Lines 33

Number of Insertions two (2)

33 Lines @ 2.73 . . . \$ 90.09

33 Lines @ 2.34 . . . \$ 77.22

TOTAL COST
WILL BE \$ 167.31

MICROFILMED

JUN 05 2003

No 656

APPLICATION FOR WATER RIGHT

The following application(s) have been filed to appropriate the public waters of the State of Idaho.
65-22769

CHERYL F COLWELL
3990 HWY. 52
PAYETTE, ID 83661
GEORGE E COLWELL
3990 HWY. 52
PAYETTE, ID 83661

Point(s) of Diversion	L1 (SWSE)	S17	T08N	R04W	PAYETTE County	Source GROUND WATER
Point(s) of Diversion	NWSE	S17	T08N	R04W	PAYETTE County	Source GROUND WATER
Point(s) of Diversion	NESE	S17	T08N	R04W	PAYETTE County	Source GROUND WATER
Point(s) of Diversion	NESE	S17	T08N	R04W	PAYETTE County	Source GROUND WATER
Points(s) of Diversion	NESE	S17	T08N	R04W	PAYETTE County	Source GROUND WATER
Use, STOCKWATER	01/01 To 12/31	0.55 CFS				
Total Diversion.		0.55 CFS				

Date Filed: 01/17/2003

Place Of Use: STOCKWATER

T08N R04W S17 NESE NWSE SWSE SESE

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 Way, Boise, ID 83705 together with a protest fee of \$25.00 for each application on or before 04/07/2003. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

No. 656

March 19, 26



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 12, 2003

Legal Notice Department
Independent Enterprise
124 S MAIN
Payette ID 83661

RE: Application for Permit Nos. 65-22769 and 65-22773

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 04/07/2003. Your cooperation is appreciated.

Sincerely

Sue Taylor
Senior Secretary

MICROFILMED

MAR 12 2003

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

65-22769

CHERYL F COLWELL
3990 HWY 52
PAYETTE ID 83661
GEORGE E COLWELL
3990 HWY 52
PAYETTE ID 83661

Point(s) of Diversion L1 (SWSE)	S17 T08N R04W PAYETTE County	Source GROUND WATER
Point(s) of Diversion NWSE	S17 T08N R04W PAYETTE County	Source GROUND WATER
Point(s) of Diversion NESE	S17 T08N R04W PAYETTE County	Source GROUND WATER
Point(s) of Diversion NESE	S17 T08N R04W PAYETTE County	Source GROUND WATER
Point(s) of Diversion NESE	S17 T08N R04W PAYETTE County	Source GROUND WATER

Use: STOCKWATER 01/01 To 12/31 0.55 CFS

Total Diversion: 0.55 CFS

Date Filed: 01/17/2003

Place Of Use: STOCKWATER

T08N R04W S17 NESE NWSE SWSE SESE

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 Way, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 04/07/2003. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

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