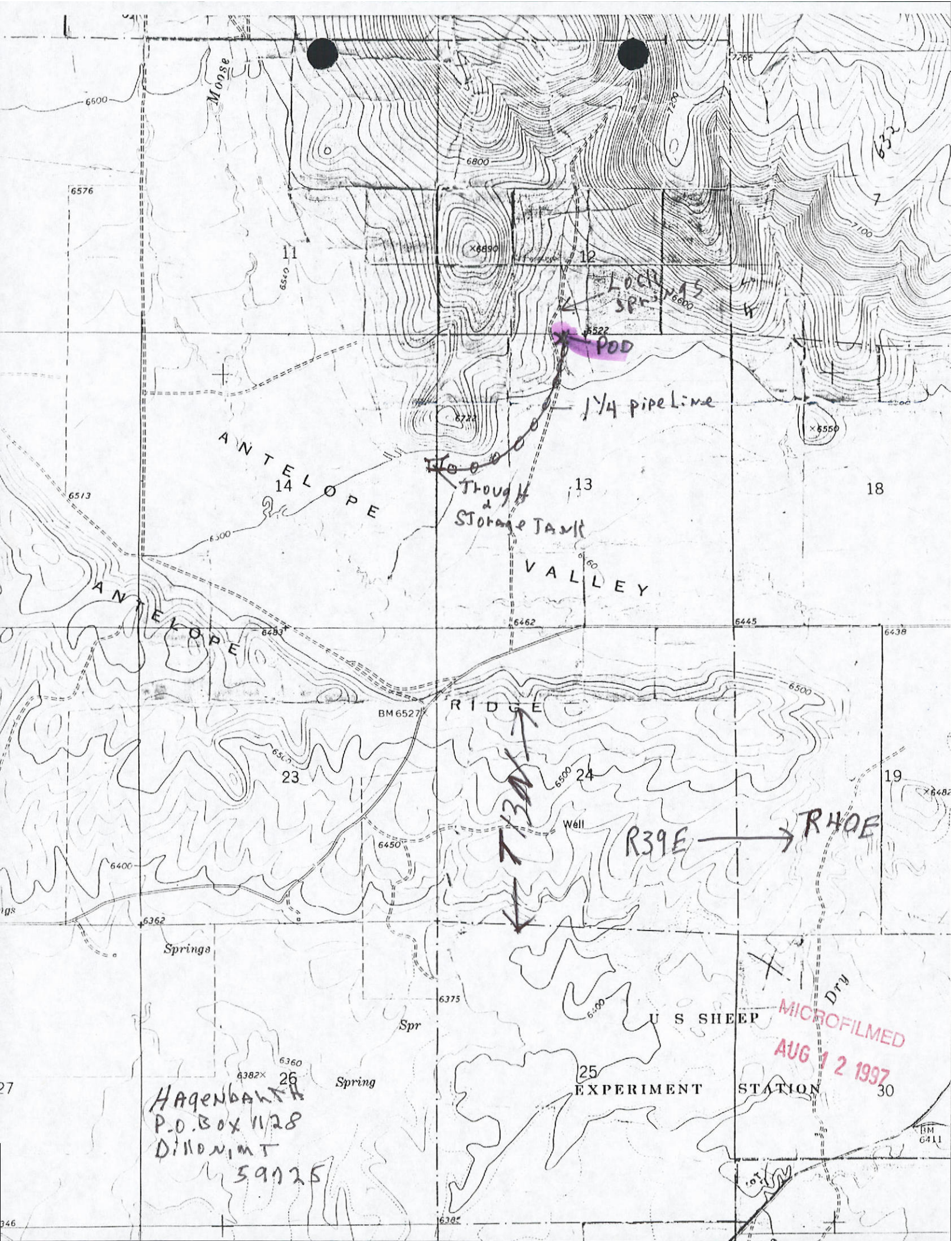




Moose

LOCKYAS SPR

POD

1/4 pipe line

Thought Storage Tank

VALLEY

RIDGE

N 134° E

R39E

R40E

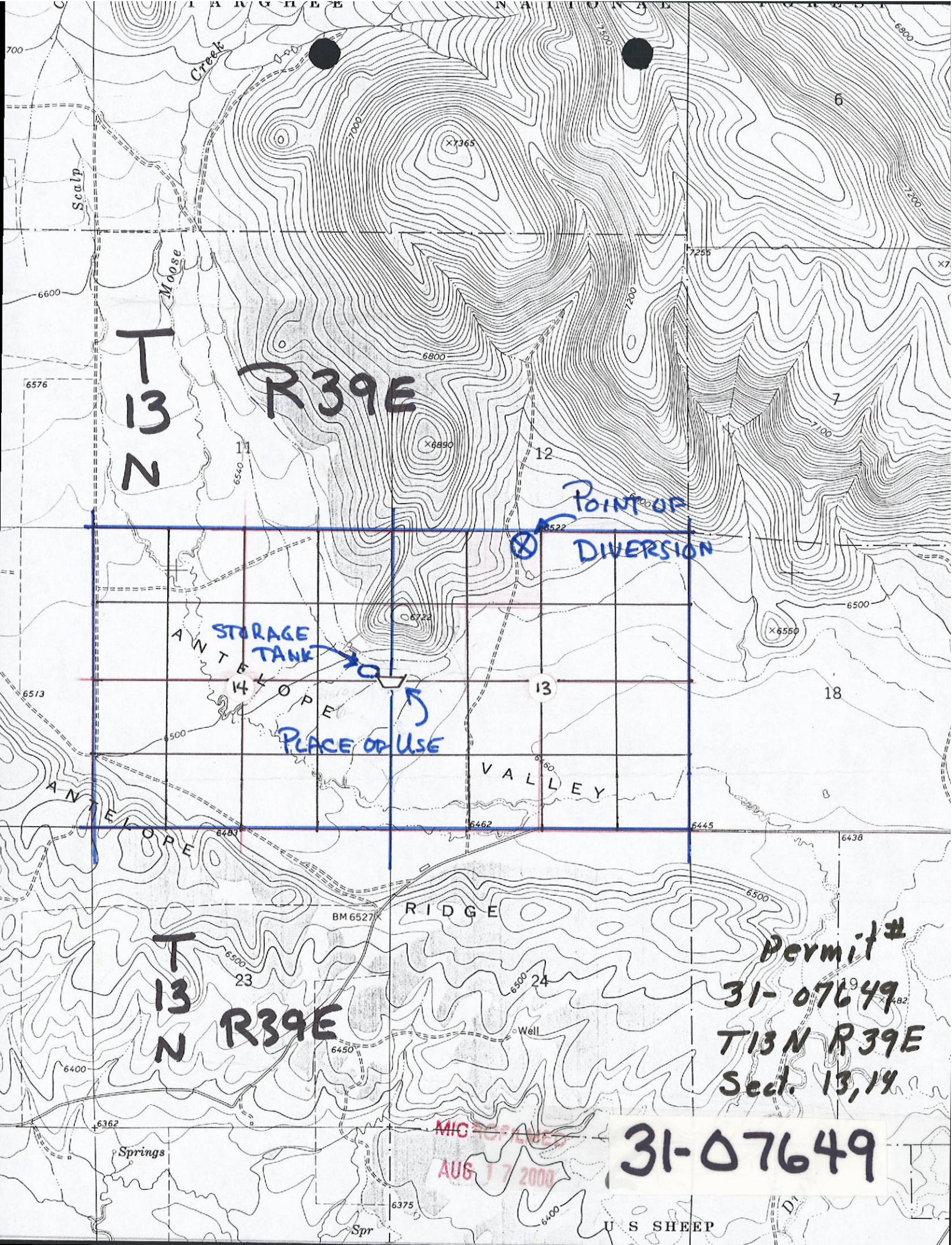
MICROFILMED
AUG 12 1997

U S SHEEP

EXPERIMENT

STATION

Hagenbach
P.O. Box 1128
DILLON, MT
59125



T
13
N

R39E

Point of
DIVERSION

STORAGE
TANK

PLACE OF USE

VALLEY

RIDGE

T
13
N

R39E

Permit #
31-07649
T13N R39E
Sect. 13, 14

31-07649

MIGROFLUOR
AUG 17 2000

U S SHEEP

DRAINAGE WHERE POINT OF DIVERSION
IS LOCATED



PLACE OF USE
(STOCK TROUGH)

31-07649

MICROFILMED
AUG 17 2000

PLACE OF USE

STORAGE TANK

STOCK TROUGH



SEC 14 / SEC 13
T13N, R39E

MICROFILMED
AUG 17 2000

31-07649

31-07649

MICROFILMED
AUG 17 2000

Point of Diversion

Collection Pipe



BLM Boundary Marked
Tree



State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 31-07649

Priority: June 5, 1997

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

7.8 AF

This is to certify, that JAMES F HAGENBARTH
MARGARET HAGENBARTH
DAVID J HAGENBARTH

PO BOX 1128

DILLON MT 59725-1128

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 5, 1997; and has submitted Proof of Beneficial Use on October 9, 1997. An examination indicates that the works have a diversion capacity of 0.020 cfs of water from:

SPRINGS

tributary to SINKS

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>
STOCKWATER	06/01 to 12/31	0.02 CFS	7.8 AF

LOCATION OF POINT(S) OF DIVERSION: NENENW , Sec. 13, Township 13N, Range 39E
CLARK County

PLACE OF USE: STOCKWATER

TWN RGE SEC

13N 39E 13
14

SWNW
SENE

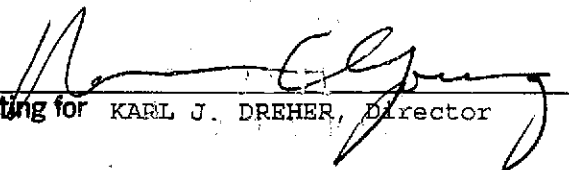
NWSW
NESE

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 31.
2. Source is locally known as Lock Springs.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 7TH day of

AUGUST, 2000.


Acting for KARL J. DREHER, Director

MICROFILMED
AUG 17 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 09 1997

PROOF OF BENEFICIAL USE

Department of Water Resources

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 be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 3107649 Telephone No. 406-683-2163
2. Name(s) of Permit Holder(s): David J. Hagenborth, James E. Hagenborth, Margaret Hagenborth
3. Mailing Address: P.O. Box 1128 Dillon, MT 59225
4. Source of Water: Lock Springs If **GROUNDWATER** (well), Date Drilled: mo. _____ / yr. _____
 - a. Well Driller: _____ Drilling Permit Number: _____ - _____ - _____
 - b. **OPTIONAL:**
Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): _____ Stockwater (No. and type of stock): 1000 cattle
Irrigation (No. of acres): _____ Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: 0.5 cfs OR _____ acre feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device:	Is a measuring device required?	Yes _____ or No <u>✓</u>
	Has the measuring device been installed?	Yes _____ or No <u>✓</u>
Flow Measurement Port:	Is a flow measurement port required?	Yes _____ or No <u>✓</u>
	Has the measurement port been installed?	Yes _____ or No <u>✓</u>
8. Fee Enclosed: \$ 50 (See Fee Schedule on back of the instructions for filing proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system.
Name: Jim Hagenborth Telephone Number: 406 683-2163
Address: P.O. Box 1128 Dillon, MT 59225
10. The information given on this form 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.

Signature of permit holder: James E. Hagenborth Date: 10/6/97
(include your title, if on behalf of company or organization)

MICROFILMED

DEC 08 1997

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 31-07649

Proposed Priority: June 5, 1997

Maximum Diversion Rate:

0.05 CFS

This is to certify, that DAVID J HAGENBARTH
JAMES F HAGENBARTH
MARGARET HAGENBARTH
PO BOX 1128
DILLON MT 59725-1128

has applied for a permit to appropriate water from:
SPRINGS tributary of SINKS

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	06/01 to 12/31	0.05 CFS
------------	----------------	----------

<u>LOCATION OF POINT(S) OF DIVERSION:</u>	NENENW , Sec. 13, Township 13N, Range 39E CLARK County
---	---

PLACE OF USE: STOCKWATER

TWN RGE SEC

13N 39E 13	SWNW	NWSW
14	SENE	NESE

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 1, 1998.
2. Subject to all prior water rights.
3. Use of water under this water right will be regulated by the watermaster of State Water District No. 31.
4. Source is locally known as Lock Springs.
5. Stockwater use is for 1000 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

25th day of July, 1997.

Karl J. Dreher
for Karl J. Dreher, Director

MICROFILMED

AUG 12 1997



JUN 05 1997

Department of Water Resources
Eastern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No. 31-2649

RECEIVED

JUL 15 1997

Department of Water Resources

1. Name of Applicant Margaret, David J., and James F. Phone (406) 683-2163
Mailing address Hagenbarth PO Box 1128, Dillon, MT 59725
2. Source of water supply Lock Springs which is a tributary of Sinks
3. Location of point of diversion is Township 13N Range 39E Sec. 13, in the NE 1/4, NE 1/4, NW 1/4, Govt. Lot , B.M., Clark County;
additional points of diversion if any:
4. Water will be used for the following purposes:
Amount .05 cfs for stockwater purposes from 6/1 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) .05 cfs 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 Aprox. intake structure- 4 feet wide X 4 feet high X 6 feet long. 4000 foot pipeline plus trough and storage
 - 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. 1000 cattle.
 - c. Municipal; show name of municipality.
 - d. Domestic; show number of households.
 - e. Other; describe fully.

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AUG 12 1997

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	
13N	39E	13							S			S							
		14				S									S				

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. A31-00254, A31-00253, A31-10212.

11. a. Who owns the property at the point of diversion? Applicants

b. Who owns the land to be irrigated or place of use? Applicants

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: Lock Spring water use was decreed to applicants' predecessors via the Suave Decree identified as 31-0254 with a 11/21/1914 priority. Applicants made three claims under the Snake River Adjudication based on decreed and historical use: A31-00253, A31-00254 and A31-10212.

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.)

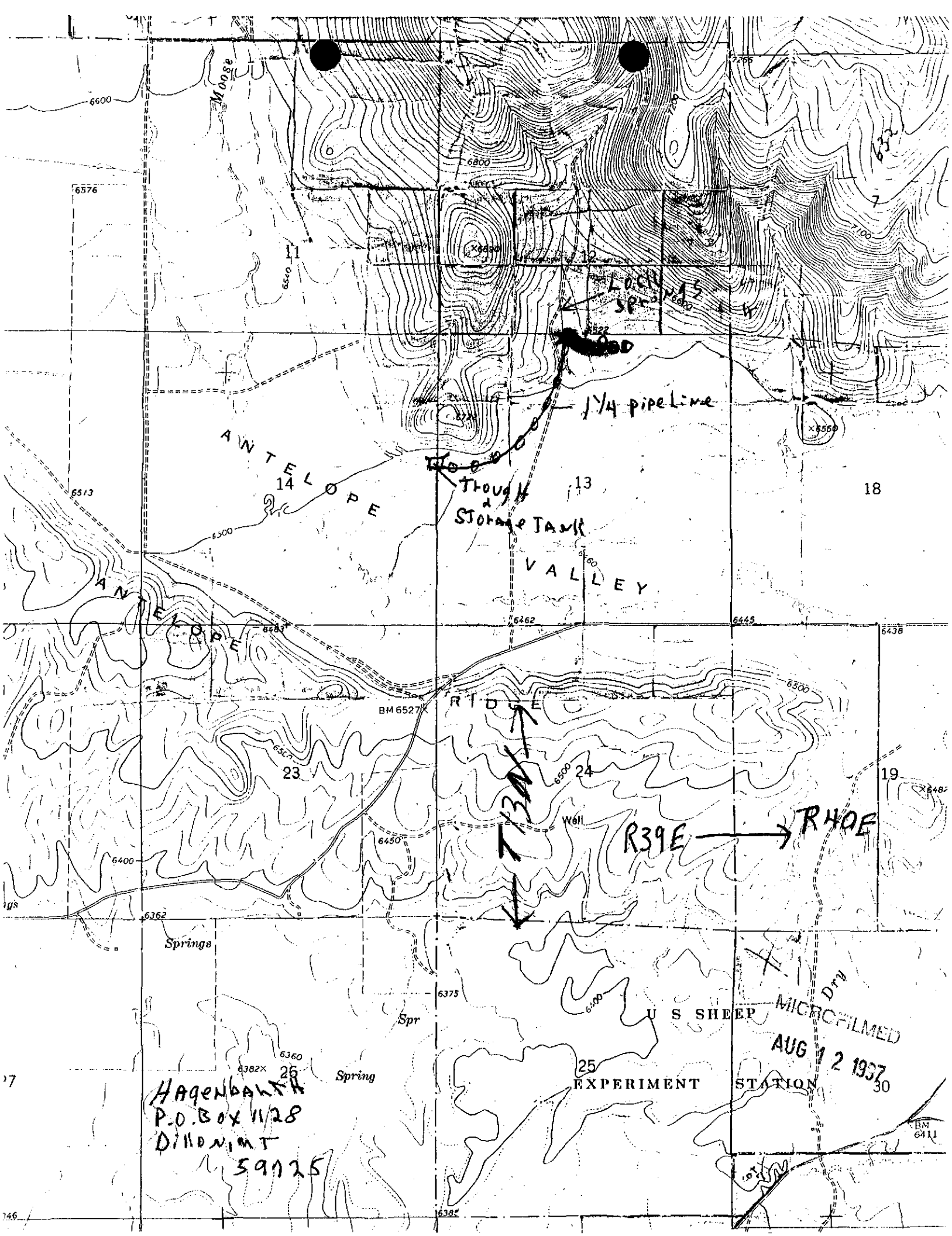
BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Margaret Hagenbath
James F. Hagenbath
 Signature of Applicant (and title, if applicable)

Received by KCW Date 6/5/1997 Time _____ Preliminary check by KCW
 Fee \$ 50.00 Received by KCW # E 023288 Date 6/6/1997
 Publication prepared by RB Date 6-19-97 Published in Post Register
 Publication approved RB Date 7-7-97

MICROFILMED

AUG 12 1997



HAGENBAUGH
P.O. BOX 1128
DILLON, MT
59125

U.S. SHEEP
EXPERIMENT
STATION
AUG 12 1957
30



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

August 15, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JAMES F HAGENBARTH
MARGARET HAGENBARTH
DAVID J HAGENBARTH
PO BOX 1128
DILLON MT 59725-1128

RE: WATER RIGHT NO. 31-07649

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license 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 unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

Also, please note that water right owners are required to report any change of water right ownership and/or change of 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 reporting form.

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

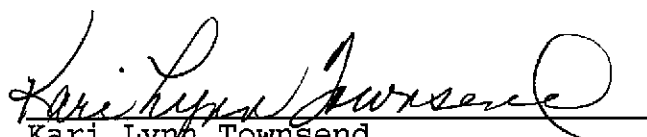
MICROFILMED
AUG 17 2000

CERTIFICATE OF MAILING

I hereby certify that on the **15th** day of **August, 2000**, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER (Approved License)** to the person(s) listed below:

Water Right No. 31-07649

JAMES F HAGENBARTH
MARGARET HAGENBARTH
DAVID J HAGENBARTH
PO BOX 1128
DILLON MT 59725-1128


Kari Lynn Townsend
Secretary

MICROFILMED
AUG 17 2000

**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).

MICROFILMED

AUG 17 2000

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.

LICENSE REVIEW CHECKLIST

Permit No. 31-07649

Date: 7/26/2000

Reviewer: Kay Walker

Change/OK

Name/Address OK

Source OK

Point of Diversion: OK

Does change clarify original intended source? If no, void permit.

Change (P39/P49) Add (P45/P44)

Feds (P40)

W32 (multiple in 1/4/1/4)

W36 (overlap)

W59 (subdivision description)

Place of Use OK

Change (P41/P49) Add (P41/P44) Feds (P43)

W60 (subdivision description)

W27 (ppu acre limit)

Overlaps: Right(s): A31-00254/00253/04027/02070

File reviewed _____ Profile reports printed _____

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion:

Permitted rate 0.05 cfs

Fee Limit 0.20 cfs

Measured 0.02 cfs

Theoretical _____ cfs

Recommended Total Diversion Rate 0.02

Water Uses OK

Change (P46)

Irrigation _____ cfs _____ af

Stockwater 0.02 cfs 7.8 af

Domestic _____ cfs _____ af

_____ cfs _____ af

_____ cfs _____ af

Total 0.02 cfs 7.8 af

~~Irrigation~~ - overlap(R58-R61, R62-R65, R66-R69)

~~supp. Gw~~ (WB7/065/079)

~~overlap spec combined rts~~ (W35)

~~> 1 acre~~ (W31)

~~Domestic~~ (W01/wb5/070/071/075)

~~Power~~ (W42 or W43/025/027/R22 or R23)

~~Fish~~ (042)

~~Fire~~ (077)

~~Water Quality~~ (081/R07)

~~Payette~~ - (W22/047/27A)

~~Stockwater for US~~ (R37)

Volume Determination

0.02 cfs x 1.9835 x 214 days = 8.5 af (vs) _____ acres x _____ (FHR) = _____ af

Remarks: V, 1000 x 0.0134 x 214 / 365 = 7.8

Additional Conditions YES Watermaster Control

NO GW Measurement/Measuring Device

NO Other

Trust (052/R55 - remove 051)

Non-trust (048/049)

Government Lots? NO

Advance Priority? yes

no

If yes, explain why below.

SRBA Claim? NO - Not req'd.

Adjust memo NO

Amend Letters _____

P87, S06

Second Amendment Notice _____

S06

AJ5809NP
No. A31-00253

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/01/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MARGARET HAGENBARTH	01/09/1911	IRRIGATION	04-01 11-01	0.420 CFS	
C	DAVID J HAGENBARTH		STOCKWATER	01-01 12-31	0.240 CFS	
C	JAMES F HAGENBARTH		WILDLIFE	01-01 12-31	0.250 CFS	
TOTAL DIVERSION:					0.420 CFS	
CONSUMPTIVE USE:						313.50 AFA

Water Source: SPRING

Tributary to: SINKS

Stage: DECREED

Point(s) of Diversion:

T13N R39E S13

SENEW

CLARK County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE									
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac			
13N	39E	13	:	24		23		:	06		04		:		34	40	40	:					:	171.0	
13N	39E	14	:					:					:					:	06			32	:	38.0	
																							TOTAL ACRES		209.0

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE								
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
13N	39E	13	:	S		S		:	S		S		:	S	S	S		:	S				:	
13N	39E	14	:					:					:					:	S			S	:	

Place of use Legal Description for: WILDLIFE

				NE				NW				SW				SE								
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
13N	39E	13	:	W		W		:	W		W		:	W	W	W		:	W				:	
13N	39E	14	:					:					:					:	W			W	:	

POU County: CLARK

Non-Irrigation Uses: S/1100 RANGE CATTLE, W/VARIOUS

Other Rights: 31-0254/2125/2077/10208/4027

Remarks: GEN SOURCE KNOWN LOCALLY AS LOCKS SPRING.
WATER FROM LOCKS SPRING HAS BEEN POOLED SINCE 1948 INTO A WATER
DELIVERY SYSTEM DESIGNED BY CLAIMANTS' PREDECESSOR. CONSEQUENTLY
P/U AND P/D'S HAVE CHANGED SOME SINCE THE ORIGINAL APPROPRIATORS
BEGAN USING THIS SOURCE.
SEE ATTACHMENTS "A" & "B"

no SRBA
claim -
not req'd.

A31-00253 - Looks the same as
A31-00254 31-07649. Is it?
A31-10212 Talk to Keith.

P/D different
P/U in SH different
~~Source different~~
~~only~~ diff season of use

S. Keen
6/1/2000

AJ5809NP
No. A31-00254

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/01/00
PAGE: 3

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MARGARET HAGENBARTH	10/21/1914	IRRIGATION	04-01 11-01	0.500 CFS	
C	DAVID J HAGENBARTH					
C	JAMES F HAGENBARTH					
TOTAL DIVERSION:					0.500 CFS	
CONSUMPTIVE USE:						313.50 AFA

Water Source: SPRING

Tributary to: SINKS

Stage: DECREED

Point(s) of Diversion:

T13N R39E S13

SENENW

CLARK County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE				
T	R S	NENE Lt Ac	NWNE Lt Ac	SWNE Lt Ac	SENE Lt Ac	NENW Lt Ac	NWNW Lt Ac	SWNW Lt Ac	SENW Lt Ac	NESW Lt Ac	NWSW Lt Ac	SWSW Lt Ac	SESW Lt Ac	NESE Lt Ac	NWSE Lt Ac	SWSE Lt Ac	SESE Lt Ac	SUM
13N	39E 13	24	23			06		04				34	40	40				171.0
13N	39E 14													06			32	38.0
TOTAL ACRES																	209.0	

POU County: CLARK

Non-Irrigation Uses: NONE

Other Rights: 31-0253/2125/2077/10208/4027

Remarks: GEN SUPERSEDES 31-2169.
SOURCE KNOWN LOCALLY AS LOCKS SPRING.
WATER FROM LOCKS SPRING HAS BEEN POOLED SINCE 1948 INTO A WATER
DELIVERY SYSTEM DESIGNED BY CLAIMANTS' PREDECESSOR. CONSEQUENTLY
P/U AND P/D HAVE CHANGED SOME SINCE THE ORIGINAL APPROPRIATORS
BEGAN USING THIS SOURCE.
SEE ATTACHMENT "A"
CHANGED ADDRESSES TO MATCH FOR MAILING PURPOSES ONLY 3/27/95 DMS

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 31 Field Inspection Flag:
Presumption Flag:

AJ5809NP
No. A31-10212

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/01/00
PAGE: 4

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MARGARET HAGENBARTH	06/01/1915	IRRIGATION	04-01 11-01	0.800 CFS	
C	JAMES F HAGENBARTH					
C	DAVID J HAGENBARTH					
TOTAL DIVERSION:					0.800 CFS	
CONSUMPTIVE USE:						60.00 AFA

Water Source: SPRING

Tributary to: SINKS

Stage: BENEFICIAL USE

Point(s) of Diversion:

T13N R39E S13

SENESEW

CLARK County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
13N	39E	13	:	17		23														:	40.0
																				TOTAL ACRES	40.0

POU County: CLARK

Non-irrigation Uses: NONE

Other Rights: 31-0253/0254/4027/10208

Remarks: GEN THIS CLAIM IS BASED ON CANCELLED APPLICATION FOR PERMIT #31-2075
AND IS THE SAME SOURCE AS STREAM #1. CANCELLATION WAS IMPROPER
SEE ATTACHMENTS "A" & "B" AND ORDER OF CANCELLATION FOR PERMIT
#31-2075
CHANGED ADDRESSES TO MATCH FOR MAILING PURPOSES ONLY 3/27/95 DMS

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

WR0749NP
No. 31-00253

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/01/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	UNION CENTRAL LIFE INSURANCE CO.	01/09/1911	IRRIGATION	05/01 09/01	0.420 CFS	
			STOCKWATER	00/00 00/00		
			DOMESTIC	00/00 00/00		
TOTAL DIVERSION:					0.420 CFS	

Water Source: SPRINGS

Tributary to: CAMAS CREEK

Stage: DECREED

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
13N	39E	13	:					:			I		:			I		:						
13N	39E	14	:			I	I	:					:					:	I					

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: CLARK

Other Water Rights Listing Overlapping Place(s) of use:

31-00254 31-02070 31-04027

Remarks: GEN P/D IN S12, T13N, R39E.

Dates:	App. Received:	Priority Date:	01/09/1911
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 31 Field Exam Fee:

Audit: 07/29/85 05/22/88 CONVERT 02/06/98 CLEARFLD

WR0749NP
No. 31-00254

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/01/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	UNION CENTRAL LIFE INSURANCE CO.	10/21/1914	IRRIGATION STOCKWATER DOMESTIC	05/01 09/01 00/00 00/00 00/00 00/00	0.500 CFS	
TOTAL DIVERSION:					0.500 CFS	

Water Source: SPRING

Tributary to: CAMAS CREEK

Stage: DECREED

Place of use Legal Description for: IRRIGATION

	NE				NW				SW				SE				
T R S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
13N 39E 13	:		:		:		:		:		:		:		:		:
13N 39E 14	:		:		:		:		:		:		:		:		:

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: CLARK

Other Water Rights Listing Overlapping Place(s) of use:

31-00253 31-02070 31-04027

Remarks: GEN P/D IN S12, T13N, R39E.
SUPERSEDES 31-2169.
SOURCE KNOWN LOCALLY AS LOCKS SPRING.

Dates: App. Received: Priority Date: 10/21/1914
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 31 Field Exam Fee:

Audit: 08/19/85 05/22/88 CONVERT 02/06/98 CLEARFLD

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

MAR 1 2000

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 31-07649

1. Owner: David J, James F, Margaret Hagenbath Phone No. (406) 683-2163

Current Address: P.O. Box 1128, Dillon MT 59725-1128

2. Accompanied by: James Hagenbath EXAM DATE: 8-17-1999

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Stream Springs (Lock Springs) tributary to SINKS

B. OVERLAP REVIEW

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
		NE	NE	NW	13	13N	39E	CLARK	ON SITE / USGS MAP

2. Place(s) of Use:

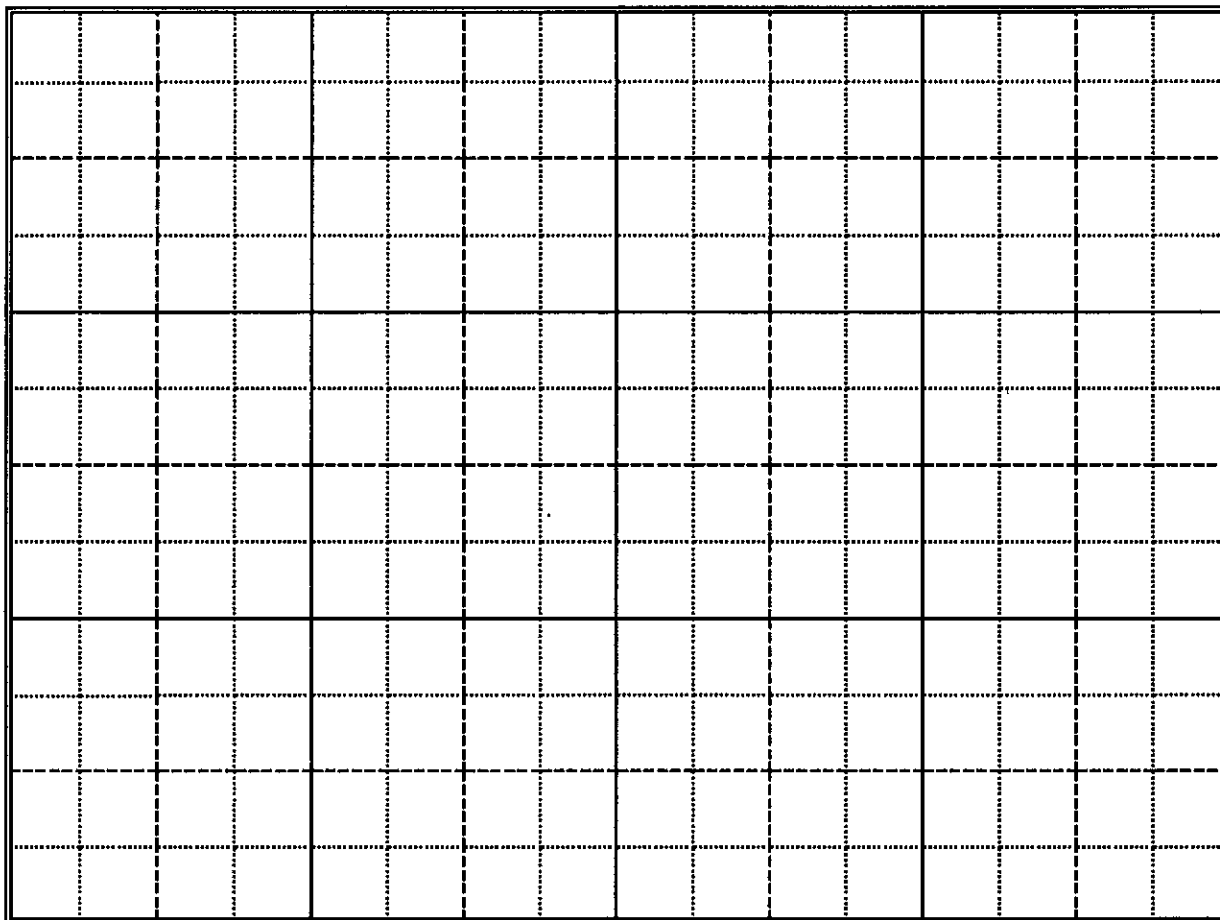
Indicate Method of Determination ON SITE / USGS MAP

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	39E	13							S			S							
		14				S									S				

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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).

____ 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
	NA				

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

D. FLOW MEASUREMENTS

1.

Timed volumetric displacement.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
2 gal container						

2. Measurements:

2 gal / 11.32 sec = 10.6 gpm = 0.02 cfs

AUG 17 2000

E. NARRATIVE/REMARKS/COMMENTS

Source should be stream tributary to sink, source aka Lock Springs

Storage tank 10,000 gal

Diversion structure with boards backs water up. In pool behind diversion structure is a verticle corrugated pipe with perforations. Collects water & water is diverted to storage tank and to stock tank

Stock water is for a maximum of 1000 head

System capable of delivering acre feet needed for all 1000 head within time period (June 1 - December 31)

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

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F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

$$2 \text{ gal in } 11.32 \text{ sec} = 10.6 \text{ gpm} = 0.02 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$$

2. Volume Calculations for Other Uses:

$$V_{\text{stockwater}} = 1000 \text{ head} \times 0.0134 \times \frac{213 \text{ d}}{365 \text{ d/yr}} = 7.8 \text{ afa}$$

$$(0.02 \text{ cfs})(1.9835)(213 \text{ d}) = 9.979 \text{ afa} = 10.0 \text{ afa}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Stockwater	6/1	12/31	0.02 cfs	7.8
Totals:				

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. AUTHENTICATION

Field Examiner's Name Scott C. Wilson Date 8-17-99

Reviewer _____ Date _____

SEAL
MICROFILMED
AUG 17 2000

T
13
N

R39E

POINT OF
DIVERSION

STORAGE
TANK

PLACE OF USE

VALLEY

T
13
N

R39E

Permit #

31-07649

T13N R39E

Secs. 13, 14

31-07649

MICHIGAN

AUG

U S SHEEP

DRAINAGE WHERE POINT OF DIVERSION
IS LOCATED



PLACE OF USE
(STOCK TROUGH)

31-07649

MICROFILMED
AUG 17 2000

PLACE OF USE

STORAGE TANK

STOCK TROUGH



SEC 14 / SEC 13
T13N, R39E

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AUG 17 2000

31-07649



BLM Boundary Marked
TREE



Collection Pipe

Point of Diversion

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31-07649

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 31-07649 Reviewed by [Signature] Date 11-18-97

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
yes Address same as permit?
yes Proof timely received? Correct Uses? yes
If not, complete calculation below.

SOURCE OF WATER

☒ Surface water source
☐ Ground water source

Drilling permit required?
Copy in the file? Drilling Permit No. _____
Amount paid for permit _____ Correct?
Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?
50 Amount Submitted
yes Correct?
no Required?
/ Installed?
/ Waiver requested?

PRIORITY CALCULATION

Date proof received _____
Date proof due _____ -
No. of days late _____ =
Priority Date _____ +
New Priority Date _____

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address [Signature] Proof Made 10-9-97



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 19, 1997

David J Hagenbarth
James F Hagenbarth
Margaret Hagenbarth
PO Box 1128
Dillion MT 59725

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 31-07649

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.

Please be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions concerning the field examination, please contact the department's **EASTERN** Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

JULIE L. YARBROUGH

Senior Secretary, Water Allocation Bureau

c: IDWR - Regional Office

MICROFILMED
DEC 08 1997



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 25, 1997

DAVID J HAGENBARTH
JAMES F HAGENBARTH
MARGARET HAGENBARTH
PO BOX 1128
DILLON MT 59725-1128

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 31-07649

Dear Permit Holder:

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

The permit is a preliminary order issued by IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

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.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address PRIOR TO July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address AFTER July 1, 1996, you must notify the department within 120 days of the change.

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AUG 12 1997

Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department to obtain the proper reporting form.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen". The signature is written in dark ink and is positioned above the typed name.

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

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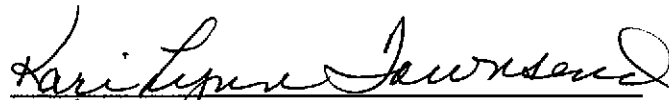
AUG 12 1957

CERTIFICATE OF MAILING

I hereby certify that on the 25th day of July, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right No. 31-07649

DAVID J HAGENBARTH
JAMES F HAGENBARTH
MARGARET HAGENBARTH
PO BOX 1128
DILLON MT 597251128


Kari Lynn Townsend
Secretary

MICROFILMED
AUG 12 1997

APPLICATION FOR PERMIT STATE OFFICE REVIEW

by Cindy Low

No.: 31-7649 Name: Hagenbach Date: 7/24/97 Ad OK? ✓ ✓ Gvmt Lts: _____

AREA OF CONCERN?

- No/Yes: ESRP Mor / _____ GWMA / Trust / Non-trust
- 020 (Protest Agreement) or *W19 (Order)

PROTESTED:**SYSTEM COMPLETED:**

Yes/proof filed
1 year/no proof
+1 year

- NA
- P16
- 26A-P17

GROUNDWATER: <✓ FLO-CH>

+ 0.24 cfs
=/- 0.24 cfs
+ 5 a.

- 01M (report when notified) or _____ (if in MD, must report)
- No MD
- 01M; 065-079 (if GW use SW 1st-statewide)-(cannot move SW off)

DRILLING PERMIT:

Existing well
Included w/permit
No WD permit?
irr. in WD

- NA (pre 7/1/87; ✓ WDQ3)
- Permit No. _____, P99
- 046-46B-P23 (post 7/1/87)
- P05 (new well location)

SURFACE WATER <✓ FLO-CH> (Surface water that doesn't sink is regulated):

Source in/below Min. Str. Flow ?

- <SEE MAP & LISTING> (modify remark *WB9)

Water District (dom. inc.)

> 0.20 cfs
≤ 0.20 cfs

- R04 (req) WD # 31 <SEE MAP & LISTING>
- 01J (MD)-P08
- 01H (ILD & MD)-P01 or No MD (in-stream stock)

Water Measurement District

> 0.24 cfs/5 acres
≤ 0.24 cfs/5 acres

- _____ or No MD (in-stream stock or power)
- No MD

Springs/sink, inactive WD, & Rest of State

> 0.24 cfs/5 acres
≤ 0.24 cfs/5 acres

- 01M or No MD (in-stream stock or power)
- No MD

RIVER BASINS (*Surface water):

Snake R (01)
(02/03-irr)
Boise River (63)
Payette River (65)

- 11A-P04, NA
- 007-P07 (w/ remark *WB9 if above Weiser), NA
- 05A (if WD), 11E (not 42-111 use), NA
- *W22 (regulated uses), 047-P04 (Payette Lake), NA

USE:

Domestic (surface)
Domestic (multi in concern area)
Fish Propagation
Irr <POL> ≤ 5 acres
> 5 acres
Mining
Municipal (in restricted areas)
Power

- *WB5 (Big Wood R or Boise R ↑ Star Bridge); 27A (Payette River); NA
- 070-071
- 07A-042 (req)-09E (WQ)-P10; 044 (North of 1000 Springs)
- 057 (0.03 cfs/acre)
- 03A (0.02 cfs/acre)
- 054 (req) & 09E-P10
- 022, 075, 004 (+memo?)
- 17K-08A-025-01F(P19)-028-09E(P10); 027 (if no other cons. use);
17G (FERC) or 17M (FERC); 18B-P09; +25 cfs-P18
- 080 (req); 18A (multiple MD within district), 18B-P09 (+10' dam),

Storage (✓3 compo.)**LOCATION:**

42-248 area
Boise Front LoGeo
In-stream dev.
Irr Dist/Canal Co.
Swan Falls Flag
Trust
Non-Trust <1>

- P84 (if in 20/30/40/50/60/70/80 (87) basin)
- 058 (-85° GW temp only)
- P52 (stream channel alteration)
- 023 (Twin Falls area)
- S <SEE CODE CHART>
- 051-052-053-P74 (Consumptive Uses), NA
- 048-049 (Consumptive Uses), NA
- 004 (PD/PU) _____

OWNERSHIP: Non-owner**OTHER CONDITIONS:****STANDARD REMARKS:**

- ① Source / Lost Spr ② w02/1000 ec

BENEFICIAL USE DUE:

- 8/1/1998

COMMENTS:

JUL 15 1997

DEPARTMENT OF WATER RESOURCES

Dist. for staffing _____
Submitted for advertising _____

Form No. 202
4/87

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

INITIAL REVIEW BY KCW DATE 6/6/97 APPLICATION NO. 31-7649

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
☒ Address
☒ Source (See USGS Quad for names of water sources)
☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
☒ County
☒ Quantity (flow and/or volume) *6-6-97 Called Jim Hagenbath about flow.*
☒ Period of Use *6-9-97 flow OK as per Telecom w/ Jim Hagenbath - KCR*
☒ Nature of proposed use (Include description of use.)
☒ Description of diverting works
☒ Time required for beneficial use of water
☒ Place of use or acres irrigated
☒ Map
☒ Signature (If applicant is corp., partnership, or municipality, title of signatory is required)
☒ Fee
☒ Yes No* In form to receipt

ADDITIONAL INFORMATION

- ☒ Overlapping place of use (Describe source & relationship to present application on the back.) **31-0254**
☒ Overlapping point of diversion **A31-00253/00254**
 Yes ☒ No Field check required
 Field check by _____
 Yes ☒ No Field report attached
 Yes ☒ No Critical groundwater area
 Yes ☒ No Groundwater management area
 Yes ☒ No Send dam safety information
 Yes ☒ No Send power requirement letter
 Yes ☒ No Send fish farm requirement letter
 Yes ☒ No Power residency affidavit
 Yes ☒ No Power efficiency form
☒ Yes ☐ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
 Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested

PROCESSING

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

SEND COPIES TO None

☐ Idaho Dept. of Health & Welfare	☐ U.S. BLM
☐ Idaho Dept. of Fish & Game	☐ U.S. Forest Service
☐ Idaho Dept. of Lands	☐ Water District
☐ Adjudication Bureau Unit	☐ Other _____

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received
☒ Yes ☐ No Application published correctly. If not, record action taken _____

☒ Yes ☐ No Publication dates & paper, recorded on application
☐ Yes ☒ No Protests received
Final date for protest 2-2-97
☐ Yes ☐ No Protests, dates, resolution of protest, recorded on application
☐ Yes ☐ No Recommendations attached
☐ Yes ☐ No Measuring device required
☐ Yes ☐ No Access port required
☐ Yes ☐ No Will water be delivered by watermaster? If yes, what Dist. _____
☐ Yes ☐ No Special conditions of approval or cover letter below.

Date of priority recommended 6-5-1997
By: [Signature] Date: 7-8-97
STATE OFFICE REVIEW

By _____ Date: _____
ADDITIONAL INFORMATION

LOCAL PUBLIC INTEREST

Comments received from

_____ City	_____ Idaho Fish & Game	_____ Irrigation Dist.
_____ County	_____ Idaho Health & Welfare	_____ Canal Company
_____ Reservations	_____ Div. of Environment	_____ Other _____

Project impacts/implications report

COMMENTS

[illegible]

**NOTICE OF
APPLICATION FOR
TRUST WATER RIGHT**

31-07648

HAGENBARTH, DAVID J
HAGENBARTH, JAMES F
PO BOX 1128
DILLON, MT 59725
Source: GROUNDWATER
Diversion Pt: SWSWSW Sec 27 T 12N R
37E in CLARK County.
Use: STOCKWATER (0.050 CFS)
Total Diversion: (0.050 CFS)
Date Filed: 6/5/1997
In: CLARK County
T12N R37E S27 SWSW
S28 SESE
S33 NENE
S34 NWNW

31-07649

HAGENBARTH, MARGARET
HAGENBARTH, DAVID J
HAGENBARTH, JAMES F
PO BOX 1128
DILLON MT 59725
Source: LOCK SPRINGS
Tributary: SINKS
Diversion Pt: NENENW Sec 13 T 13N R
39E in CLARK County.
Use: STOCKWATER (0.050 CFS)
Total Diversion: (0.050 CFS)
Date Filed: 6/5/1997
In: CLARK County
T13N R39E S13 SWNW NWSW
S14 SENE NESE

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the applicant and the Director, Dept. of Water Resources, along with a \$25.00 filing fee, 900 N. Skyline Dr., Idaho Falls, ID, 83402, on or before JULY 7, 1997.

KARL J. DREHER,
Director

Published: June 19, 26, 1997

MICROFILMED

AUG 12 1997

Proof of Publication
The Post Register

RECEIVED

JUL 03 1997

Dep. of Water Resources
Eastern District Office

State of Idaho
County of Bonneville

I, S. Bob Bright or Robert Park, first being duly sworn, depose and say: That I am the Production Supervisor or Asst. Prod. Supervisor of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, Idaho; said Post Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the First day of November, 1931, and each of said newspapers have been published continuously and uninterruptedly, prior to consolidation, for more than twelve consecutive months and said Post Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

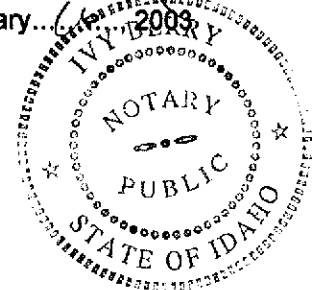
That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post Register for two consecutive (days) weeks, first publication having been made on the 19th day of June, 1997, last publication having been made on the 26th day of June, 1997, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

S. Bob Bright

Subscribed and sworn to before me, this 2nd day of July, 1997

For Berry
Notary Public

My commission expires January 16, 2003



MICROFILMED
AUG 12 1997

31-07649

HAGENBARTH, MARGARET
HAGENBARTH, DAVID J
HAGENBARTH, JAMES F
PO BOX 1128
DILLON, MT 59725

Source: LOCK SPRINGS

Tributary: SINKS

Diversion Pt: NENENW Sec 13 T 13N R 39E in CLARK County.

Use: STOCKWATER	(	0.050 CFS)
Total Diversion:	(	0.050 CFS)

Date Filed: 6/ 5/1997

In: CLARK County		
T13N R39E S13	SWNW	NWSW
S14	SENE	NESE

MICROFILMED
AUG 12 1997

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the applicant and the Director, Dept. of Water Resources, along with a \$25.00 filing fee, 900 N. Skyline Dr., Idaho Falls, ID, 83402, on or before JULY 7, 1997.

KARL J. DREHER, Director

Published: 6/19/1997 & 6/26/1997

MICROFILMED

AUG 12 1997



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 11, 1997

MARGARET DAVID AND JAMES HAGENBARTH
PO BOX 1128
DILLON MT 59725

RE: Notice of Application for Permit No. 31-07649

Dear Applicant:

The Department of Water Resources acknowledges receipt of your application for a water right. This office is currently in the process of advertising the application in the Post Register on June 19 & 26, 1997. The advertisement will be published once a week for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

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

If the application is not protested, it will be forwarded to our State Office in about five weeks. State Office Personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a transfer is issued, you will be sent a copy. A typical processing time for an unprotested application is about twelve weeks.

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

Sincerely,

Harold W. Jones
Harold W. Jones *rb*
Water Right Supervisor

HWJ/rb

MICROFILMED

AUG 12 1997