

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 65-22928

Priority: December 23, 2004

Maximum Diversion Volume: 165.0 AF

This is to certify, that LANCE HESS
PO BOX 732A
LAKE FORK ID 83635

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>ANNUAL VOLUME</u>
RECREATION STORAGE	01/01 to 12/31	165.0 AF

LOCATION OF POINTS OF DIVERSION:

GROUND WATER	SW $\frac{1}{4}$ NE $\frac{1}{4}$	Sec. 15, Twp 17N, Rge 03E, B.M., VALLEY County
GROUND WATER	SE $\frac{1}{4}$ NE $\frac{1}{4}$	Sec. 15, Twp 17N, Rge 03E, B.M., VALLEY County
GROUND WATER	SW $\frac{1}{4}$ NE $\frac{1}{4}$	Sec. 15, Twp 17N, Rge 03E, B.M., VALLEY County

PLACE OF USE: RECREATION STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
17N	03E	15			X	X													

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **May 01, 2010**.
2. Subject to all prior water rights.
3. 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 the permit holder had no control.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. Mitigation for consumptive use of water under this right shall be provided by Right 65-3211B as approved by Transfer 71687.
6. 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. 65K.
7. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.

State of Idaho
Department of Water Resources

Permit to Appropriate Water

NO. 65-22928

8. Prior to diversion of water under this right, the right holder shall provide a means acceptable to the department to measure the amount of water entering the reservoir and the amount of water released from the reservoir.
9. 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.
10. Water stored under this right is subject to fluctuations of the water table caused by changes in the flow of local streams and by diversions under prior ground water rights. This right does not guarantee the maintenance of any particular ground water level.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 26th day of May, 2005.


FOR KARL J DREHER, Director

RECEIVED
MAY 19 2005

Idaho... NO. 65-22928

DEPARTMENT OF
WATER RESOURCES

Should questions arise during review of this application please contact:
Steve Hannula - ERO Resources Corp. (208) 373-7983

AMENDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED

DEC 23 2004

WATER RESOURCES
WESTERN REGION

1. Name of Applicant Lance Hess Phone (208) 634-7803
Mailing address P.O. Box 732A, Lake Fork, Idaho 83635
2. Source of water supply Groundwater which is a tributary of N/A
3. Location of point of diversion is Township 17N Range 3E Sec. 15, in the _____ $\frac{1}{4}$, SE $\frac{1}{4}$, NE $\frac{1}{4}$,
Govt. Lot _____ B.M., Valley County;
additional points of diversion if any: SWNE, Sec. 15, T17N, R3E (2 ponds in this quarter-quarter)
4. Water will be used for the following purposes:
Amount 165 ac-ft for Recreation storage 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)
5. Total quantity to be appropriated is (a) _____ and/or (b) 165
cfs acre feet per annum
6. Proposed diverting works:
 - a. Describe type and size of devices used to divert water from the source Excavated pond will intersect the shallow groundwater.
 - b. Height of storage dam 0 feet; active reservoir capacity 165 acre-feet; total reservoir capacity 165 acre-feet
 - c. Proposed well diameter is N/A inches; proposed depth of well is N/A feet
 - d. Is ground water with a temperature of greater than 85° F being sought? No
 - 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 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 if kW. _____
 - b. Stockwatering; list number and kind of livestock. _____
 - c. Municipal; show name of municipality. _____
 - d. Domestic; show number of households. _____
 - e. Other; describe fully. The groundwater will be stored year-round in the pond system and used in conjunction with existing water rights for recreation.

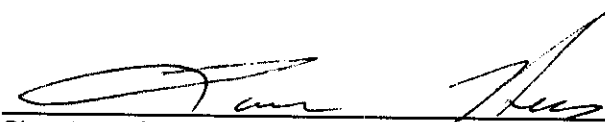
9. Description of place of use:
- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
 - If water is used for other purposes, place a symbol of the use (*example: D for Domestic*) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	N W	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
17N	3E	15			S	S													

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. None
11.
 - Who owns the property at the point of diversion? Applicant
 - Who owns the land to be irrigated or place of use? Applicant
 - If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____
12. Remarks: An application for transfer is submitted concurrently to this application for permit to provide for recreation; water right no. 65-3211B.
13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8½" x 11" 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 a herein set forth.

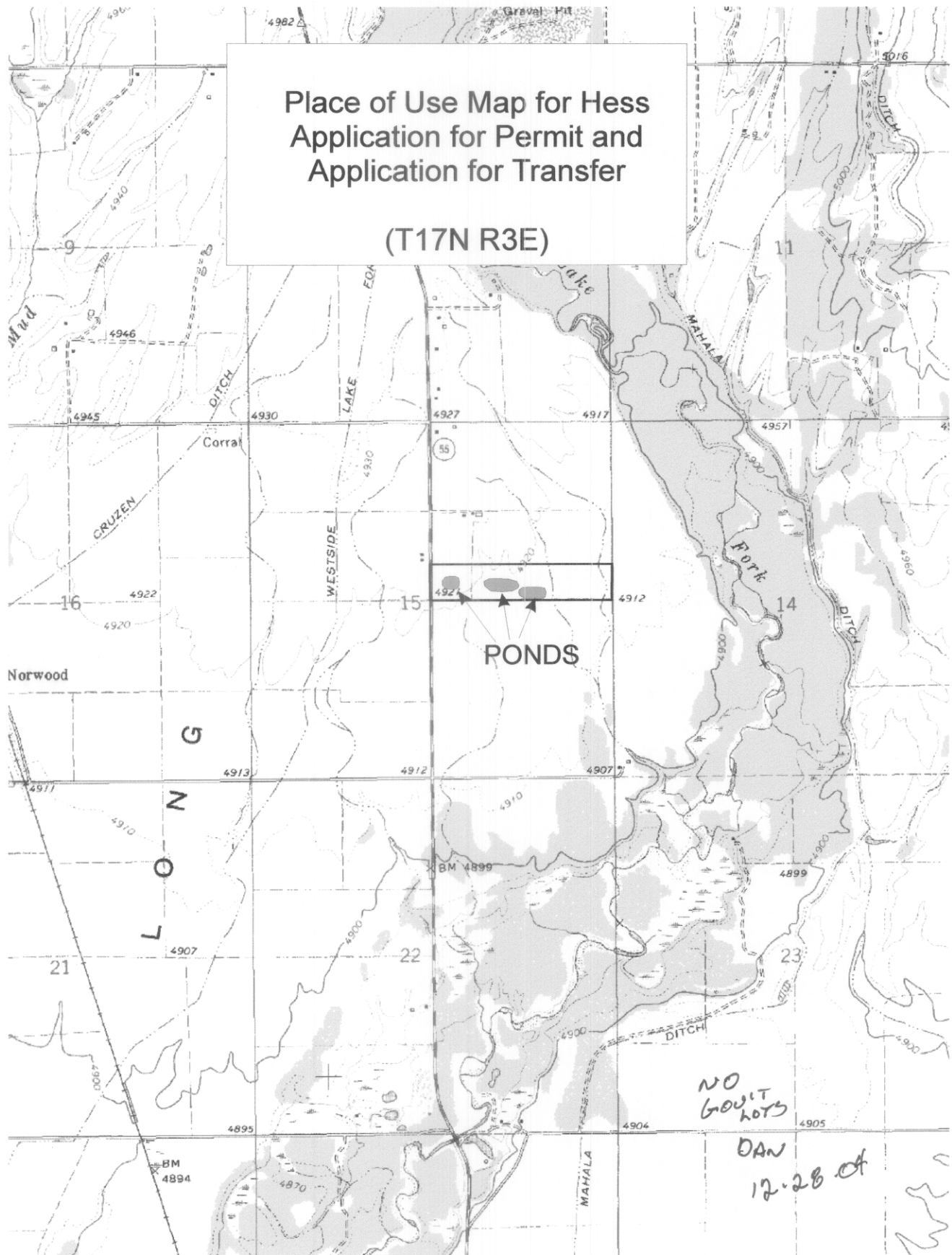


 Signature of Applicant (and title, if applicable)

Received by DAN Date 12-23-04 Time 11:00 Preliminary check by DAN
 Fee \$ 250.00 Received by DAN FOR ST # W031788 Date 12-3-04
 Publication prepared by AK Date 4-7-14 Published in Star News
 Publication approved AK Date 4-26-05

Place of Use Map for Hess
Application for Permit and
Application for Transfer

(T17N R3E)



65-22928

Should questions arise during the processing of this application please contact:
Steve Hannula - ERO Resources Corp. (208) 373-7983

RECEIVED
JUN 03 2004
WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

ORIGINAL

To appropriate the public waters of the State of Idaho

1. Name of Applicant Lance Hess Phone (208) 634-7803
Mailing address P.O. Box 732A, Lake Fork, Idaho 83635
2. Source of water supply Groundwater which is a tributary of N/A
3. Location of point of diversion is Township 17N Range 3E Sec. 15, in the _____ SE $\frac{1}{4}$, NE $\frac{1}{4}$,
Govt. Lot _____ B.M., Valley County;
additional points of diversion if any: SWNE, Sec. 15, T17N, R3E
4. Water will be used for the following purposes:
Amount 105 ac-ft for Storage 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)
5. Total quantity to be appropriated is (a) _____ cfs and/or (b) 105 acre feet per annum
6. Proposed diverting works:
 - a. Describe type and size of devices used to divert water from the source Excavated pond will intersect the shallow groundwater.
 - b. Height of storage dam 0 feet; active reservoir capacity 105 acre-feet; total reservoir capacity 105 acre-feet
 - c. Proposed well diameter is N/A inches; proposed depth of well is N/A feet
 - d. Is ground water with a temperature of greater than 85° F being sought? No
 - 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 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 if kW. _____
 - b. Stockwatering; list number and kind of livestock. _____
 - c. Municipal; show name of municipality. _____
 - d. Domestic; show number of households. _____
 - e. Other; describe fully. The groundwater will be stored year-round in the pond system and used in conjunction with existing water rights for fish propagation and wildlife.

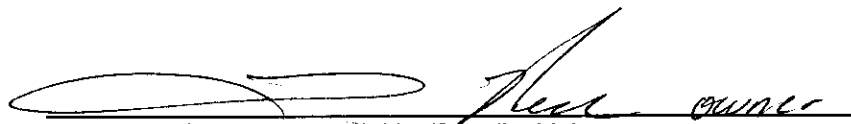
9. Description of place of use:
- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
 - If water is used for other purposes, place a symbol of the use (*example: D for Domestic*) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	N W	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
17N	3E	15			S	S													

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. None
11.
 - Who owns the property at the point of diversion? Applicant
 - Who owns the land to be irrigated or place of use? Applicant
 - If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____
12. Remarks: An application for transfer is submitted concurrently to this application for permit to provide for fish propagation and wildlife; water right no. 65211B
13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8½" x 11" 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 a herein set forth.


 Signature of Applicant (and title, if applicable)

Received by sk Date 6-3-04 Time 4:50 p Preliminary check by _____
 Fee \$ 290⁰⁰ Received by sk # _____ Date 6-3-04
 Publication prepared by _____ Date _____ Published in _____
 Publication approved _____ Date _____

**NOW
STARTING
RIGHT
SIDE OF
FILE**



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 1, 2005

LANCE HESS
PO BOX 732A
LAKE FORK ID 83635

RE: Permit No. 65-22928

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.

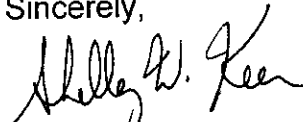
The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

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.

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, 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

SWK:klf

Enclosure(s)

cc: ERO RESOURCES CORP

CERTIFICATE OF SERVICE

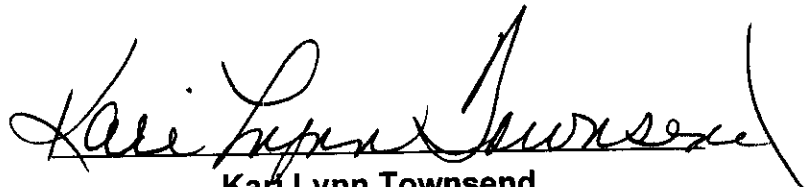
I hereby certify that on June 1, 2005 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO.

65-22928

**LANCE HESS
PO BOX 732A
LAKE FORK ID 83635**

**ERO RESOURCES CORP
C/O STEVE HANNULA
1106 N COLE RD STE C
BOISE ID 83704-8661**



**Karl Lynn Townsend
Secretary**

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

(To be used in connection with actions when a hearing was not held)

(Required by Rule of Procedure 730.02)

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

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

REQUEST FOR HEARING

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

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

12/99

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

RECOMMENDATION OF WATERMASTER

Application No: Lance Hess 65-22928Applicant's Name: Lance Hess

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: _____

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

- d) Additional Comment: _____

Dated this 28 day of April, 2005.Water District No: 65-11
Watermaster's Signature

Use reverse side of page if you need more space.

Publisher's Affidavit of Publication

STATE OF IDAHO }
.SS

County of Valley

I, Carol J. Wright, being duly sworn and say, I am the receptionist of The Star-News, a weekly newspaper published at McCall, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county of afore said and is a legal newspaper; that the PUBLIC NOTICE, a copy of which is enclosed hereto and is a part hereof, was published in said newspaper once a week for a period of two weeks in the regular and entire issue of every number there of during the period of time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began April 7, 2005 and ended April 14, 2005.

Carol J. Wright

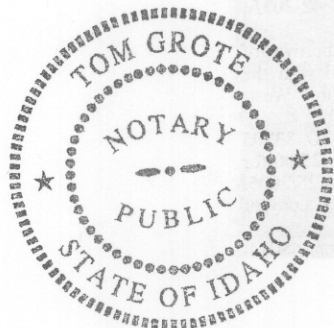
Subscribed and sworn before me this the 14th day of April, 2005.
STATE OF IDAHO

COUNTY OF VALLEY }
}

On this 14th day of April, in the year of 2005, before me, a Notary Public, personally appeared Carol J. Wright, 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.

Tom Grote

Tom Grote
Notary Public for Idaho
Residing at McCall, Idaho
Commission Expires 2/8/06



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

RE: Application for Permit No.
65-22915, 65-22934, 65-22928, 65-
22941 and Application for Transfer No.
71687

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

65-22915
DARYL HART
PO BOX 1311
MC CALL ID 83638
FAUSTINO RAMOS
PO BOX 1543
MC CALL ID 83638
MARCHELLE HART
PO BOX 1311
MC CALL ID 83638
VERLA WITT
13968 TURNER LN
MC CALL ID 83638

S34	T18N	R03E	SESW
LEY County	Source	VAL-	UN-
NAMED STREAM			

Tributary To LAKE FORK
Use: WILDLIFE STORAGE
01/01 To 12/31 10 AFA
Use: AESTHETIC STORAGE
01/01 To 12/31 10 AFA
Total Diversion: 10 AFA
Date Filed: 09/01/2004
Place Of Use: AESTHETIC STOR-
AGE
T18N R03E S34 SESW
Place Of Use: W I L D L I F E
STORAGE
T18N R03E S34 SESW
Remark: Applicant agrees
to mitigate consumptive use in the future
as needed.

Development has existed since the
1950s.

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, West-
ern Region,

RECEIVED

APR 15 2005

WATER RESOURCES
WESTERN REGION

2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 4/25/05. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director Published in the Star News on April 7 and 14, 2005.

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

65-22934
DANIEL A BALL
72217 QUILL POINT
PENDLETON OR 97801
Point(s) of Diversion SWNE
S12T16N R02E VALLEY County
Source UNNAMED STREAM
Tributary To NORTH FORK
PAYETTE RIVER

Use: WILDLIFE STORAGE
01/01 To 12/31 0.9 AFA
Use: FIRE PROTECTION 01/01
To 12/31 0.9 AFA
STORAGE

Use: AESTHETIC STORAGE
01/01 To 12/31 0.9 AFA
Total Diversion: 0.9 AFA
Date Filed: 01/31/2005
Place Of Use: FIRE PROTECTION STORAGE

T16N R02E S12 SWNE
Place Of Use: AESTHETIC STORAGE
T16N R02E S12 SWNE
Place Of Use: WILDLIFE STORAGE

T16N R02E S12 SWNE
Place Of Use: WILDLIFE STORAGE
T16N R02E S12 SWNE

Remark: Applicant agrees to mitigate consumptive use in the future as needed. Tributary is also known as Cascade Reservoir.

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

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Western Region.

2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 04/25/2005. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director Published in the Star News on April 7 and 14, 2005.

PROPOSED CHANGE OF WATER RIGHT

Lance Hess, PO Box 732A, Lake

Fork, Idaho 83635 filed application no. 71687 with IDWR to transfer a water right with a 1903 priority date from Lake Fork Creek totaling 0.19 cfs. The transfers proposes to convert 10.5 acres of irrigated ground into recreation storage ponds being constructed on the same lands, and continue to divert the appurtenant surface water into the ponds for evaporative or consumptive losses. Permit 65-22928 was filed for the storage of shallow ground water that will initially fill these ponds, and allow storage during the non-irrigation season. The water will continue to be delivered through the Mahala Ditch without an alteration to the point of diversion or delivery system. The property is located a half mile south of Maki Lane on the east side of the Highway 55 in Valley County.

For specific details regarding the application, please contact IDWR Western Region at 208-334-2190 or visit www.idwr.state.id.us with detail provided under "new water right applications". Protests may be submitted based on the criteria of Sec 42-222, Idaho Code. Any protest against the proposed change must be filed with the Department of Water Resources, Western Region, 2735 Airport Wy, Boise ID 83705-5082 together with a protest fee of \$25.00 for each application on or before April 25, 2005. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director
Published in the Star News on April 7 and 14 2005.

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

65-22928
LANCE HESS
PO BOX 732A
LAKE FORK ID 83635

Point(s) of Diversion SWNE S15
T17N R03E VALLEY County
Source GROUND WATER

Point(s) of Diversion SENE S15
T17N R03E VALLEY County
Source GROUND WATER

Point(s) of Diversion SWNE S15
T17N R03E VALLEY County
Source GROUND WATER
Use: RECREATION STORAGE
01/01 To 12/31 165 AFA

Total Diversion: 165 AFA
Date Filed: 12/23/2004
Place Of Use RECREATION STORAGE

T17N R03E S15 SWNE SENE

Remark: Mitigation is proposed for consumptive use. Please see associated transfer number 71687 for additional details.

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

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Western Region.

2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 04/25/2005. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director Published in the Star News on April 7 and 14, 2005.

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

65-22941
FAUSTINO RAMOS
PO BOX 1543
MC CALL ID 83638

Point(s) of Diversion SESW S34
T18N R03E VALLEY County
Source UNNAMED STREAM
Tributary To LAKE FORK

Use: WILDLIFE STORAGE 01/01
To 12/31 3 AFA
Use: AESTHETIC STORAGE 01/01
To 12/31 3 AFA

Total Diversion: 3 AFA
Date Filed: 01/13/2005
Place Of Use: AESTHETIC STORAGE

T18N R03E S34 SESW
Place Of Use: WILDLIFE STORAGE

T18N R03E S34 SESW

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

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

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Western Region.

2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 04/25/2005. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director 2tc4/14



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

April 1, 2005

JOHN LEEDOM
WATER DISTRICT 65K
370 KNIGHTS RD
MCCALL ID 83638

Re: Application(s) for Water Right

Dear Watermaster:

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

Please review the application(s). 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,

A handwritten signature in cursive script, appearing to read 'Sue', written in black ink.

Sue Kreger
Administrative Assistant

334-2190 phone
334-2348 fax

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

March 31, 2005

Legal Notice Department

STAR NEWS
1000 1ST ST
MC CALL ID 83638

RE: Application for Permit No. 65-22915, 65-22934, 65-22928, 65-22941 and
Application for Transfer No. 71687

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 04/25/2005. 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:

65-22928

LANCE HESS
PO BOX 732A
LAKE FORK ID 83635

Point(s) of Diversion SWNE S15 T17N R03E VALLEY County Source GROUND WATER

Point(s) of Diversion SENE S15 T17N R03E VALLEY County Source GROUND WATER

Point(s) of Diversion SWNE S15 T17N R03E VALLEY County Source GROUND WATER

Use: RECREATION STORAGE 01/01 To 12/31 165 AFA

Total Diversion: 165 AFA

Date Filed: 12/23/2004

Place Of Use: RECREATION STORAGE

T17N R03E S15 SWNE SENE

Remark: Mitigation is proposed for consumptive use. Please see associated transfer number 71687 for additional details.

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

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 04/25/2005. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published in the Star News on April 7 and 14, 2005.



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1106 N. Cole Rd. Suite C
Boise, ID 83704-8661
(208) 373-7983
Fax: 373-7985
Denver • Boise
www.eroresources.com
eroboise@eroresources.com

RECEIVED

DEC 23 2004

WATER RESOURCES
WESTERN REGION

December 23, 2004

Idaho Department Water Resources
2735 Airport Way
Boise, ID 83705

RE Application Permit in the name of Lance Hess:

Dear Mr. Nelson:

Attached, please find a revised Application for Permit in the name of Lance Hess. This application was revised based on your recommendation for the nature of use and annual volume.

If you have any questions, please call.

Regards,

A handwritten signature in black ink that reads "Steven R. Hannula". The signature is written in a cursive, flowing style.

Steven R. Hannula