

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

Handwritten map grid showing Township (T), Range (R), and Section (S) information. The grid is divided into 36 sections. The township is labeled T 11 N and the range is labeled R 5 W. The section number is labeled SECTION 36. The point of diversion is marked with a dot and labeled PLACE DIVERSION. The grid is labeled MICROFILMED.

MICROFILMED

AUG 24 2000

Last Name

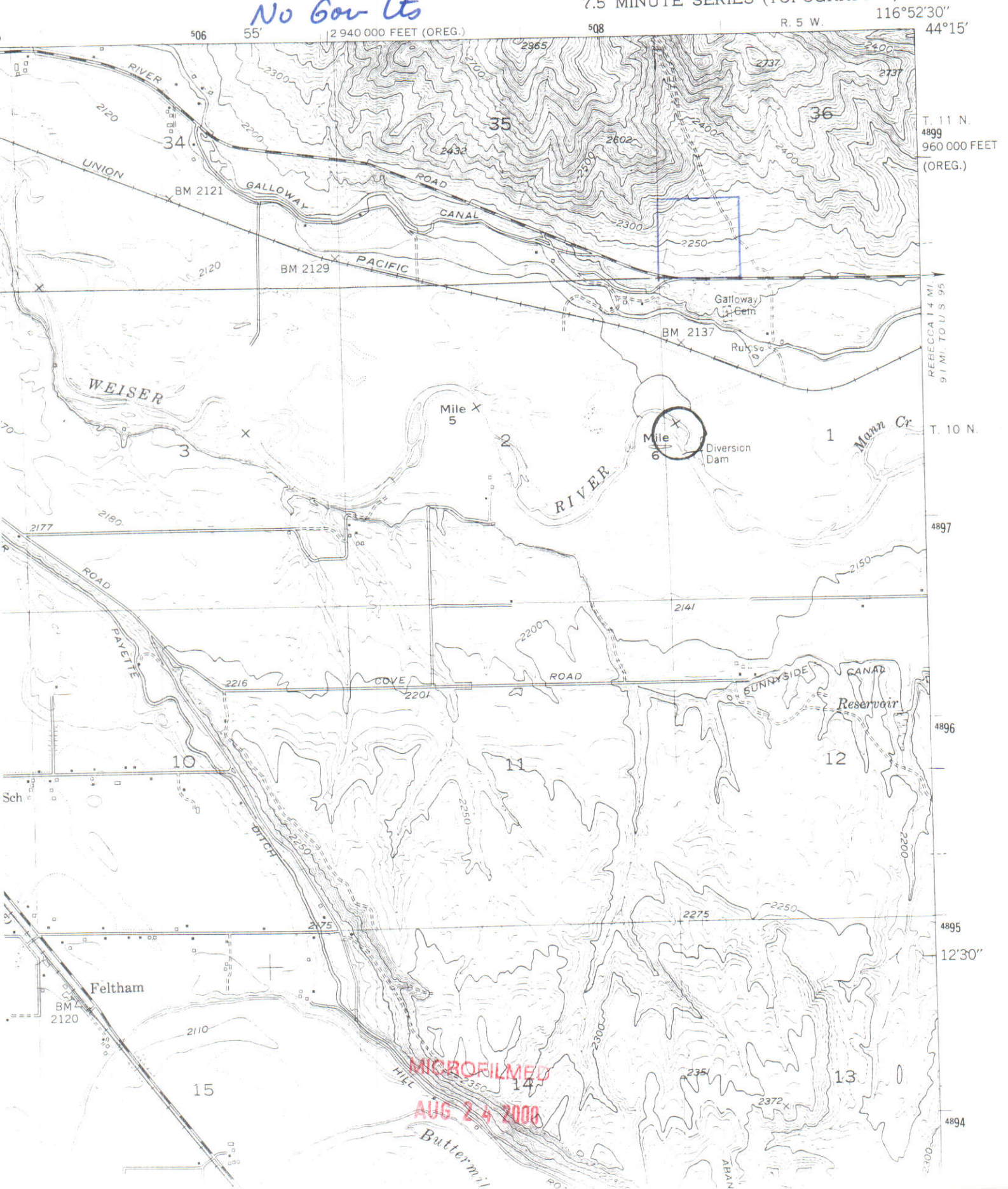
Ident No.

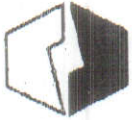
Copies: White-State, Yellow-Claimant

11N
5W
Sec 36 SWSW
No Gov Lts

WEISER SOUTH QUADRANGLE
OREGON-IDAHO
7.5 MINUTE SERIES (TOPOGRAPHIC)

2672 IV
(MANN CR)
1:62,500





**RED JACKET
PUMPS**

A Marley Pump Company

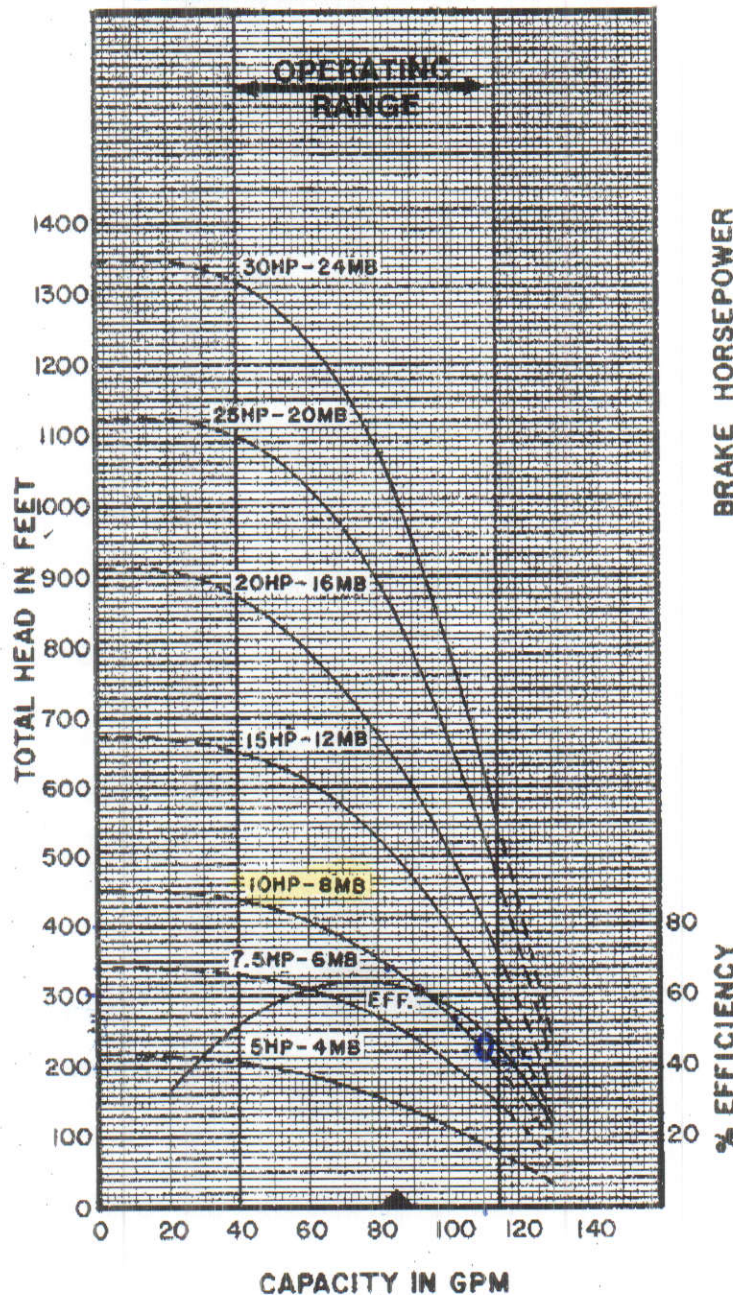
BIG-FLO®

PAGE: 2-9

EFFECTIVE: SEPTEMBER 1, 1987

85 GPM SERIES "MB" PUMPS

PERFORMANCE CURVES



▲ RATED FLOW

Note: Continuous operation outside operating range will void warranty.

MODEL MB 85 GPM — RPM 3450
STAGE "MB" SERIES

GUARANTEED AS MINIMUM PERFORMANCE ONLY IF CERTIFIED

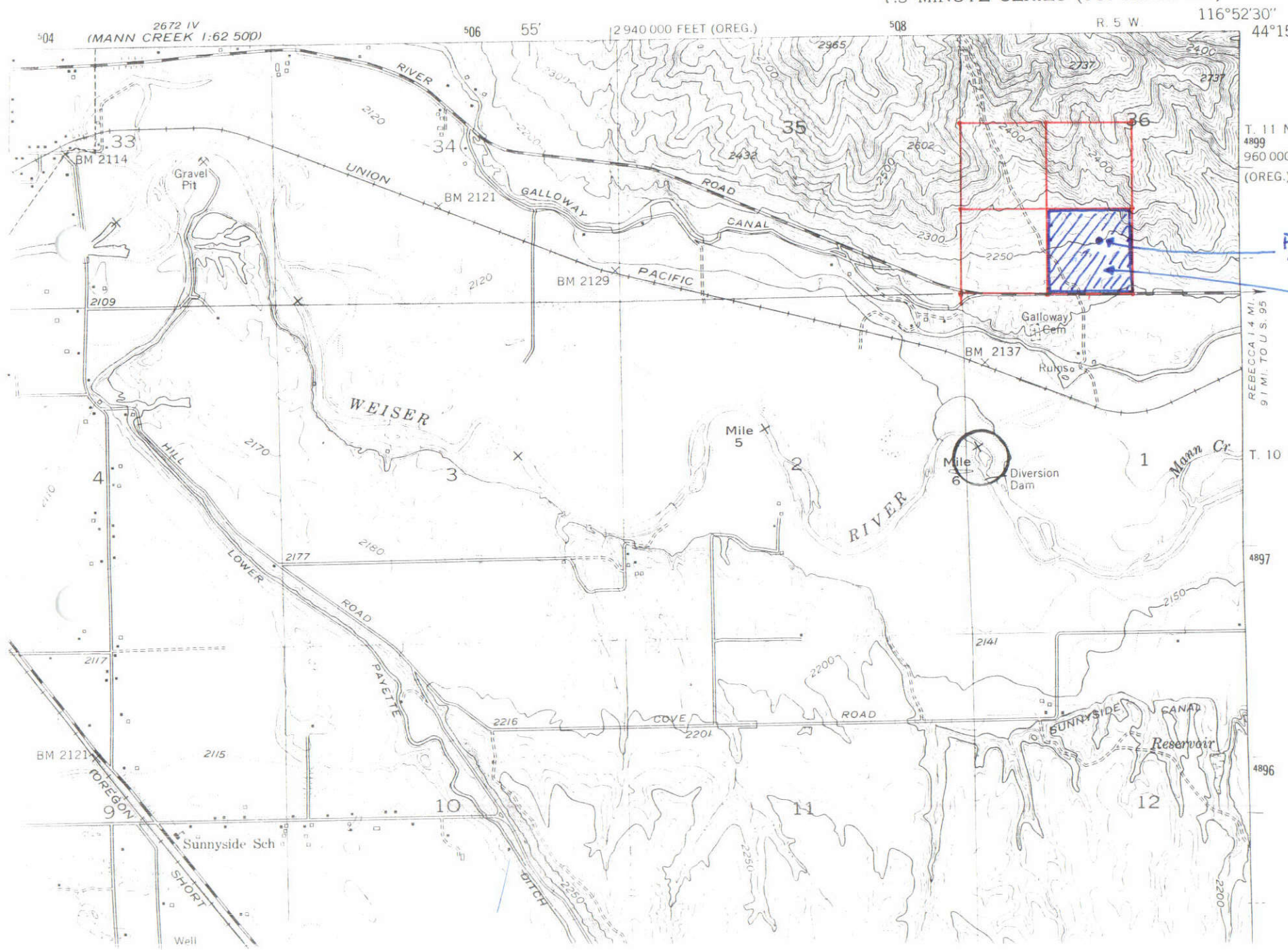
MINIMUM WELL SIZE 6" I.D.

67-08046

WEISER SOUTH QUADRANGLE OREGON-IDAHO 7.5 MINUTE SERIES (TOPOGRAPHIC)

2672 IV
(MANN CREEK 1:62 500)

67-08046



T. 11 N.
4899
960 000 FEET
(OREG.)

REBECCA 14 MI.
91 MI. TO U.S. 95

T. 10 N.

4897

4896

T 11 N
R 05 W
Sec. 36

7 km E of Weiser, Idaho, United States 01 May 1994



67-08046

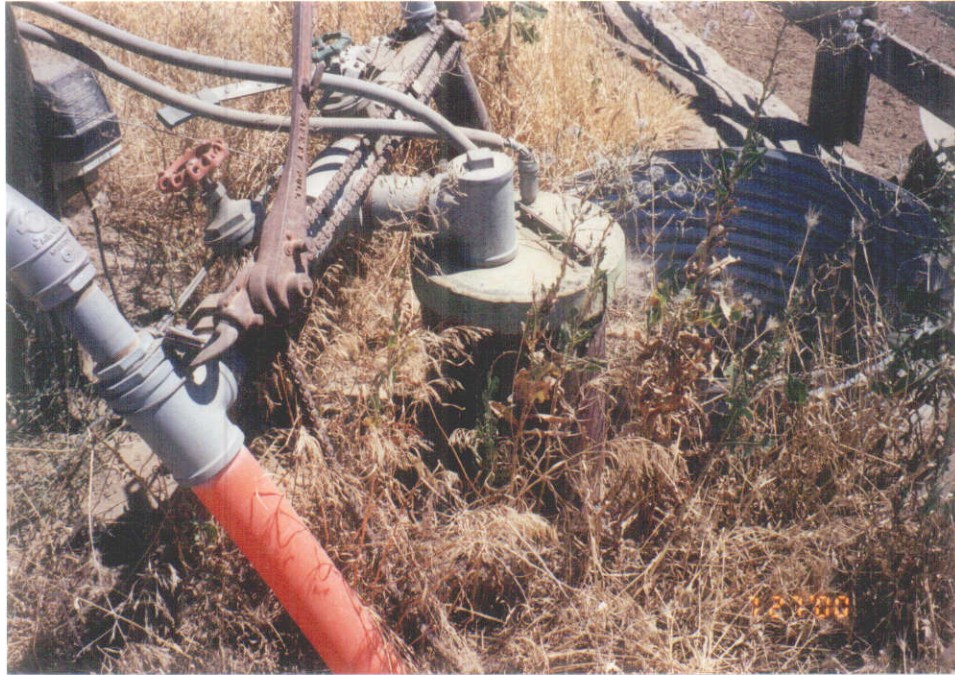


P/D

P/u



Point of Diversion



Place of Use



67-08046



Place of Use



67-08046

Amt. of Fee \$: 100.00
Receipt No. 249627
Receipt By: [Signature]
Date Received: 6-15-00

RECEIVED

JUN 28 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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.

1. Permit No. 67-08046 Telephone No. 208-549-2174
2. Name of Permit Holder(s): BRUCE OR JULIE KERNER
3. Mailing Address: 1819 WEISER RIVER
City WEISER, State ID Zip 83672
4. Source of Water: GROUND WATER If GROUNDWATER (well), Date Drilled: mo. 05 / yr. 1967
Well Driller: HOLLOWAY DRILLING Drilling Permit Number: ONTARIO, OR
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): _____ Stockwater (No. and type of stock): #67-08046 - Cattle
Irrigation (No. of acres): _____ Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: 20.47 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 ✓
Has the measuring device been installed? Yes _____ or No ✓
8. Fee Enclosed: \$ 100⁰⁰ (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: BRUCE KERNER Telephone Number: 208-549-2174
Address: 1819 WEISER RIVER RD
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: Bruce Kerner Date: 6-15-00
(include your title, if on behalf of company or organization)

MICROFILMED

AUG 24 2000

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 67-08046

Priority: November 15, 1999

Maximum Diversion Rate:

0.47 CFS

This is to certify, that **BRUCE KERNER**
JULIE KERNER

1819 WEISER RIVER RD
WEISER ID 83672

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	0.47 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 36, Township 11N, Range 05W
WASHINGTON County

PLACE OF USE: STOCKWATER

TWN RGE SEC

11N 05W 36

SWSW

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of application of water to beneficial use shall be submitted on or before **March 1, 2001**.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
5. The Director retains jurisdiction to require the right holder to provide purchased or leased natural flow or stored water to offset depletion of Lower Snake River flows if needed for salmon migration purposes. The amount of water required to be released into the Snake River or a tributary, if needed for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this permit.
6. The place of stockwater use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the feedlot as authorized by this water right.
7. The feedlot operation authorized under this approval shall comply with applicable county zoning and use ordinances.
8. Stockwater use is a 2000 head feedlot.

MICROFILMED
AUG 24 2000

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 67-08046

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

10th day of March, 2000.

K. J. Dreher
for Karl J. Dreher, Director

MICROFILMED
AUG 24 2000

11/15

FORM 202
2/96

RECEIVED

FEB 14 2000

Department of Water Resources

Ident. No. 67-08046STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant BRUCE WILLIE KERNER Phone 208-549-2174
 Mailing address 1819 WEISER RIVER RD WEISER ID 83672

2. Source of water supply GROUND WATER WELL which is a tributary of _____

3. Location of point of diversion is Township 11N Range 5W Sec. 36 in the SW 1/4.
SW 1/4, _____ 1/4, Govt. Lot _____, B.M., WASHINGTON County;
 additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .47 for STOCKWATER purposes from 1-1 to 12-31 (both dates inclusive)
 (cfs or acre-feet per annum) COMMERCIAL
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) .47 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 5HP PUMP & 10 HP PUMP

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet

c. Proposed well diameter is 12 inches; proposed depth of well is 120' feet

d. Is ground water with a temperature of greater than 85°F being sought? NO

e. If well is already drilled, when? 1967; Drilling firm HALLOWAY
 Well was drilled for (well owner) YES; Drilling Permit No. _____

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

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

a. Hydropower; show total feet of head and proposed capacity in KW. _____

b. Stockwatering; list number and kind of livestock. 2000 HD BEEF CATTLE

c. Municipal; show name of municipality. _____

d. Domestic; show number of households. _____

e. Other; describe fully. _____

MICROFILMED

AUG 24 2000

✓ Per applicant 12/6/99

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	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11N	5W	36											S						

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. A67-1423411. a. Who owns the property at the point of diversion? BRUCE & JULIE KERNER

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

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.

Bruce Kerner

Signature of Applicant (and title, if applicable)

Received by K6 Date 11/15/99 Time 11:45 Preliminary check by ly
 Fee \$ 100.00 Received by K6 # W025917 Date 11/15/99
 Publication prepared by AT Date 12-16-23-99 Published in 12-16-23-99 WEISER SIGNAL
 Publication approved LM Date 1-10-00

MICROFILMED

AUG 24 2000

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

Handwritten notes on the map grid:

- T 11 N
- R 5 W
- SW 1/4 SW 1/4
- PLACE DIVERSION
- SECTION 36

MICROFILMED

AUG 24 2000

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

SD-0111
ADD COMMENT

Id. Department of Water Resc as
Comment Addition

Date: 12/06/99
Time: 12:14:17

Water Right Number: 67-08046

FIRST PAGE

Comment Date: 12/ 6/1999 User ID: LGRAVES

Subject: MISC

Per Applicant: Commercial use is for a 3000 cow feedlot. 1000
of the 3000 are covered on stockwater claim A67-14239 for .24
cfs. Well has been drilled and used for the feedlot since 1967.
This application represents the portion of the feedlot in excess
of 13,000 gpd.

(Enter=Add)

(GOLD4=Prev) (GOLD5=Next)

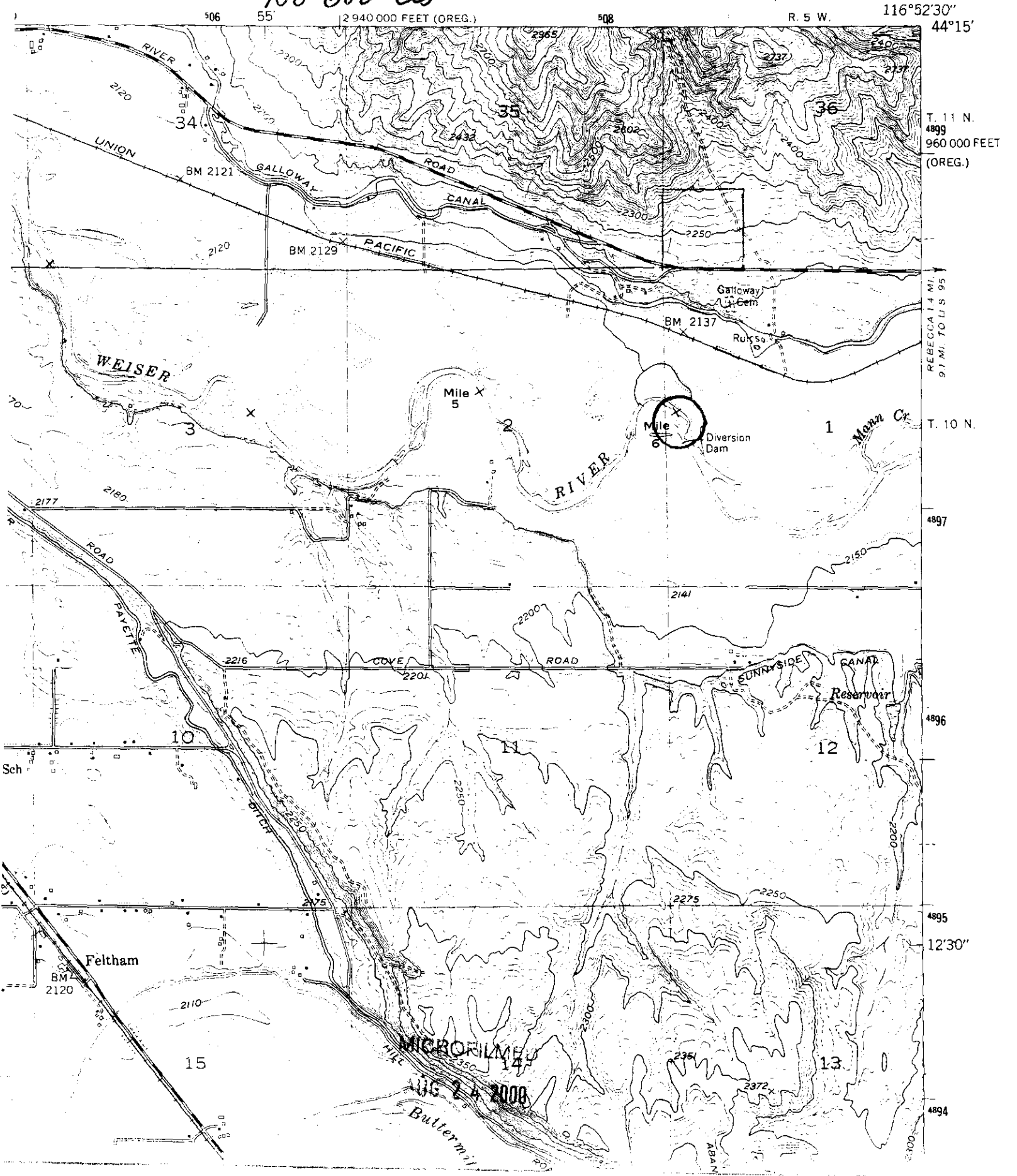
MICROFILMED

AUG 24 2000

11N
5W
Sec 36 SW SW
No Gov Lts

WEISER SOUTH QUADRANGLE
OREGON-IDAHO
7.5 MINUTE SERIES (TOPOGRAPHIC)

2672 IV
(MANN CR)
1:62,500



A. GENERAL INFORMATION

Permit No. 67-08046

1. Owner: Bruce & Julie Kerner Phone No. (208) 549-2174

Current Address: 1819 Weiser River Road, Weiser, ID 83672

2. Accompanied by: Bruce Kerner Exam Date: 07/27/2000

Address: 1819 Weiser River Road, Weiser, ID 83672 **Phone No.** (208) 549-2174

Relationship to Permit Holder: Owner

3. Source: Groundwater tributary to

B. OVERLAP REVIEW

1. Other water rights with the same place of use: A67-14239

2. Other water rights with the same point of diversion: A67-14239

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

[illegible]

2. Place(s) of Use: Indicate Method of Determination: USGS Quadrangle Map

[illegible]

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.

SEE ATTACHED SHEET.

☒ Copy of USGS Quadrange Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

☐ Aerial Photo Attached (required for irrigation of 10+ acres).

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	unknown	5	unknown	Red Jacket	3 inch

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calibration Date
N/A						

2. Measurements: None. It was not possible to make a measurement.

E. NARRATIVE/REMARKS/COMMENTS

The point of diversion and place of use are located in the SESW of Section 36, Township 11N, Range 05W. The permit needs to be amended to reflect the correct location of the point of diversion and place of use. The water being diverted is used to fill and refresh 16 troughs located in the feedlot. The troughs are filled on an as need basis. The pump is controlled by floats in the upper troughs. At peak times there are approximately 2000 to 2500 head of cattle. There is also an adjudication claim (A67-14239) for an additional 1,000 cattle with the same place of use and point of diversion.

There is a 10-hp Red Jacket submersible pump in the well. It is rated at 85 gpm. If the pump is set at 150 feet and assuming a pressure of 70 psi (220 ft of head) the capacity of the pump is about 110 gpm. The diversion rate is approximately 0.25 cfs.

I recommend that this permit be licensed for 0.25 cfs with an annual diversion of 26.8 AF.

Have the conditions of permit approval been met? ☒ YES ☐ NO

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measurement Method: *Pump Curve*

110 gpm = 0.25 cfs

Allow 0.25 cfs.

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation: N/A

$V_{LR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

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

$V = \text{Smaller of } V_{LR} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

Volume Calculation per Administrative Memo #3

2000 cattle $\times$ 0.0134 = 26.8 AFA

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (AFA)
	From	To		
<u>Stockwater</u>	<u>01/01</u>	<u>12/31</u>	<u>0.25</u>	<u>26.8</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<u>0.25 cfs</u>	<u>26.8 AFA</u>

2. Recommended Amendments

X Change P.D. as reflected above _____ Add P.D. as reflected above _____ None

X Change P.U. as reflected above _____ Add P.U. as reflected above _____ Other

I. AUTHENTICATION

Richard D. Hansen – Field Examiner

Field Examiner's Name Richard D. Hansen Date: 8/2/2000

Reviewer _____ Date: _____

seal

IDAHO DEPARTMENT OF WATER RESOURCES

WELL INSPECTION FORM

1. DRILLING PERMIT NO: _____ OTHER APPLICABLE NO: 67-08046
2. OWNER: Bruce Kerner Phone: (208) 549-2174
Address: 1819 Weiser River Road, Weiser, ID 83672
3. WELL LOCATION: Twp 11 N, Rge. 05 W, Sec. 36, SE 1/4 SW 1/4
County Washington (Provide sketch map and photo on reverse.)
4. DRILLER: Hollaway Drilling Co. Lic. No. _____
When Drilled? 1967
5. WELL CONSTRUCTION:
Casing Diameter 12 inches Water tight cap? ☒ Yes ☐ No Access Port: ☒ Yes ☐ No
Casing $\geq$ 12 inches above ground? ☒ Yes ☐ No - Describe _____
Depth of Casing _____ ft. Method Drilled _____
Condition of Well Casing: ☐ Good ☒ Fair ☐ Poor Describe _____
Control Valve? ☒ Yes ☐ No Pressure Gauge: ☐ Yes ☒ No
Condition of Piping and Valving Good
Auger to a depth of _____ ft. Evidence of Annular Seal ☐ Yes ☒ No
Are there obvious construction problems that may be a source for contamination or waste of water?
☐ Yes ☒ No (Describe in Remarks and Attach Photo - On Reverse)
6. HYDROLOGIC INFORMATION:
Depth to Static Water 70 ft. Water Temperature cold °F
Flowing Artesian ☐ Yes ☒ No Pressure: _____ (psi)
Water Sample Taken? ☐ Yes ☒ No If yes, describe purpose _____
Water Quality Measurements/Observations (Describe) _____
7. WELL USE:
☐ Domestic ☐ Irrigation ☒ Stock
☐ Test ☐ Municipal ☐ Industrial
☐ Abandoned ☐ Waste Disposal/Injection ☐ Not Used
☐ Other: _____

8. POSSIBLE CONTAMINATION SOURCES:

Is there evidence of Chemigation? ☐ Yes ☒ No

If yes, is there a check-valve present? ☐ Yes ☐ No

Is there a possible source of contamination nearby? ☒ Yes ☐ No

If yes, what Type? Animal waste

How far away from the well is this source? _____

9. REMARKS:

The well is located in the center of the
feedlot. It is enclosed in by a 10'x10' fence.

Richard D. Hansen — Field Examiner
Signature of Dept. Representative & Title

7-27-00
Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:

RECEIVED

REPORT OF WELL DRILLER State of Idaho

Department of Reclamation

State law requires that this report shall be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

WELL OWNER:

Name Milt Kernes
Address Weiser Idaho

Owner's Permit No. _____

NATURE OF WORK (check): Replacement well ☐
New well ☒ Deepened ☐ Abandoned ☐

Water is to be used for: feed lot

METHOD OF CONSTRUCTION: Rotary ☐ Cable ☒
Dug ☐ Other _____

CASING SCHEDULE: (explain) _____
Threaded _____ Welded ☒
12" Diam. from 1 ft. to 110 ft.
"Diam. from _____ ft. to _____ ft.
"Diam. from _____ ft. to _____ ft.
"Diam. from _____ ft. to _____ ft.
Thickness of casing: 1/4 Material: _____
Steel ☒ concrete ☐ wood ☐ other ☐

PERFORATED? Yes ☒ No ☐ Type of perforator used: Star Drill Down

Size of perforations: 3/8" by 1"
perforations from 12 ft. to 105 ft.
perforations from _____ ft. to _____ ft.
perforations from _____ ft. to _____ ft.
perforations from _____ ft. to _____ ft.

WAS SCREEN INSTALLED? Yes ☐ No ☒

Manufacturer's name _____ Model No. _____
Type _____
Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.
Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.

CONSTRUCTION: Well gravel packed? Yes ☐ No ☒
No. _____ size of gravel _____
placed from _____ ft. to _____ ft. Surface seal provided: Yes ☒ No ☐ To what depth? 10 ft. Material used in seal: CLAY

Did any strata contain unusable water? Yes ☐ No ☒
No. _____ Type of water: _____
Depth of strata _____ ft. Method of sealing: _____
strata off _____

Size of drilled hole: 12 Total
depth of well: 190 Standing water
level below ground: 70 Temp. _____
Fahr. 60 Test delivery: 130 gpm
or _____ cfs Pump? ☐ Bail ☐
Size of pump and motor used to make test: _____
Length of time of test: 7 Hrs. _____ Min.
Drawdown: 80 ft. Artesian pressure: ft. _____
above land surface Give flow _____ cfs
or _____ gpm. Shutoff pressure: _____
Controlled by: Valve ☐ Cap ☐ Plug ☐
No control ☐ Does well leak around casing? Yes ☐ No ☒

DEPTH	MATERIAL	WATER
FROM TO		YES OR NO
FEET FEET		
0 7	Soil SANDY	
7 70	SANDY CLAY	
70 120	SANDY GRAVEL	Yes
120 155	GRAVEL AND SAND	Yes
155 165	CLAY BLUE	NO
165 175	CLAY BLUE	NO
175 185	CLAY BLUE HARD	NO
185 190	STATE SIDE CASING	NO

Work started: 7-27-69
Work finished: 8-1-69
Well Driller's Statement: This well was drilled under my supervision and this report is true to the best of my knowledge.
Name Helen Haddad
Address 614 N. 1st St. Coeur d'Alene
Signed by: Walter Haddad
License No. 1314 Date 5-8-69

LOCATION OF WELL: County _____
SE 1/4 Sec. 34 T. 11 N. 8 R. 5 E

Use other side for additional remarks

67-08046

Richard Hanson

We installed pump in 10-21-88

Model # 1006F4-8MB 10HP

230V 3Ø

set on 147 ft 3" galvanized pipe

Kerner Feed Lot

Weiser Pump and Pipe

67-08046



**RED JACKET
PUMPS**

A Marley Pump Company

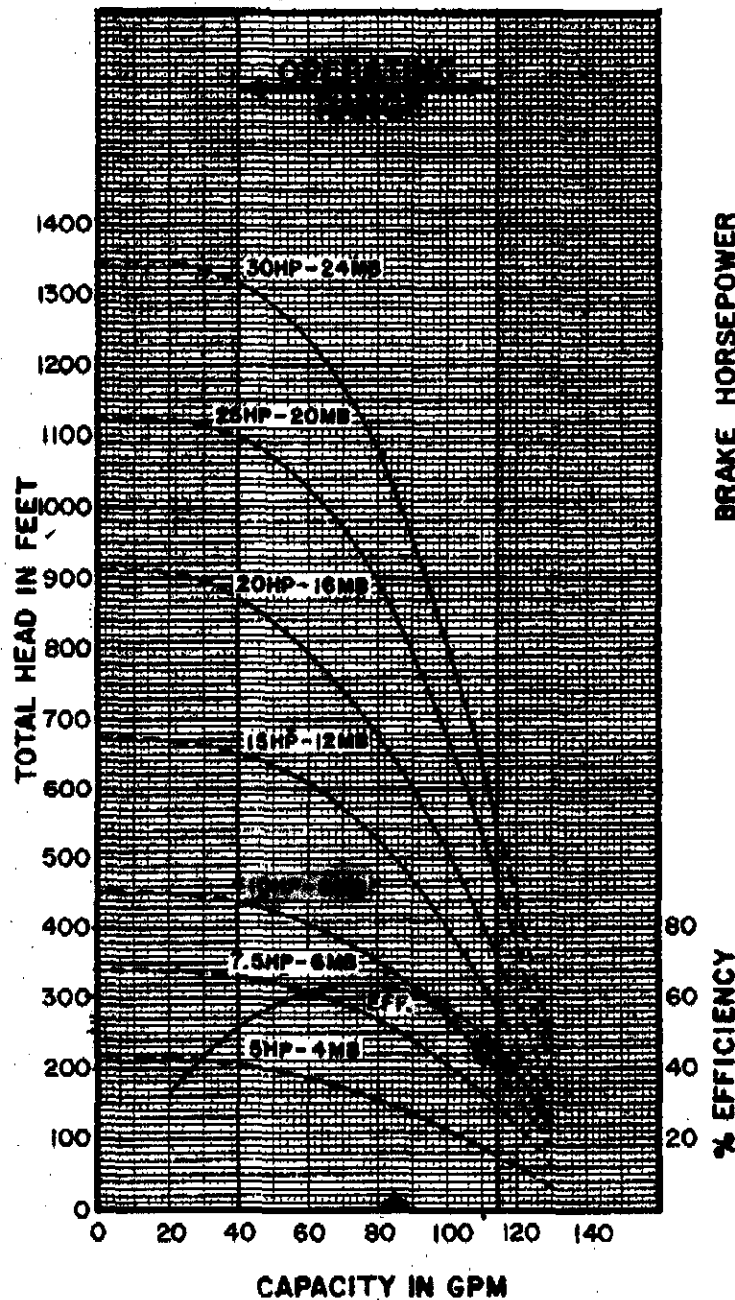
BIG-FLO®

PAGE: 2-9

EFFECTIVE: SEPTEMBER 1, 1987

85 GPM SERIES "MB" PUMPS

PERFORMANCE CURVES



▲ RATED FLOW

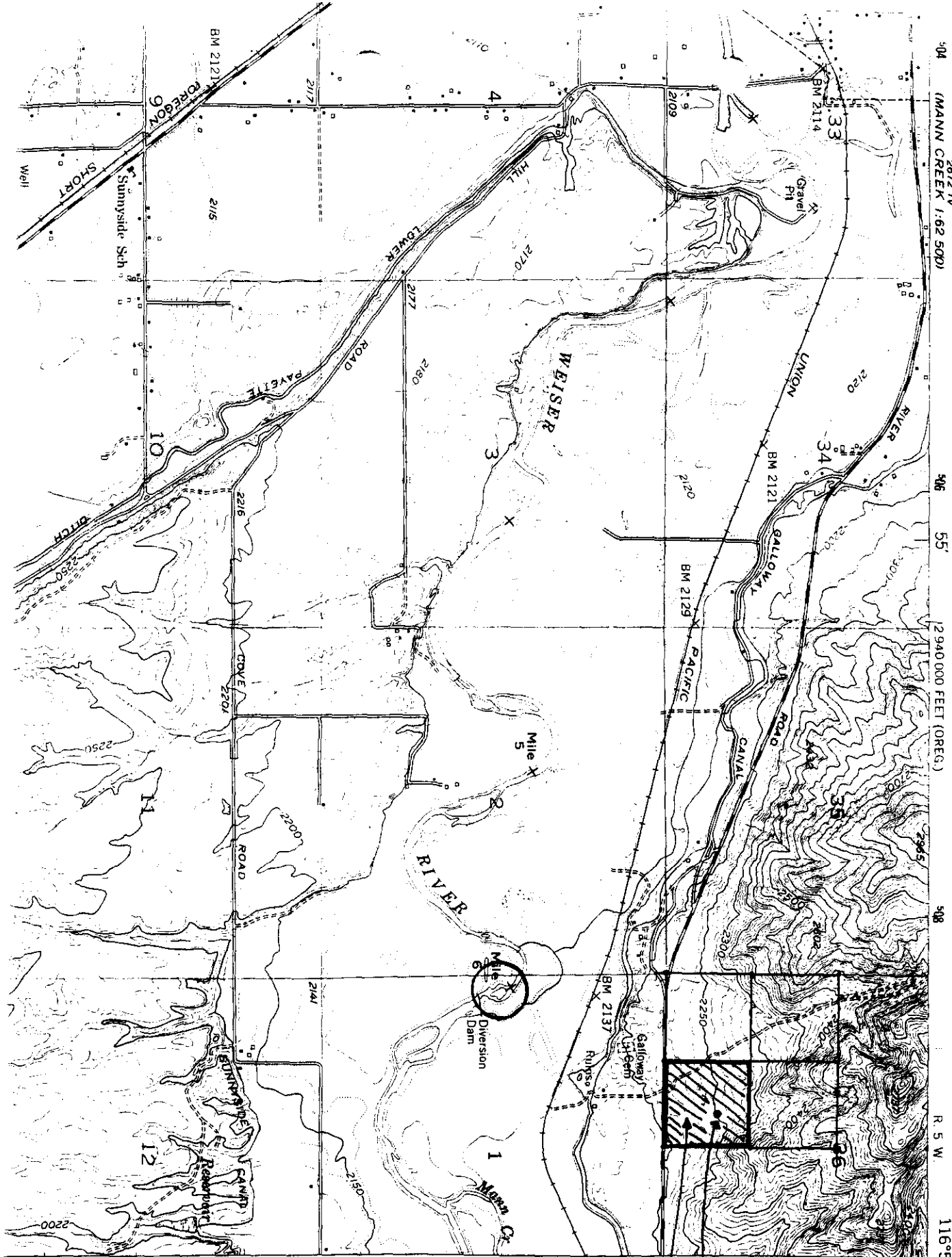
Note: Continuous operation outside operating range will void warranty.

MODEL MB 85 GPM — RPM 3450
STAGE "MB" SERIES

GUARANTEED AS MINIMUM PERFORMANCE ONLY IF CERTIFIED

MINIMUM WELL SIZE 6" I.D.

67-08046



2672 IV (MANN CREEK 1:62 500) 504 506 55 12 940 000 FEET (OREG.) 508 R. 5 W. 116°52'30" 44°15' (MANN CREEK 1:62 500)

WEISER SOUTH QUADRANGLE
OREGON-IDAHO
7.5 MINUTE SERIES (TOPOGRAPHIC)

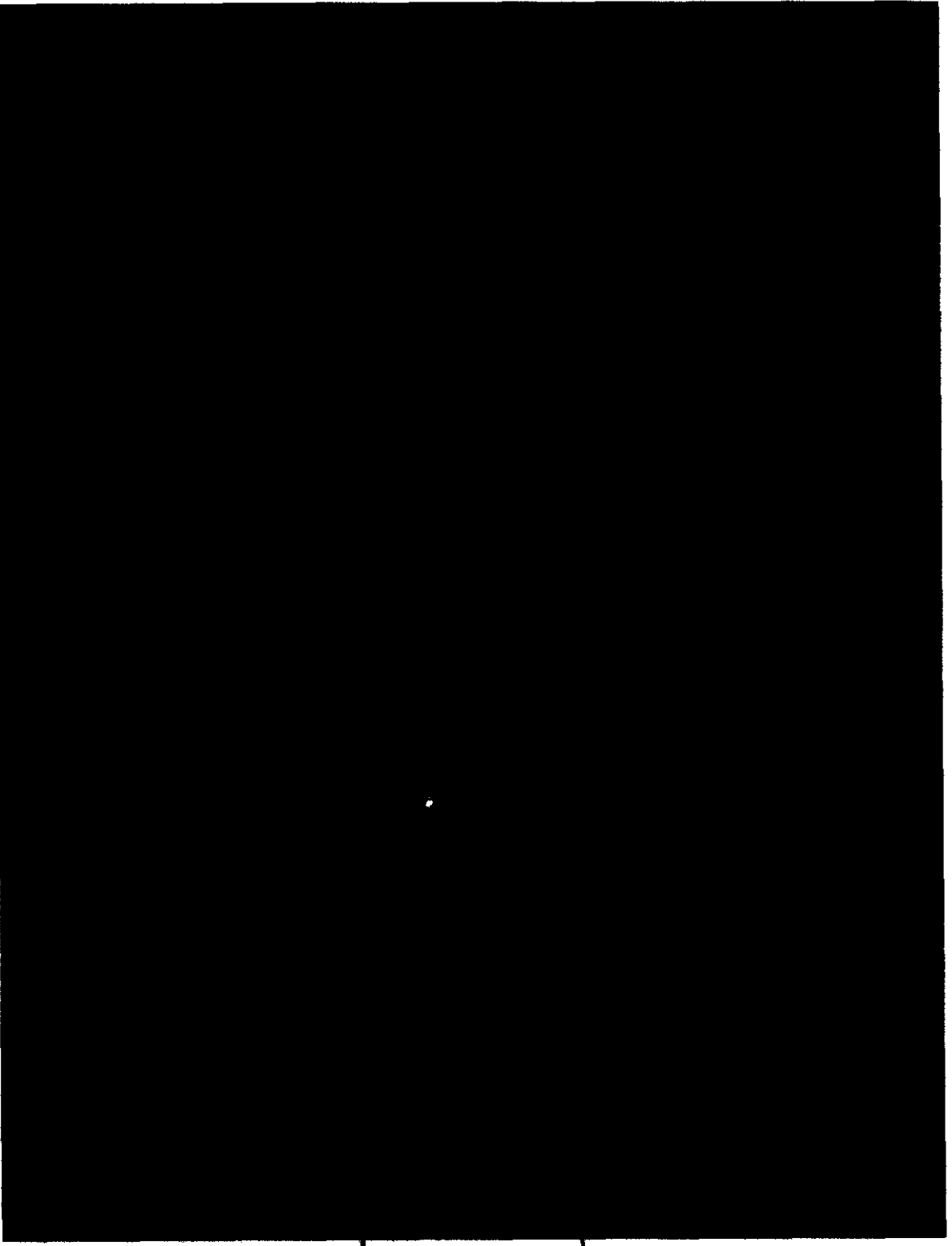
REBECCA 1.4 MI.
9.1 MI. TO U.S. 95

T 11N
R 05W
Sec. 36

67-08046

7 km E of Weiser, Idaho, United States 01 May 1994

Zoom 4m



0.5 km 0.25 mile

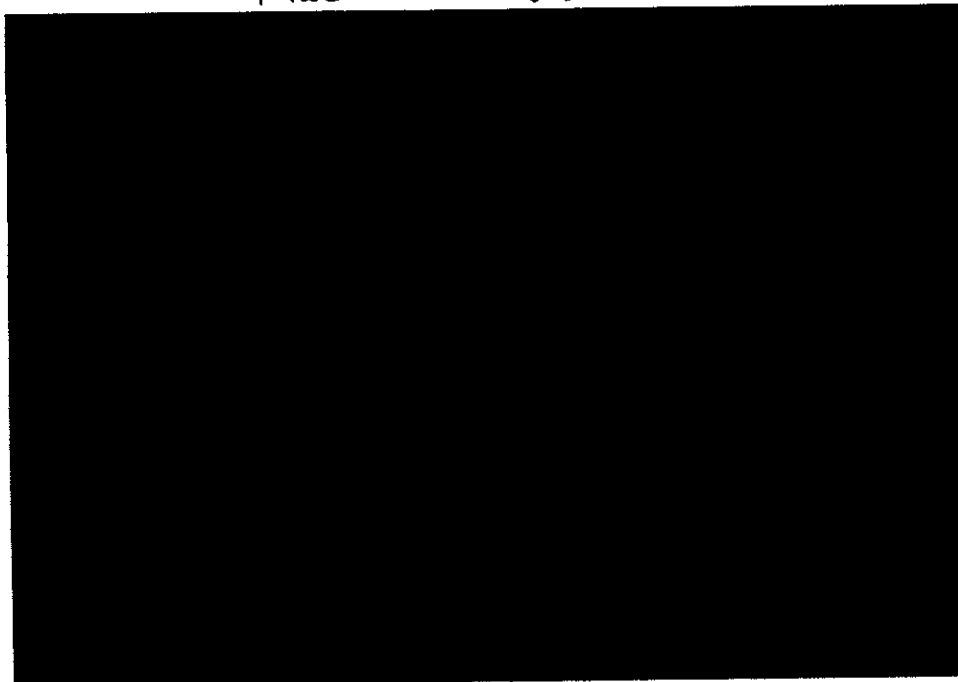
P/u

P/D

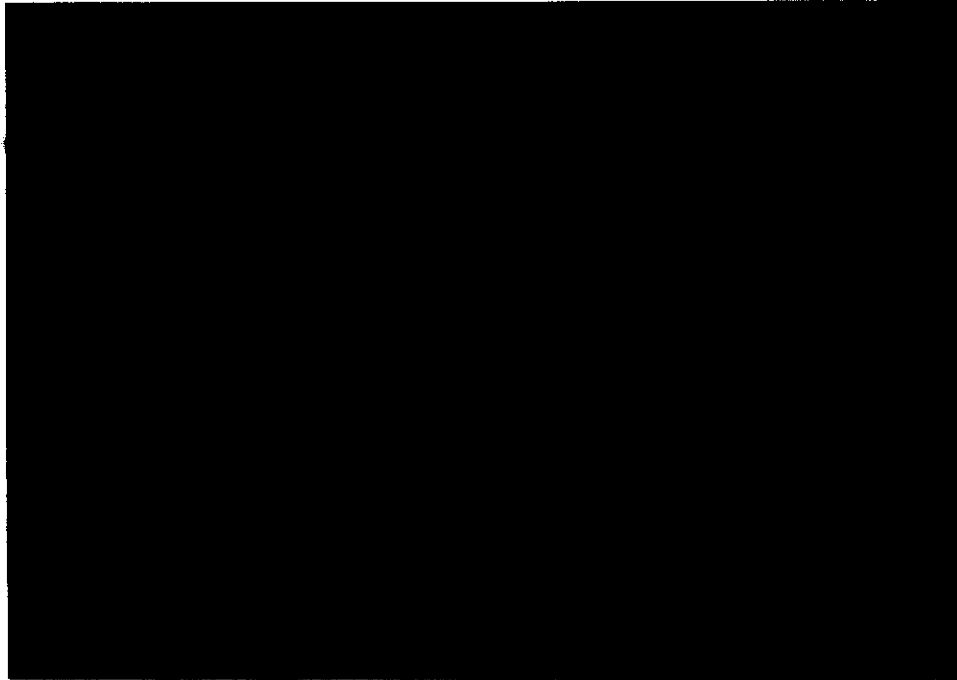
Point of Diversion



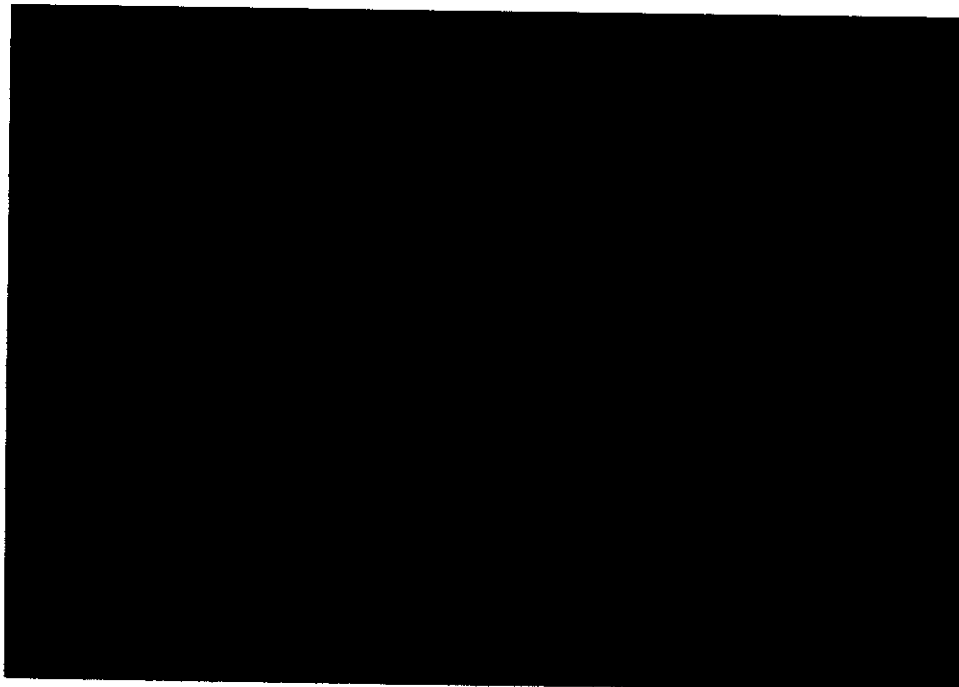
Place of Use



67-08046



Place of Use



67-08046

FIELD NOTES

- Holloway Drilling
- Weiser Pump & Pipe

67-08046

7-27-00

Idaho. St.

→ Red Jacket Pump

Water tight top

control valves

no pressure gage

12" above the ground

12" casing Drilled in 1965

2000 - 2500 handred head

5-hp

120 ft deep

16 troughs

40 acres



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

July 12, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

BRUCE KERNER
JULIE KERNER
1819 WEISER RIVER RD
WEISER ID 83672

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 67-08046

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made meets the permitted beneficial use.

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

If you have questions concerning the field examination, please contact the **Western Regional Office** of the department in Boise at (208) 334-2190.

Sincerely,

Deborah Drew-Ellis
Administrative Assistant
Water Allocation Bureau

Encl.

c: IDWR - Regional Office

MICROFILMED

AUG 24 2000

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 67-08046 Reviewed by D. Klein Date 7/12/00

GENERAL CONSIDERATIONS

Yes Name same as permit?

Yes Address same as permit?

Yes Proof timely received?

If not, complete calculation below.

TYPES OF USE

Stockwater

Correct Uses? Yes

SOURCE OF WATER

No Surface water source

Yes Ground water source

/ Drilling permit required?

/ Copy in the file? Drilling Permit No. /

/ Amount paid for permit

/ Well log in the file?

/ Correct?

LICENSE EXAMINATION FEE

Yes Required?

7100 Amount Submitted

Yes Correct?

MEASURING DEVICE

No Required?

No Installed?

/ Waiver requested?

PRIORITY CALCULATION

Date proof received 6/28/00

Date proof due 3/1/01 - /

No. of days late / = /

Priority Date / + /

New Priority Date /

DEFICIENCIES OR ACTION ITEMS

Acknowledge proof.

DATA ENTRY

New Address No

Proof Made 6/28/00

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No:

0049627

Date:

Time: 6/28/2000

09:50:31

Received

From:

KERNER CATTLE CO

Type of Payment

Program A cct

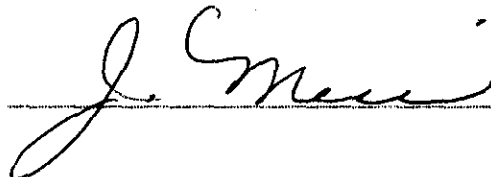
Amount

BENEFICIAL USE	#67-08046	56104	229 21 1155	100.00
----------------	-----------	-------	-------------	--------

Total \$ 100.00

CHECK 1380

Region: STATE

Signature: 

MICROFILMED
AUG 24 2000



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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

March 10, 2000

BRUCE KERNER
JULIE KERNER
1819 WEISER RIVER RD
WEISER ID 83672

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 67-08046

Dear Permit Holder:

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

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

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed, you should complete and submit this form immediately.

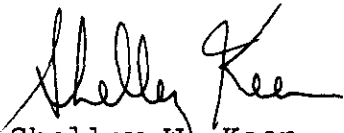
The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this right were drilled or deepened after July 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.

MICROFILMED
AUG 24 2000

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

MICROFILMED

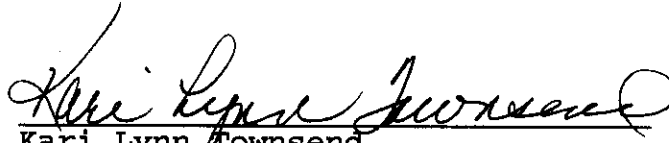
AUG 24 2000

CERTIFICATE OF MAILING

I hereby certify that on the 10th day of **March, 2000**, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER (Approved Permit)** to the person(s) listed below:

Water Right No. 67-08046

BRUCE KERNER
JULIE KERNER
1819 WEISER RIVER RD
WEISER ID 83672


Kari Lynn Townsend
Secretary

MICROFILMED

AUG 24 2000

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.

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

MEMORANDUM

TO: File 67-08046

FROM: Sharla

DATE: March 9, 2000

RE: Water Use and Land Application

On this date I spoke with Lori Graves from the Western Regional Office concerning this application. She stated that the water use description was a judgement call and when we considered it in light of the way transfers for feedlots are handled, we decided that stockwater is probably the reasonable code to describe the water use. She also confirmed for me that the 40-acre tract listed for place of use is the only tract they own and land-apply the waste water from the feedlot. Remark WD8 should be added to the permit to describe this waste management practice.

MICROFILMED

AUG 24 2000

**APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS**

Reviewed by Sharla Curtis on 2/18/00

No. 67-08046 Name: Fluor Corp. Officers N/A Ad ok ✓ Govt Lots —

AREA OF CONCERN: No/Yes — Moratorium — GWMA — TRUST/NON-TRUST —

GROUNDWATER: (✓Flow Chart)

DRILLING PERMIT

All wells - 046
Basin 34 - 085
Irr. w/in WD - **P05**
WMD - North/East/West
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 067

WMD

Supp irr (irr = only use) - 065-104
Supp irr (+ other uses) - 100-105
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M

LOCATION:

Boise Front LoGeo - 058 (<85 GW)
Mitigation - 121
42-248 Area - 20s-70s, 81-86
Swan Falls Flag
Trust - 051(P74) (consumptive uses)
Non-Trust - 048-049 (consumptive uses or non-cons. > 1.0 cfs)

USES:

STORAGE - 18A-01H(P01), 01P-18B(P09)-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R52/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER - R37 (BLM/USFS)
MINING - 054-081(P10)
FISH PROP - 029(70'S only)-007-042-081(P10)
HEAT/COOL - R07(injection well)
FIRE PROT. - 077

BENEFICIAL USE DUE: 3/01/2001

MISC CONDITIONS/REMARKS:

Protested - 020-W19
Development Period
≤ 1 yr - 26A(P17)
> 1 yr - 004
Ownership - 027
Non-consumptive - 081-R07
Water Quality

SURFACE WATER: (✓Flow Chart)

F&G contacted - Yes/No Response
In/Above MSF - WB9/
PLANNING SECTION REVIEW/RESPONSE
In-stream development - **P52**
WD - R04 (WD#)
≤ 0.20 cfs/others - 01H(P01), 01P or No MD
> 0.20 cfs - 01J(P08)

SPRINGS/SINK, INACTIVE WD & REST OF STATE

≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

SNAKE R (01) - W22(P04), N/A
(02,03) - 007 (w/ remark WB9 if above Weiser)
Payette R (65) - 047(P04) (Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

POWER - 17H-17K (+uses)-08A-025(P18)-01N-081(P10)
MUNICIPAL
Restricted area - 022,075
Irr., GW supp to SW - 102
DOMESTIC
Surface water - WB5 (Big Wood or Boise above Star Bridge)
27A (Payette R)
> 1 in restricted area - 070-071-075 (no parks/common areas, etc)
Irr use listed separate - WB5
Moratorium approvable - W03 (2500 gpd - meets domestic definition
i.e. D/convenience store)

Multiple pd's per 1/4 - W32
Subd lot desc (pd) - W59
Subd lot desc (pu) - W60
Use definitions - W02 example - S/50 range
Pre-1987 development - 068-074 (allow 120 days for proof due)
Single p/d intended - 076

IRRIGATION SEASON — (Per updated map)

OTHER CONDITIONS/REMARKS

8/2000 dairy cattle head feedlot

COMMENTS

ILLINOIS DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

FEB 14 2000

Department of Water Resources

INITIAL REVIEW BY: 6 DATE: 12/3/99 APPLICATION: 67-08046

REQUIRED INFORMATION

- ☒ Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.)
- ☒ Address:
- ☒ Source: (See USGS Quad for names of water sources)
- ☒ Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
- ☒ County:
- ☒ Quantity: (flow and/or volume)
- ☒ Period of use:
- ☒ Nature of proposed use: (Include description of use)
- ☒ Description of diverting works:
- ☒ Time required for beneficial use of water:
- ☒ Place of use or acres irrigated:
- ☒ Map: (show T, R, S, QQ &/or QQQ)
- ☒ Subdivision plat: (for > 1 home in restricted area. $\geq$ 5 homes in non-restricted area)
- ☒ Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
- ☒ Correct fee paid
- Gov't. Lots:
☒ P/D
☒ P/U

☒ ADVERTISE REMARK(S)
(Reviewer identify which remarks)

ADDITIONAL INFORMATION

done T FLAG CHANGED TO P FLAG

YES NO

- ☒ Overlapping place of use: (Describe source & relationship to present application on next page.)
- ☒ Overlapping point of diversion.
- ☒ Critical groundwater area:
- ☒ Groundwater management area:
- ☒ 1992 moratorium:
- ☒ Surface water source, IDFG letter needed.
- ☒ Protected river or minimum flow reach, notify water planning bureau.
- ☒ E-mail to SCA staff: (perennial stream, non-pump diversion &/or any mining).
- ☒ E-mail to Dam Safety staff: (for any storage)
- ☒ Mitigation plan: Check any that apply.
☐ immediate = acceptable plan required and submitted.
☒ future = open areas, acceptance of condition of approval is in file.
- ☒ Send power requirement letter &/or fish farm requirement letter.
- ☒ Power residency affidavit:
- ☒ Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres: (If yes, attach Large Diversion supplementary analysis sheet.)
- ☒ *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

request to process & time required

for development, waste mgmt techniques - see 12/6/99 letter

Date Requested 12/6/99 Date Response Received 12/6/99

PROCESSING

APP. NO. 08046

YES NO

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

SEND COPIES TO: NOTE IF E-MAIL COMMENT LETTER USED.

YES NO

☐ ☒ I.D. Health & Welfare
☐ ☒ I.D. District Health
☐ ☒ I.D. Fish & Game
☐ ☒ I.D. Lands

YES NO

☐ ☒ U.S. BLM
☐ ☒ U.S. Forest Service
☐ ☒ Water Dist. # _____
☐ ☒ Water Planning Bureau
☐ ☒ Other _____

FINAL REGIONAL PROCESSING REVIEW:

YES NO

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

☒ ☐ Publication dates and paper recorded on application:
Final date for protest 1-3-2000

☐ ☒ Protests received.

☐ ☒ Recommendations attached:

☐ ☒ Measuring device required:

☐ ☒ Water delivered by water master? District # _____

☒ ☐ Special conditions of approval or cover letter: 046, 121, use of water shall
comply with all applicable water quality laws, rules, and regulations.

See below for additional information

Recommended Date or Priority 11/15/99

Recommended by: Gay Date: 1/26/2000

ADDITIONAL INFORMATION:

overlap: A67-14239 - 24 cfs for same
feedlot and an additional 1000
beef. (same water source)

Nº 1083

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Washington } ss.

Sarah Boles, being duly sworn,
deposes and says:

That he/she is the clerk of
THE WEISER SIGNAL AMERICAN, a bi-weekly news-
paper published at Weiser, in the County of Washington
and State of Idaho; that said paper has been and is in
general circulation in the county aforesaid, and in the
vicinity of Weiser; that the advertisement, a copy of which
is attached hereto, was published in said newspaper once a

week for two consecutive weeks in the regular and
entire issue of said paper during the period and time of
publication, and was published in the newspaper proper
and not in a supplement; that said paper has been estab-
lished and regularly published for more than seventy-eight
consecutive weeks prior to the date of first publication of
said advertisement.

Such notice was published in the issue beginning with
December 15, 1999, and ending

with the issue of December 22, 1999

for fees \$ 125.78

Sarah Boles
Subscribed and sworn to before me this 22

day of December, 1999

Judith A. Larson
Notary Public, residing at Weiser, Idaho

My commission expires _____

No. 1083
**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

67-08045

RANDALL, JOE
1980 E. HUBBARD RD.
KUNA, ID 83634
Source: GROUNDWATER
Diversion Pt: SWSW Sec 25 T 11N R 06W in
WASHINGTON County.
Use: IRRIGATION (0.100 CFS)
Total Diversion (0.100 CFS)
Date Filed: 10/12/1999
In: WASHINGTON County
T11N R06W S25 SWSW
5.0 ACRES TOTAL
Applicant agrees to mitigate consumptive use in
the future as needed.

KERNER, BRUCE
KERNER, JULIE
1819 WEISER RIVER RD.
WEISER, ID 83672
Source: GROUNDWATER
Diversion Pt: SWSW Sec 36 T 11N R 05W in
WASHINGTON County.
Use: COMMERCIAL (0.470 CFS)
Total Diversion: (0.470 CFS)
Date Filed: 11/15/1999
In: WASHINGTON County
T11N R05W S36 SWSW
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 Resources, Western
Region, 2735 Airport Way, Boise, Idaho 83705
together with a protest fee of \$25.00 for each
application on or before JANUARY 3, 2000. The
protestant must also send a copy of the protest to
the applicant.

KARL J. DREHER, Director
Published: 12/16/1999 & 12/23/1999. 88-2S

RECEIVED

DEC 03 2000

WATER RESOURCES
WESTERN REGION

MICROFILMED

AUG 24 2000

RECEIVED

DEC 30 1999

WATER RESOURCES
WESTERN REGION

Kerner Ranches
Bruce & Julie Kerner
1819 Weiser River Rd.
Weiser, ID 83672

Attention: Lori Graves, Water Allocations
State of Idaho
Department of Water Resources
2735 Airport Way
Boise, ID 83705-5082

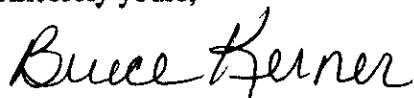
Dear Lori:

In response to your inquiry regarding our permit for stockwater use from a ground water well located on our feedlot, we have listed our waste management practices for your perusal. Please don't hesitate to contact us if we can be of further assistance.

In designing our feedlot, we followed current EPA design recommendations and reviewed these with feedlot consultants. We have continually revised our management practices to accomodate and update our feedlot and waste management techniques. We have installed a series of seven collection ponds, all designed by the USDA Natural Resources Conservation Service. We also have the ability to pump excess water onto our own farm ground with minimal disruption to the ponds. We also clean and grade our pens annually, utilizing the manure on our own farm ground. Because we utilize these techniques, there is minimal runoff and settling into ground water.

We appreciate your efforts in helping us complete this application permit and hope we have adequately answered your questions.

Sincerely yours,



MICROFILMED

AUG 24 2000

REQUEST TO PROCESS

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

Name of Applicant BRUCE + JULIE KERNER
Mailing Address 1819 WEISER RIVER RD
WEISER ID 83672
Application No. _____
(if known)

IN LOCAL PUBLIC INTEREST

Yes, I want my application processed and before it is advertised, I will amend my application to demonstrate that the proposed appropriation is in the local public interest including the need to preserve flows in the Snake River during the migration periods of anadromous fish.

PROPOSE MITIGATION NOW

Yes, I want my application processed and before it is advertised, I will amend my application to include proposed mitigation to offset anticipated depletions in the Snake River during periods of anadromous fish migration.

☒ WILL AGREE TO MITIGATION IN THE FUTURE IF NECESSARY

Yes, I want my application processed at this time, and I will accept a condition of approval that will require mitigation should the Director of the Idaho Department of Water Resources determine that mitigation is necessary to offset depletions from this appropriation to flows in the Snake River during periods of anadromous fish migration. I understand that mitigation is not required now but may be needed in the future. I also understand that the Director will not require mitigation until I have an opportunity to review the process by which the need for mitigation is established and the amount of water required is quantified.

Signature

Bruce Kerner

Date

12-6-99

Please return this form to:

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

MICROFILMED

AUG 24 2000



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

December 6, 1999

Bruce and Julie Kerner
1819 Weiser River Bend
Weiser ID 83672

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RE: APPLICATION FOR PERMIT NO. 67-08046

Dear Bruce and Julie:

Our office received your application for permit for stockwater use from a ground water well on 11/15/1999. Idaho Dept. of Water Resources (IDWR) is required by Idaho Code § 42-203A – section 5 to consider the following information in the application review process:

(a) That it will reduce the quantity of water under existing water rights, or (b) that the water supply itself is insufficient for the purpose for which it is sought to be appropriated, or (c) where it appears to the satisfaction of the director that such application is not made in good faith, is made for delay or speculative purposes, or (d) that the applicant has not sufficient financial resources with which to complete the work involved therein, or (e) that it will conflict with the local public interest, where the local public interest is defined as the affairs of the people in the area directly affected by the proposed use, or (f) that it is contrary to conservation of water resources within the state of Idaho

Since your feedlot has existed since 1967, much of the above criteria does not need to be addressed, however the Department would like additional information regarding injury to other water users. Please explain your waste management techniques that will protect other water users from ground water contamination and surface water users from release of waste into surface channels or delivery canals.

Your application will be advertised December 16th and 23rd. Last day for protest will be Monday, January 3rd, 2000. Please submit the above requested information within (30) days of the last day for protest. If the information is not timely submitted, IDWR will remove the application from its records.

If you have any questions please contact me at the above address or telephone number.

Sincerely,

Lori Graves
Water Allocations

MICROFILMED

AUG 24 2000



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
DECEMBER 8, 1999

Legal Notices Department
The Weiser Signal
P.O. Box 709
Weiser, ID 83672

Dear Legal Dept.:

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 JANUARY 3, 2000.

Yours truly,

SUE TAYLOR
Secretary/Office Coordinator

Encl.

MICROFILMED

AUG 24 2000

NOTICE OF APPLICATION FOR WATER RIGHT

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

MICROFILMED

8/15 2 4 2008

67-08046

KERNER, BRUCE
KERNER, JULIE
1819 WEISER RIVER RD
WEISER, ID 83672

Source: GROUNDWATER

Diversion Pt: SWSW Sec 36 T 11N R 05W in WASHINGTON County.

Use: COMMERCIAL	(	0.470 CFS)
Total Diversion:	(	0.470 CFS)

Date Filed: 11/15/1999

In: WASHINGTON County
T11N R05W S36 SWSW

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

MICROFILMED

AUG 24 2000

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 Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 for each application on or before JANUARY 3, 2000. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published: 12/16/1999 & 12/23/1999

MICROFILMED

AUG 24 2000