



T23N
R22E
S 32

T23N
T22N

Scale: 2 inches equal 1 mile.

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

Don Walker

(Applicant)

Ranch Mgr

RECORDED
JAN 26 1996

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

75-0734

BERGER A TRUST

PO BOX 3064

ARCADIA, CA 91066

Source: SPRINGS Tributary:

SINKS

Diversion Pt: NWNWNW Sec 32
T 23N R 22E in LEMHI County.

Use: RECREATION (15.12AF)

RECREATION

STORAGE (15.12AF)

Total Diversion: (15.12aAF)

Date Filed: 9/29/1995

In: LEMHI County

T23N R22E S32 NWNW

75-07635

US DEPT OF AGRICULTURE

FOREST SERVICE

PO BOX 729

SALMON, ID 83467

Source: GROUNDWATER

Diversion Pt: NWNE Sec 24 T

24N R 19E in LEMHI County.

Use: DOMESTIC (0.040 CFS)

Total Diversion: (0.040 CFS)

Date Filed: 10/5/1995

In: LEMHI County

T24N R19E S24 NWNE

75-07636

US DEPT OF AGRICULTURE

FOREST SERVICE

PO BOX 7829

SALMON, ID 83467

Source: GROUNDWATER

Diversion Pt: SWNW Sec 17 T

24N R 21E in LEMHI County.

Use: DOMESTIC (0.040 CFS)

Total Diversion: (0.040 CFS)

Date Filed: 10/5/1995

In: LEMHI County

T24N R21E S17 SWNW

The permit(s) will be subject to
all prior water rights. Protests must
be filed with the applicant and the
Director, Dept. of Water Resources,
along with a \$25.00 filing fee, East-
ern Region, 900 N Skyline, Idaho
Falls, Idaho 83402 on or before NO-
VEMBER 6, 1995.

KARL J. DREHER, Director

Published: 10/19/1995 & 10/26/
1995.

10-19-2tc

Affidavit of Publication

STATE OF IDAHO }
County of Lemhi } ss.

NOV 21 1995

Department of Water Resources

RICKY G. HODGES

being first duly sworn, deposes
and says he is one of the publishers (printers) of The Recorder Herald, a newspaper
published weekly at Salmon, Lemhi County, Idaho, and of general circulation therein.
That the WATER RIGHT 75-07634

a true
printed copy of which is attached to the margin hereof, has been and was correctly
printed and published in the regular and entire issue of every number of said newspa-
per and not in any supplement thereof or thereto for TWO (2)
consecutive issues, commencing with the issue dated 10/19, 19 95
and ending with the issue dated 10/26, 19 95

STATE OF IDAHO }
County of Lemhi } ss.

On this 26 day of OCTOBER in this year of 19 95

before me, A Notary Public, personally appeared RICKY G. HODGES,
known or identified to me to be the person whose name subscribed to the within in-
strument, and being by me first duly sworn, declared that the statements therein are
true, and acknowledged to me that he executed the same.

NOTARY PUBLIC

JUN 26 1996

Shaili K. Hodges

Residing At Salmon, Idaho

Notary Public for Idaho

My Commission expires: 9-21-2001

Publication Fee \$ 63.72

Account No. 630

7/94



FOR OFFICE USE ONLY

Amt. of Fee \$: 100.00

Receipt No. 1043716

Receipt By: [Signature]

Date Received: 10/28/98

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 28 1998

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. 75-07634 Telephone No. (760) 341-5293
(208) 756-6091

2. Name(s) of Permit Holder(s): Berger A. Trust

3. Mailing Address: P.O. Box 13390 Palm Desert CA 92255-3390

4. Source of Water: 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): _____

Irrigation (No. of acres): _____ Other: recreational storage

6. Total rate of diversion and/or volume for which proof is submitted: _____ cfs OR 15.10 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 X

Has the measuring device been installed? Yes ____ or No X

Flow Measurement Port: Is a flow measurement port required? Yes ____ or No ____

Has the measurement port been installed? Yes ____ or No ____

8. Fee Enclosed: \$ 100.00 (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: Dan Walker Telephone Number: (208) 756-6091

Address: HC-10 Box B Carmichael ID 83462

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: Dan Walker
(include your title, if on behalf of company or organization)

Date: 10/23/98

NOV 27 1998
MICROFILMED

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 75-07634

Proposed Priority: September 29, 1995

Maximum Storage Volume:

15.1 AF

This is to certify, that **BERGER A TRUST**

PO BOX 661178

ARCADIA CA 91066-1178

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>	<u>ANNUAL VOLUME</u>
RECREATION STORAGE	01/01 to 12/31		15.1 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNWNW , Sec. 32, Township 23N, Range 22E
LEMHI County

PLACE OF USE: RECREATION STORAGE

TWN RGE SEC

23N 22E 32

NWNW

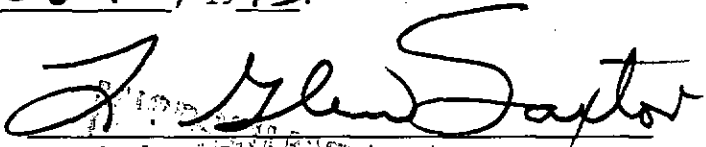
CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **December 1, 1998**.
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 permit holder had no control.
4. Recreation storage use is for fishing and swimming.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.

Witness the signature of the Director, affixed at Boise, this

29th day of November, 1995


Karl J. Dreher, Director
for JAN 26 1996

RECEIVED
NOV 21 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 75-7634

Department of Water Resources to appropriate the public waters of the State of Idaho

1. Name of applicant Berger A TRUST % Ronald M. Aum, TRUSTEE Phone (818) 447-3551
Post office address PO Box 3064 Arcadia CA. 91066

2. Source of water supply Springs which is a tributary of Sinks

3. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot _____
Sec. 32 Township 23N Range 22E B.M. Lemhi County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 15.17 for Recreation purposes from 01-01 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 15.17 for Recreational storage purposes from 01-01 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)

5. Total quantity to be appropriated is (a) _____ and/or (b) 15.17 AFA
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Excavated pond, 2.1 surface acres
0-12 ft deep, with storage dam and overflow to slough channel.

b. Height of storage dam 5 feet; active reservoir capacity 15.17 acre-feet; total
reservoir capacity 15.17 acre-feet; period of year when water will be diverted to storage:
01-01 to 12-31 inclusive.

c. Proposed well diameter is N/A inches; proposed depth of well is _____ feet.

d. Is ground water with a temperature of greater than 85°F being sought? N/A

e. If well is already drilled, when? N/A; Drilling firm N/A

Well was drilled for (well owner) N/A JAN 26 1996

7. Time required for the completion of the works and application of the water to be proposed beneficial use is
3 years (minimum 1 year).

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. Recreation, Recreational storage

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	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
23N	22E	32						R/ KS											

Total number of acres to be irrigated 0

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? applicant

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

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

12. Remarks: _____

JAN 26 1996



T23N
R22E
S32

T23N
T22N

Scale: 2 inches equal 1 mile.

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

Don Walker

(Applicant)

Ranch Mgr

JAN 25 1996

Received by R Foster Date 9-29-95 Time 9:00 am Preliminary check by _____
Fee \$ 50^{XX} 80c Receipted by HWT # EOZ1573 Date 10-2-95
Publication prepared by RB Date 10-20-95 Published in Recorder Herald
Publication approved LB Date 11-14-95

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

RECORDED

JAN 26 1996

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 75-07634

Reviewed by [Signature]

Date 11-16-98

GENERAL CONSIDERATIONS

yes Name same as permit?

NO Address same as permit?

yes Proof timely received?
If not, complete calculation below.

TYPES OF USE

rec. storage

Correct Uses? yes

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

yes Required?

100- Amount Submitted

NO Correct?

MEASURING DEVICE

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

Refund add. \$50.00 lic. exam fee.

Proof Acceptable

DATA ENTRY

New Address P.O. Box 13390

Proof Made 10-26-98

Palm Desert CA 92255-3390



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

November 18, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

BERGER A TRUST
PO BOX 13390
PALM DESERT CA 92255-3390

PROOF ACKNOWLEDGMENT LETTER

RE: Permit No. 75-07634

Dear Permit Holder:

The Department is in receipt of the proof of beneficial use statement and the \$100.00 license examination fee filed in connection with the above referenced water right permit.

You indicate on the proof statement that you are storing a rate of 15.10 acre feet. The license examination fee for a storage rate of 15.10 acre feet is \$50.00. Therefore, I have initiated the process to refund the excess \$50.00 exam fee submitted. The refund should arrive in seven (7) to ten (10) business days under separate cover.

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.

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. If you have any questions concerning the field examination, contact the department's **EASTERN** Regional Office in Idaho Falls, at (208)525-7160.

Sincerely,

JULIE L. YARBROUGH

Senior Secretary, Water Allocation Bureau

c: IDWR - Region
Fiscal

MICROFILMED
NOV 27 1998

September 30, 1998

BERGER A TRUST
PO BOX 661178
ARCADIA CA 910661178

PROOF DUE NOTICE

RE: PERMIT NO. 75-07634

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before December 1, 1998.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

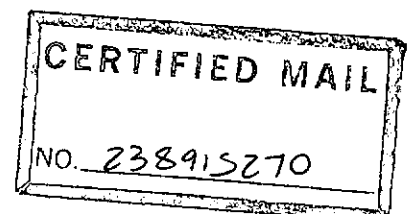
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED

NOV 27 1998





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 29, 1995

BERGER A TRUST
PO BOX 661178
ARCADIA CA 91066-1178

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 75-07634

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

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.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosures

RECORDED

JAN 26 1996

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

No.: 75-7634 Name: Benger A trust Date: 11/22/95 Ad OK? ✓
Correct Fee? ✓ Receipt #: E021573 Priority: 10/2/95 ✓ Gvmt Lts: ✓

AREA OF CONCERN? ^{source} exempt - No/Yes S/C Mor GWMA Trust/Non-trust
PROTESTED: - 020 (Protest Agr) or W19 (See Final/Prelim Order)

SYSTEM COMPLETED:

Yes/proof filed - NA
1 year/no proof - P16
+1 year - 26A-P17

GROUNDWATER: <✓ FLO-CH>

+ 0.2 cfs - 01M
=/- 0.2 cfs - No MD
=/+ 5 a. - 01M, 065 (if GW use SW 1st)

Drilling Permit:

Existing well - NA (pre 7/1/87)
Included w/permit - Permit No. _____, P99
No WD permit? - 046-46B-P23 (post 7/1/87)
irr. in WD - P05 (new well)

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

Water District (~~dem~~) - 005 (req) WD # _____ <SEE MAP & LISTING>
+ 0.2 cfs - 028 (may report) - 01J (meas dev) - P08
=/- 0.2 cfs - 028 (may report) - 01H (lock dev) - P01 or No MD
=/+ 5 a. irr. - 028 (may report)
In WD + 0.2 cfs - 01M or No MD (in-stream)
15.1 AF - 0.2 cfs - No MD
=/+ 5 a. irr. - 01M

RIVER BASINS (*Surface water):

Snake R (01) - 11A-P04, NA
(02/03-irr) - 007-P07 (w/remark WB9-† Weiser), NA
Boise R (63) - 05A (if WD), 11E (not 42-111 use), NA
Payette R (65) - 064 (regulated uses), 047-P04 (Payette Lake), NA

USE:

Domestic (surface) - 021 (Boise R † L Peak); 27A (Payette R); NA
Fish Propagation - 07A-042 (rq) - 010/06A/09E (WQ) - P10; 044 (N 1000 Spr)
Irr <POU> =/- 5 a - 057 (0.03 cfs/A)
+ 5 a - 03A (0.02 cfs/A)
Mining - 054 (req) & 06A/010/09E-P10
Power - 08A-17K-025-027-01M-01F (P19) - 09E (P10);
+25 cfs-P18; 17G (FERC) or 17M (FERC); 18B-P09
Storage (✓ 3 compo.) - 18A (multi MD in WD), 18B-P09 (+10' dam), NA

LOCATION:

Boise Front LoGeo - 058 (-85° GW temp only)
In-stream dev. - P52 (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Swan Falls Flag - B <SEE CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non-Trust <1> - 048-049 (Consumptive Uses), NA

OWNERSHIP: Non-land owner

OTHER CONDITIONS:

STANDARD REMARKS:

See Stor / fish & swimming

BENEFICIAL USE DUE:

12-1-1998

COMMENTS:

MEMORANDUM

DATE: November 27, 1995

TO: File No. 75-07634

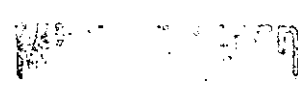
FROM: Cindy Zimmerman 

SUBJECT: Trustees

=====

Per telecon with Shirley Berger today, the sole trustee of Berger A Trust is Ronald M. Auen.

Current address for Ronald M. Auen and Berger A Trust is:
PO Box 661178
Arcadia CA 91066-1178.


JAN 26 1996

Dist. for staffing 10-2-95
Submitted for advertising _____

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATIONS FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY _____ DATE _____ APPLICATION NO. 75-7634
Berger A Trust
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)
☒ 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 signator 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 _____

RECEIVED
NOV 21 1995
Department of Water Resources

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 11-6-95
☐ 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. _____

See below for additional information

Date of priority recommended 9-29-95
By HWT Date 11-14-95

STATE OFFICE REVIEW

See below for additional information

By _____ Date _____

ADDITIONAL INFORMATION

My concerns are with the surface area of the pond (2.1 acres)

Does the evaporation of approx 2 acres / year constitute consumptive use?

Jul

LOCAL PUBLIC INTEREST

Comments received from

<u> </u> City	<u> </u> Idaho Fish & Game	<u> </u> Irrigation District
<u> </u> County	<u> </u> Idaho Health & Welfare	<u> </u> Canal Company
<u> </u> Reservations	<u> </u> Division of Environment	<u> </u> Other

Project impacts/implications report

COMMENTS

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

75-0734

BERGER A TRUST
PO BOX 3064
ARCADIA, CA 91066
Source: SPRINGS Tributary:
SINKS

Diversion Pt: NWNWNW Sec 32
T 23N R 22E in LEMHI County.

Use: RECREATION (15.12AF)
RECREATION
STORAGE (15.12AF)

Total Diversion: (15.12aAF)

Date Filed: 9/29/1995

In: LEMHI County

T23N R22E S32 NWNW

75-07635

US DEPT OF AGRICULTURE
FOREST SERVICE

PO BOX 729

SALMON, ID 83467

Source: GROUNDWATER

Diversion Pt: NWNE Sec 24 T
24N R 19E in LEMHI County.

Use: DOMESTIC (0.040 CFS)

Total Diversion: (0.040 CFS)

Date Filed: 10/5/1995

In: LEMHI County

T24N R19E S24 NWNE

75-07636

US DEPT OF AGRICULTURE
FOREST SERVICE

PO BOX 7829

SALMON, ID 83467

Source: GROUNDWATER

Diversion Pt: SWNW Sec 17 T
24N R 21E in LEMHI County.

Use: DOMESTIC (0.040 CFS)

Total Diversion: (0.040 CFS)

Date Filed: 10/5/1995

In: LEMHI County

T24N R21E S17 SWNW

The permit(s) will be subject to
all prior water rights. Protests must
be filed with the applicant and the
Director, Dept. of Water Resources,
along with a \$25.00 filing fee, East-
ern Region, 900 N Skyline, Idaho
Falls, Idaho 83402 on or before NO-
VEMBER 6, 1995.

KARL J. DREHER, Director

Published: 10/19/1995 & 10/26/
1995.

10-19-2tc

Affidavit of Publication

STATE OF IDAHO

ss.

County of Lemhi

NOV 21 1995

Department of Water Resources

RICKY G. HODGES

, being first duly sworn, deposes
and says he is one of the publishers (printers) of The Recorder Herald, a newspaper
published weekly at Salmon, Lemhi County, Idaho, and of general circulation therein.
That the WATER RIGHT 75-07634

, a true
printed copy of which is attached to the margin hereof, has been and was correctly
printed and published in the regular and entire issue of every number of said newspa-
per and not in any supplement thereof or thereto for TWO (2)
consecutive issues, commencing with the issue dated 10/19, 19 95
and ending with the issue dated 10/26, 19 95

STATE OF IDAHO

ss.

County of Lemhi

On this 26 day of OCTOBER in this year of 19 95

before me, A Notary Public, personally appeared RICKY G. HODGES,
known or identified to me to be the person whose name subscribed to the within in-
strument, and being by me first duly sworn, declared that the statements therein are
true, and acknowledged to me that he executed the same.

[Signature]

26 1996

[Signature]

Notary Public for Idaho

Residing At Salmon, Idaho

My Commission expires: 9-21-2001

Publication Fee \$ 63.72

Account No. 630



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

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

October 20, 1995

US DEPT OF AGRICULTURE
FOREST SERVICE
PO BOX 729
SALMON ID 83467

RE: Notice of Application for Permit No.'s 75-07634, 75-07635, &
75-07636

Dear Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the applications in the Recorder Herald on October 19 & 26, 1995. The advertisement will be published 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 applications and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

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

Sincerely,

Harold W. Jones
Harold W. Jones
Water Right Supervisor

HWJ/rb

RECEIVED

JAN 26 1996



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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

OCTOBER 13, 1995

RECORDER-HERALD
P.O. BOX 310
SALMON, ID 83467

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 NOVEMBER 6, 1995.

Yours truly,

Rita Bodell
Secretary

Encl.

RECEIVED
JAN 26 1996

75-07634

BERGER A TRUST
PO BOX 3064
ARCADIA, CA 91066

Source: SPRINGS

Tributary: SINKS

Diversion Pt: NWNWNW Sec 32 T 23N R 22E in LEMHI County.

Use: RECREATION	(	15.12 AF)
RECREATION STORAGE	(	15.12 AF)
Total Diversion:	(	15.12 AF)

Date Filed: 9/29/1995

In: LEMHI County
T23N R22E S32 NWNW

JAN 26 1996