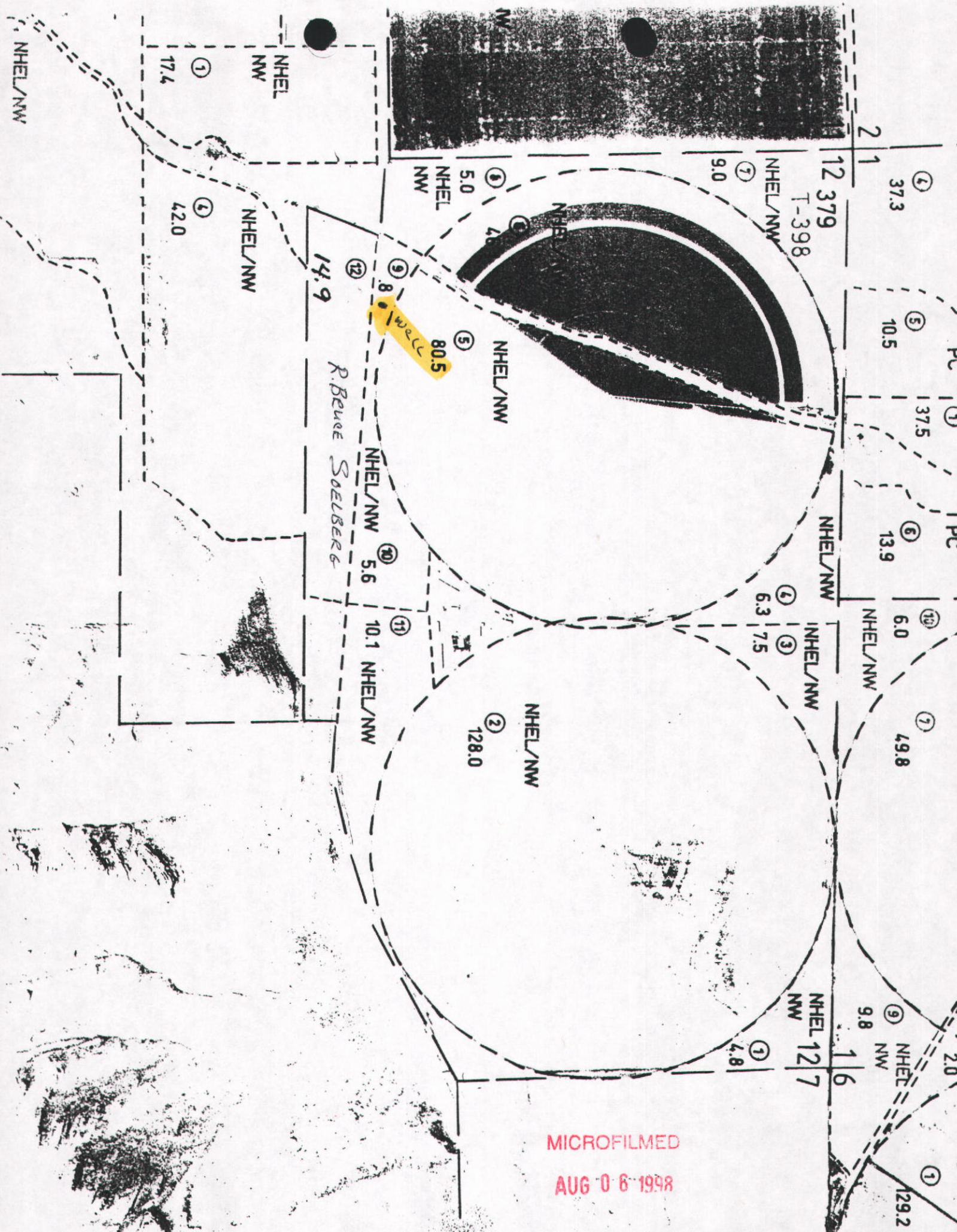




MICROFILMED
AUG 06 1998

AFFIDAVIT OF PUBLICATION

I, Colleen Babcock
of the Arco Advertiser, a weekly newspaper of
general circulation, published weekly at Arco, Idaho,
since March, 1909, do solemnly swear that a copy of
this notice, per clipping attached, was published
weekly in the regular and entire issue of said
newspaper, and not in any supplement thereof,

for 2 consecutive weeks, commencing with
the issue dated July 2, 1998
and ending with the issue dated

July 9, 1998
Colleen Babcock

STATE OF IDAHO }

COUNTY OF BUTTE }

On this 9th day of July
in the year of 1998, before me, a Notary Public,

personally appeared

Colleen Babcock
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.

Thomas D. Carr
Notary Public for Idaho

Residing at Arco, ID

My commission expires: 1-23-2004

NOTICE OF APPLICATION
FOR TRUST WATER RIGHT

34-07588

SOELBERG FARMS
c/o BRUCE SOELBERG
1482 THREE FOUNTAINS DR
IDAHO FALLS, ID 83404
Source: GROUNDWATER
Diversion Pt: SWSWNW Sec 16 T 03N
R 26E in BUTTE County.
Use: STOCKWATER (0.110 CFS)
Total Diversion: (0.110 CFS)
Date Filed: 6/19/1998
In: BUTTE County, T03N R26E, S17,
NESW NWSW SWSW SESW SWSE

34-07589

BRUCE R. SOELBERG
1482 THREE FOUNTAINS DR
IDAHO FALLS, ID 83404
Source: GROUNDWATER
Diversion Pt: SESWNW Sec 12 T 05N
R 25E in BUTTE County.
Use: STOCKWATER (0.010 CFS)
DOMESTIC (0.040 CFS)
Total Diversion: (0.040 CFS)
Date Filed: 6/19/1998
In: BUTTE County, T05N R25E, S12,
SWNW SENW

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 inter-
est 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. Sky-
line Dr., Idaho Falls, ID 83402, on or be-
fore JULY 20, 1998.

KARL J. DREHER, Director

Published: 7/2/1998 & 7/9/1998

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AUG 06 1998

RECEIVED
JUL 14 1998

Department of Water Resources
Eastern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or 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. 34-07589 Telephone No. 525-3327
2. Name(s) of Permit Holder(s): R BRUCE SOELBERG
3. Mailing Address: 1482 THREE FOUNTAINS DR., IDAHO FALLS, ID 83404
4. Source of Water: WELL If **GROUNDWATER** (well), Date Drilled: mo. Sept. yr. 1956
 - a. Well Driller: Doug Cushman Drilling Permit Number: Not Required
 - b. **OPTIONAL:**
Pump Horsepower: 1HP. Pressure (psi): _____ Dynamic pumping level (ft): _____
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 1 Stockwater (No. and type of stock): 1 horse, 500WS
Irrigation (No. of acres): _____ Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: _____ 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: \$ 50.00 (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: R. BRUCE SOELBERG Telephone Number: 525-3327
Address: 1482 THREE FOUNTAINS DR., IDAHO FALLS, ID 83404
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: R Bruce Soelberg Date: 8-11-1998
(include your title, if on behalf of company or organization)

MICROFILMED

SEP 18 1998

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 34-07589

Proposed Priority: June 19, 1998

Maximum Diversion Rate:

0.04 CFS

This is to certify, that R BRUCE SOELBERG

1482 THREE FOUNTAINS DR

IDAHO FALLS ID 83404

has applied for a permit to appropriate water from: GROUNDWATER

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
STOCKWATER	01/01 to 12/31	0.01 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 12, Township 05N, Range 25E
BUTTE County

PLACE OF USE: STOCKWATER

TWN RGE SEC

05N 25E 12

SWNW

SENE

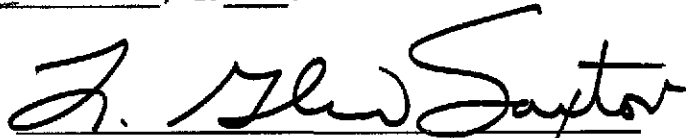
PLACE OF USE: DOMESTIC, same as STOCKWATER use

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, 1999.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Stockwater use is for 1 horse and 5 cattle.
5. Domestic use is for 1 home.

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

31st day of July, 1998.


for Karl J. Dreher, Director

MICROFILMED

AUG 06 1998

Ident. No. 34-07589

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED

JUL 27 1998

Department of Water Resources

1. Name of Applicant R BRUCE SOELBERG Phone 525-3327
Mailing address 1482 THREE FOUNTAINS DRIVE, IDAHO FALLS, ID 83404
2. Source of water supply WELL which is a tributary of _____
3. Location of point of diversion is Township 5 No. Range 25 E Sec. 12, in the SE 1/4, SW 1/4, NW 1/4, Govt. Lot _____, B.M., Butte County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:

Amount <u>0.02</u>	for <u>STOCK WATER</u>	purposes from <u>JAN 1</u> to <u>DEC 31</u>	(both dates inclusive)
(cfs or acre-feet per annum)			
Amount <u>0.04</u>	for <u>DOMESTIC</u>	purposes from <u>1-1</u> to <u>12-31</u>	(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) 0.06 0.04 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 STA-RITE 1hp pump
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet
 - c. Proposed well diameter is 20" inches; proposed depth of well is 200 ~~250~~ feet
 - d. Is ground water with a temperature of greater than 85°F being sought? NO
 - e. If well is already drilled, when? 1956; Drilling firm DOUG CUSHMAN;
Well was drilled for (well owner) EARL J. SOELBERG; Drilling Permit No. NOT REQUIRED
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. 1 horse, 5 cows
 - c. Municipal; show name of municipality. _____
 - d. Domestic; show number of households. 1 HOME
 - e. Other; describe fully. _____

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AUG 06 1998

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				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5N	2SE	12							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. a. Who owns the property at the point of diversion? R. Bruce Soelberg

b. Who owns the land to be irrigated or place of use? R. Bruce Soelberg

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

12. Remarks: _____

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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

R. Bruce Soelberg
Signature of Applicant (and title, if applicable)

Received by AS Date 6-19-98 Time 4:05 Preliminary check by _____
Fee \$ 50.00 Receipted by AS # E024203 Date 6/19/98
Publication prepared by SC Date 7-28-98 Published in Arco Advertiser
Publication approved SC Date 7/14/98

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AUG 06 1998

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 34-07589 Reviewed by [Signature] Date 9-8-98

GENERAL CONSIDERATIONS

TYPES OF USE

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

SOURCE OF WATER

 Surface water source
NO Ground water source pre 87
 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

NO Required?
50- Amount Submitted
NO Correct?
NO Required?
 Installed?
 Waiver requested?

PRIORITY CALCULATION

Date proof received	<u> </u>
Date proof due	<u> </u>
No. of days late	<u> </u>
Priority Date	<u> </u>
New Priority Date	<u> </u>

DEFICIENCIES OR ACTION ITEMS

Refund \$ 50.00 lic. exam fee
PROOF Acceptable

DATA ENTRY

New Address X Proof Made 8-11-98



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

September 11, 1998

R Bruce Soelberg
1482 Three Fountains Dr
Idaho Falls ID 83404

PROOF ACKNOWLEDGMENT LETTER

RE: Water Right No. 34-07589

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form and \$50.00 license examination fee 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.

A license exam fee is not required for a rate of diversion of 0.04 cfs or less from a ground water source. Therefore, you are entitled to a refund of the license examination fee.

I have initiated the process to refund the \$50.00 examination fee. You should receive the refund within seven (7) to ten (10) business days under separate cover.

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 - Region
Fiscal

MICROFILMED

SEP 18 1998



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

August 3, 1998

SOELBERG FARMS
C/O BRUCE SOELBERG
1482 THREE FOUNTAINS DR
IDAHO FALLS ID 83404

PERMIT APPROVAL NOTICE

RE: PERMITS 34-07588/34-07589

Dear Permit Holder:

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

The permits are preliminary orders issued by IDWR pursuant to section 67-5243, Idaho Code. They can and will become final orders 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 are forms entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop these permits into licensed water rights. Also enclosed are forms entitled "Proof of Beneficial Use". If your project is already completed, you should complete and submit this forms immediately.

The right to drill a well is not a part of these permits 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 rights were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Groundwater 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 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.

RECORDED
INDEXED
AUG 6 1998

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

Sincerely,

A handwritten signature in cursive script, appearing to read "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

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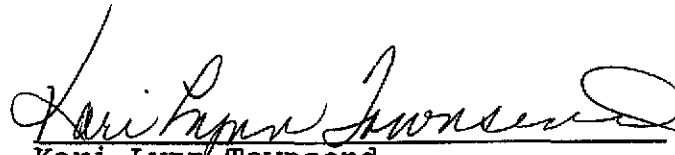
AUG 06 1998

CERTIFICATE OF MAILING

I hereby certify that on the 3rd day of August, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right 34-07588/34-07589

SOELBERG FARMS
C/O BRUCE SOELBERG
1482 THREE FOUNTAINS DR
IDAHO FALLS ID 83404


Kari Lynn Townsend
Secretary

MICROFILMED

AUG 06 1998

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order 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 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 the 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 twenty-one (21) 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 a 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. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department 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 Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

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AUG 06 1998

CERTIFICATE OF SERVICE

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

FINAL ORDER

The Department 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 Department 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.

MICROFILMED

AUG 06 1998

APPLICATION FOR PERMIT STATE OFFICE ANALYSIS

by Cindy Lou

No.: 34-7589 Name: Soelberg Date: 7/30/98 Ad OK? ☒ ☒ Gvmt Lts: ☒

AREA OF CONCERN:- No/Yes ESR Mor / GWMA / Trust / Non-trust**PROTESTED:**

- 020 (Protest Agreement) or *W19 (Order)

SYSTEM COMPLETED:

> 1 year

- 26A-P17

≤ 1 year/no proof

- P18**GROUNDWATER: (✓ FLO-CH)**

WMD (✓ MAP)

- North / East / West

> 0.24 cfs/5 acres

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

≤ 0.24 cfs/5 acres

- No MD

WMD Supplemental use

- 065-079 (if GW use SW 1st-statewide)-(cannot move SW off)

> 0.24 cfs/5 acres

- 01M (report when notified)

≤ 0.24 cfs/5 acres

- No MD

DRILLING PERMIT:

All wells (✓ WDQ3)

- 046-P23In Basin 34? ef/str- ~~008~~

Irr. within WD

- P05 (new well location)**SURFACE WATER: (✓ FLO-CH) (Surface water that *doesn't* sink is regulated).**

IN/ABOVE MIN STR. FLOW (✓ MAP)

- *WB9

WD (✓ MAP & LISTING)

- R04 (WD #)

> 0.10 cfs

- 01J-P06 (MD & LD)

≤ 0.10 cfs

- 01H-P01 (LD), 01P or No MD (in-stream stock)

WMD (✓ MAP)

> 0.24 cfs/5 acres

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

≤ 0.24 cfs/5 acres

- No MD

SPRINGS/SINK, INACTIVE WD & REST OF STATE

> 0.24 cfs/5 acres

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

≤ 0.24 cfs/5 acres

- No MD

RIVER BASINS: (*Surface water)

Snake R (01)

- *W22 -P04, NA

(02/03-irr)

- 007 (w/ remark *WB9 if above Weiser), NA

Payette R(65)

- *W22 (regulated uses), 047-P04 (Payette Lake), NA

Salmon R (70's)

- 029 (fish screens), NA

USE:

Domestic surface

- *WB5 (Big Wood R or Boise R ↑ Star Bridge); 27A (Payette River), NA

> 1 in rest area

- 071-070

Fire Protection

- 077

Fish Propagation

- 029-007-042(req)-081 (WQ)-P10

Heating/Cooling

- R07 (injection well)

Irr ≤ 5 acres

- R66/R67/R68/R69 (0.03 cfs/acre + 3.0/3.5/4.0/4.5 AF)

> 5 acres

- R62/R63/R64/R65 (0.02 cfs/acre + 3.0/3.5/4.0/4.5 AF)

Mining

- 054(req)-081-P10

Municipal

- 022, 075, 004 (+memo?), NA (not in restricted area)

Power

- 17H/17K(+uses)-08A-025(P18)-01N-028-081(P10)-027 (if no other cons use),
17G (FERC) or 17M (FERC), 18B-P09, >25 cfs-P18

Stockwater

- R37 (BLM/USFS); NA

Storage (✓ 3 compo)

- 18A (in & out MD for on-stream storage), 18B-P09 (>10' dam), NA

LOCATION:

42-248 area

- P84 (in 20/30/40/50/60/70/80 (87) basin)

Boise Front LoGeo

- 058 (<85° GW temp only)

In-stream dev.

- P52 (stream channel alteration)

Mitigation

- 120

SWAN FALLS FLAG (See Code Chart)

Trust

- 051-052-053-P74 (Consumptive Uses), NA

Non-Trust (1)

- 048-049 (Consumptive Uses), NA

OWNERSHIP:

- 004 (PD/PU)

OTHER CONDITIONS:**STANDARD REMARKS:**- ① WQ 2/14 SRC. ② WQ 1/1**BENEFICIAL USE DUE:**- 8/1/1999**COMMENTS:**

JUL 27 1998

DEPARTMENT OF WATER RESOURCES

Dist. for staffing
Submitted for advertising 6-22-98Form No. 202
4/87STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATIONS FOR PERMIT ANALYSIS PERMITINITIAL REVIEW BY HWS DATE 6-22-98 APPLICATION NO. 34-07589
SOELBERG, R. BruceREQUIRED 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)
☒ 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
☒ 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.)
☐ Overlapping point of diversion
☐ 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.)

See reverse side for additional information

*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

☐ 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
☒ 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 6-19-1998
By: [Signature] Date: 7-21-1998
STATE OFFICE REVIEW

By _____ Date: _____
ADDITIONAL INFORMATION

LOCAL PUBLIC INTEREST

Comments received from

<u> </u> City	<u> </u> Idaho Fish & Game	<u> </u> Irrigation Dist.
<u> </u> County	<u> </u> Idaho Health & Welfare	<u> </u> Canal Company
<u> </u> Reservations	<u> </u> Div. of Environment	<u> </u> Other <u> </u>

Project impacts/implications report

COMMENTS

[illegible]

AFFIDAVIT OF PUBLICATION

I, Colleen Babcock

of the Arco Advertiser, a weekly newspaper of general circulation, published weekly at Arco, Idaho, since March, 1909, do solemnly swear that a copy of this notice, per clipping attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof,

for 2 consecutive weeks, commencing with

the issue dated July 2, 1998

and ending with the issue dated

July 9, 1998
Colleen Babcock

STATE OF IDAHO }

COUNTY OF BUTTE }

On this 9th day of July

in the year of 1998, before me, a Notary Public,

personally appeared

Colleen Babcock

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

Thomas D. Carr

Notary Public for Idaho

Residing at Arco, ID

My commission expires 1-23-2004

NOTICE OF APPLICATION
FOR TRUST WATER RIGHT

34-07589

SOELBERG FARMS
c/o BRUCE SOELBERG
1482 THREE FOUNTAINS DR
IDAHO FALLS, ID 83404

Source: GROUNDWATER
Diversion Pt: SWSWNW Sec 16 T 03N
R 26E in BUTTE County.
Use: STOCKWATER (0.110 CFS)
Total Diversion: (0.110 CFS)
Date Filed: 6/19/1998
In: BUTTE County, T03N R26E, S17,
NESW NWSW SWSW SESW SWSE

34-07589

BRUCE R. SOELBERG
1482 THREE FOUNTAINS DR
IDAHO FALLS, ID 83404

Source: GROUNDWATER
Diversion Pt: SESWNW Sec 12 T 05N
R 25E in BUTTE County.
Use: STOCKWATER (0.010 CFS)
DOMESTIC (0.040 CFS)
Total Diversion: (0.040 CFS)
Date Filed: 6/19/1998
In: BUTTE County, T05N R25E, S12,
SWNW SENW

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 20, 1998.

KARL J. DREHER, Director

Published: 7/2/1998 & 7/9/1998

MICROFILMED

AUG 06 1998

RECEIVED

JUL 14 1998

Department of Water Resources
Eastern Region



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

June 24, 1998

KARL J. DREHER
DIRECTOR

R BRUCE SOELBERG
1482 THREE FOUNTAINS DR
IDAHO FALLS ID 83404

RE: Application for Permit #34-07589

Dear Applicant:

This office is currently in the process of advertising the application in the Arco Advertiser on July 2 and 9, 1998. 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.

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

Sincerely,

Harold W. Jones
Water Right Supervisor

HWJ::sc

MICROFILMED

AUG 06 1998



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 24, 1998

Legal Notices Department
THE ARCO ADVERTISER
P.O. DRAWER C
ARCO, ID 83213

Gentlemen:

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

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before JULY 20, 1998.

Yours truly,

Sharla Cox
Secretary

Encl.

*mailed
6/24/98
ec*

MICROFILMED

AUG 06 1998

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

MICROFILMED

AUG 06 1998

34-07589

SOELBERG, R BRUCE
1482 THREE FOUNTAINS DR
IDAHO FALLS, ID 83404

Source: GROUNDWATER

Diversion Pt: SESWNW Sec 12 T 05N R 25E in BUTTE County.

Use: STOCKWATER	(	0.010 CFS)
DOMESTIC	(	0.040 CFS)
Total Diversion:	(	0.040 CFS)

Date Filed: 6/19/1998

In: BUTTE County		
T05N R25E S12	SWNW	SENW

MICROFILMED

AUG 06 1998

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 20, 1998.

KARL J. DREHER, Director

Published: 7/ 2/1998 & 7/ 9/1998

MICROFILMED

AUG 06 1998