

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

R. 18. E

SEC. 33

Tw p. 45

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.

Gilbert Kerner
(Applicant)

(Applicant)

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
County of Lincoln } SS.

APR 3 1978

Melba Thorne Department of Water Resources
Southern Idaho District Office
being first duly sworn,
deposes and says that he is the printer (publisher) of the Lincoln
County Journal, a newspaper published every week in Shoshone, Lin-
coln County, State of Idaho; that said newspaper has been continuous-
ly and uninterruptedly published for a period of seventy-eight consecu-
tive weeks prior to the first publication of the annexed notice, and is
a newspaper qualified to publish legal notices as provided by act of
the 1919 session of the legislature of the State of Idaho, known as
House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper
proper and not in a supplement; that the date of the first publication

of said advertisement was on the 23 day of March,

1978, and the date of the last publication was on the 30

day of March, 1978.

Melba Thorne

Subscribed and sworn to before me this 30

day of March, 1978.
(SEAL)

Maureen Hagen

NOTARY PUBLIC

LINCOLN COUNTY JOURNAL

Shoshone, Idaho

COST OF PUBLICATION

Number of Lines in Notice _____

Number of Insertions _____

40 Lines tabular at 315c

40 Lines straight at 21c

40 Subsequent lines at 15c

TOTAL COST 14.40

OK 4/5/78
COPY OF NOTICE
(Paste Here)

Water Permit
TITLE OF NOTICE

37-7699 - Kerner
PLAINTIFF ATTORNEY

DEFENDANT

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given
that Gilbert &/or Mary
Kerner, Shoshone, Idaho
83352 has on 2/23/78 sub-
mitted Application No. 37-
7699 for a permit to ap-
propriate .20 cubic feet per
second of water from ground
water by means of well,
pump, pipelines to houses
within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec.
33, Twp. 4S, Rge. 18E, B.M.
Lincoln County to be used,
from Jan. 1 to Dec. 31 for
domestic & Dairy Cattle pur-
poses within the SE $\frac{1}{4}$ NW $\frac{1}{4}$,
Sec. 33, Twp. 4S, Rge. 18E,
B.M.

If issued, this permit will
be subject to all prior water
rights. Protests against the
granting of the permit must
be filed with the Idaho
Department of Water Re-
sources, 1041 Blue Lakes
Blvd., North, Twin Falls,
Idaho, 83301 on or before
April 10, 1978.

/s/ C. Stephen Allred
Director

Pub: 3-23, 30

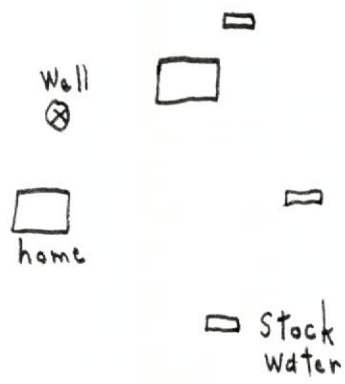
(Idaho Code, Rev. Statutes 1971)
7 pt. per line, straight 21c
7 pt. per line, tabular 315c
7 pt. per line, successive
insertions 15c

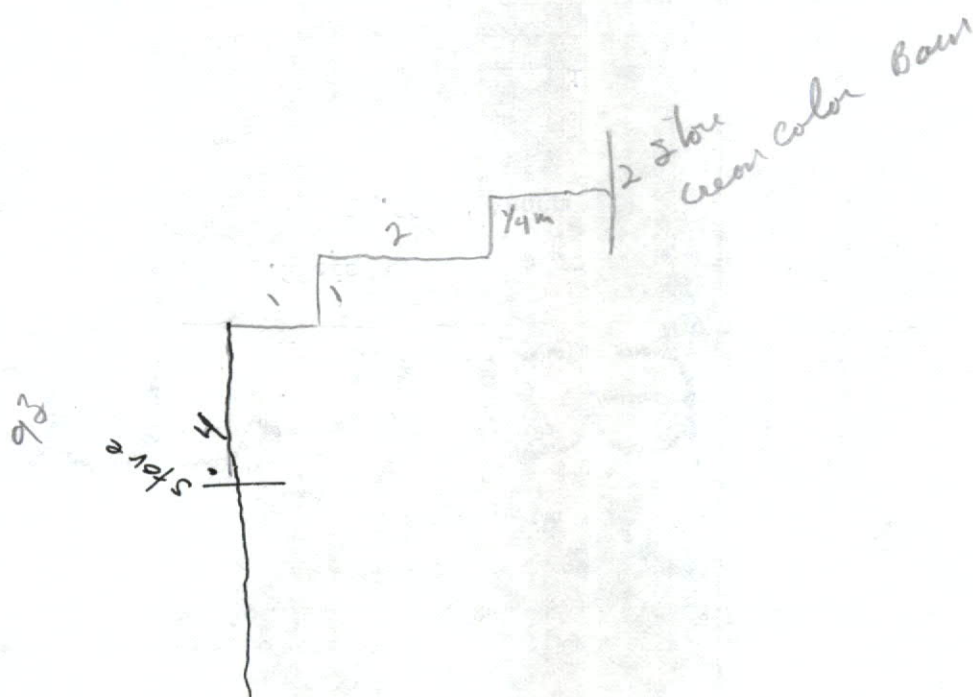
No 1781

MICROFILMED



Diagram of System





State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 37-7699 Priority February 23, 1978 Amount 0.20 cfs

THIS IS TO CERTIFY, that GILBERT &/or MARY KERNER
of Shoshone, Idaho, has complied with the terms and conditions of Permit
No. 37-7699 issued pursuant to Application for Permit dated February 23, 1978,
and has submitted proof to the Department of Water Resources on August 21, 1978,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.20 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Domestic</u>	from <u>January 1</u> to <u>December 31</u> at <u>0.08</u> cfs and	<u>2.4</u> acre feet	
<u>Stockwater</u>	from <u>January 1</u> to <u>December 31</u> at <u>0.12</u> cfs and	<u>7.82</u> acre feet	
	from _____ to _____ at _____ cfs and		

(both dates inclusive)

Subject, however, to the condition that no more than 0.20 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
10.22 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33, Twp. 4S,
Rge. 18E, B.M. in the County of Lincoln

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
4S	18E	33								X									

Total number of acres irrigated _____

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 28 day of
September, 19 79.

Director

Identification No. _____

Application No. 37-7699

RECEIVED

MAR 2 1978

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT **APPROVED**

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

Department of Water Resources
Southern District Office

1. Name of applicant Gilbert &/or Mary Kerner Phone: 886-7533
post office address Route #1, Box 155, Shoshone, ID 83352
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 33 Township 4S
Range 18E., B.M. Lincoln County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount .08cfs for Domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .12cfs for Dairy cattle purpose from " to " (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. .20 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well, pump, pipelines to houses
and dairy operation.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 6 inches; proposed depth of well is 284 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 years.
b. Estimated construction cost is \$ Complete.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 33 Township 4S
Range 18E., B.M.
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered 200

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water 2.
(5) If water is to be used for other purposes describe: _____

MICROFILMED

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total number of acres to be irrigated _____

c. Describe any other water rights used for the same purposes as described above. _____

9. 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 _____

10. Remarks The well was drilled prior to 1924. There has always been a domestic use and a dairy use. An additional domestic use was added in 1969.

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

R. 18 E

Twp. 4 S

P.O.
P.U.
SEC. 33

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.

Gilbert Kerner
(Applicant)

Proposed Priority 2/23/78

Received by TGB Date 2-23-78 Time 11:30
Preliminary check by J Fee \$ 10.00 # 7535
Received by TGB Date 2-23-78
Publication prepared by G Date 3/10/78
Published in Lincoln County Journal
Publication dates 3/23 + 30/78
Publication approved G Date 4/5/78
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by mls jc

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. 37-7699, and said application is hereby APPROVED.

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 May 1, 19 79.
- c. Other: _____

2. Denial of said application is for the following reasons: _____

Witness my hand this 26TH day of April 1978.

Norman C Young
Administrator

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
County of Lincoln } SS.

APR 3 1978

Melba Thorne Department of Water Resources
Southern District Office
I, Melba Thorne, duly sworn,
deposes and says that he is the printer (publisher) of the Lincoln
County Journal, a newspaper published every week in Shoshone, Lin-
coln County, State of Idaho; that said newspaper has been continuous-
ly and uninterrupted published for a period of seventy-eight consecu-
tive weeks prior to the first publication of the annexed notice, and is
a newspaper qualified to publish legal notices as provided by act of
the 1919 session of the legislature of the State of Idaho, known as
House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper
proper and not in a supplement; that the date of the first publication
of said advertisement was on the 23 day of March
1978, and the date of the last publication was on the 30
day of March, 1978.

Melba Thorne

Subscribed and sworn to before me this 30
day of March, 1978.
(SEAL)

Naughton Hagen
NOTARY PUBLIC

LINCOLN COUNTY JOURNAL

Shoshone, Idaho

COST OF PUBLICATION

Number of Lines in Notice
Number of Insertions
Lines tabular at 315c
40 Lines straight at 21c 8.40
40 Subsequent lines at 15c 6.00
TOTAL COST 14.40

REPRODUCED

OK 4/5/78
COPY OF NOTICE
(Paste Here)

Water Permit
TITLE OF NOTICE

37-7699 - Kerner
PLAINTIFF ATTORNEY

DEFENDANT

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given
that Gilbert &/or Mary
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mitted Application No. 37-
7699 for a permit to ap-
propriate .20 cubic feet per
second of water from ground
water by means of well,
pump, pipelines to houses
within the SE 1/4 NW 1/4, Sec.
33, Twp. 4S, Rge. 18E, B.M.
Lincoln County to be used
from Jan. 1 to Dec. 31 for
domestic & Dairy Cattle pur-
poses within the SE 1/4 NW 1/4,
Sec. 33, Twp. 4S, Rge. 18E,
B.M.

If issued, this permit will
be subject to all prior water
rights. Protests against the
granting of the permit must
be filed with the Idaho
Department of Water Re-
sources, 1041 Blue Lakes
Blvd., North, Twin Falls,
Idaho, 83301 on or before
April 10, 1978.

/s/ C. Stephen Allred
Director

Pub: 3-23, 30

(Idaho Code, Rev. Statutes 1971)
7 pt. per line, straight 21c
7 pt. per line, tabular 315c
7 pt. per line, successive
insertions 15c

No 1781

VERIFIED DJ
3-6-85

WATER RIGHT NUMBER 37-7699

OWNER LAST NAME - KERNER ✓
OWNER LAST NAME - KERNER ✓FIRST NAME - GILBERT E. ✓
FIRST NAME - MARY ✓ORIG OWNER -
ORIG OWNER -

ADDRESS LINE 1 - RT. 1 BOX 155 ✓

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - SHOSHONE ✓

STATE - ID ZIP CODE - 83352 ✓

SOURCE - GROUNDWATER ✓

TRIBUTARY OF -

STAGE - LICENSE ✓

STATUS -

PRIORITY - 02-23-1978 ✓

COUNTY - LINCOLN ✓

TOTAL DIV. RATE -

.2000 ✓-CFS

TOTAL DIV. VOLUME -

10.22 ✓AFA

TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SENW 33 04S 18E LOT REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - 01-01 TO - 12-31 USE - STOCKWATER ✓

USE DIV. RATE -

.1200 ✓CFS

USE DIV. VOLUME -

7.82 ✓AFA

FROM - 01-01 TO - 12-31 USE - DOMESTIC ✓

USE DIV. RATE -

.0800 ✓CFS

USE DIV. VOLUME -

2.40 ✓AFA

USE - STOCKWATER ✓

PLACE OF USE - TWN 04S RNG 18E SEC 33 TRACT SENW LOT

AC

DECREE NAME -

DATE -

TOTAL ACRES

0

REMARKS -

NON IRRIG USE - S/200 DAIRY D/2 HOMES. ✓

OTHER RIGHTS FOR SAME USE -

PROOF DUE - 05-01-1979 PERMIT/DENIED - 04-26-1978 PROTESTED -

HEARING -

OLD NO. -

PROOF MADE - P FLD EXAM - F COND. OF APPROVAL - ✓

DIVERSION MEANS - WELL, PUMP & PIPELINE.

IDENT. NO. 37-7699

WATER RIGHT
DATA ENTRY LOG

[illegible]



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

October 4, 1979

Gilbert & Mary Kerner
Route # 1 Box 155
Shoshone, Idaho 83352

Dear Mr. & Mrs. Kerner,

RE: Permit No. 37-7699

Enclosed is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

J. Grover
JAN GROVER
Water Rights Supervisor

JG:lr

Enclosure

MICROFILMED

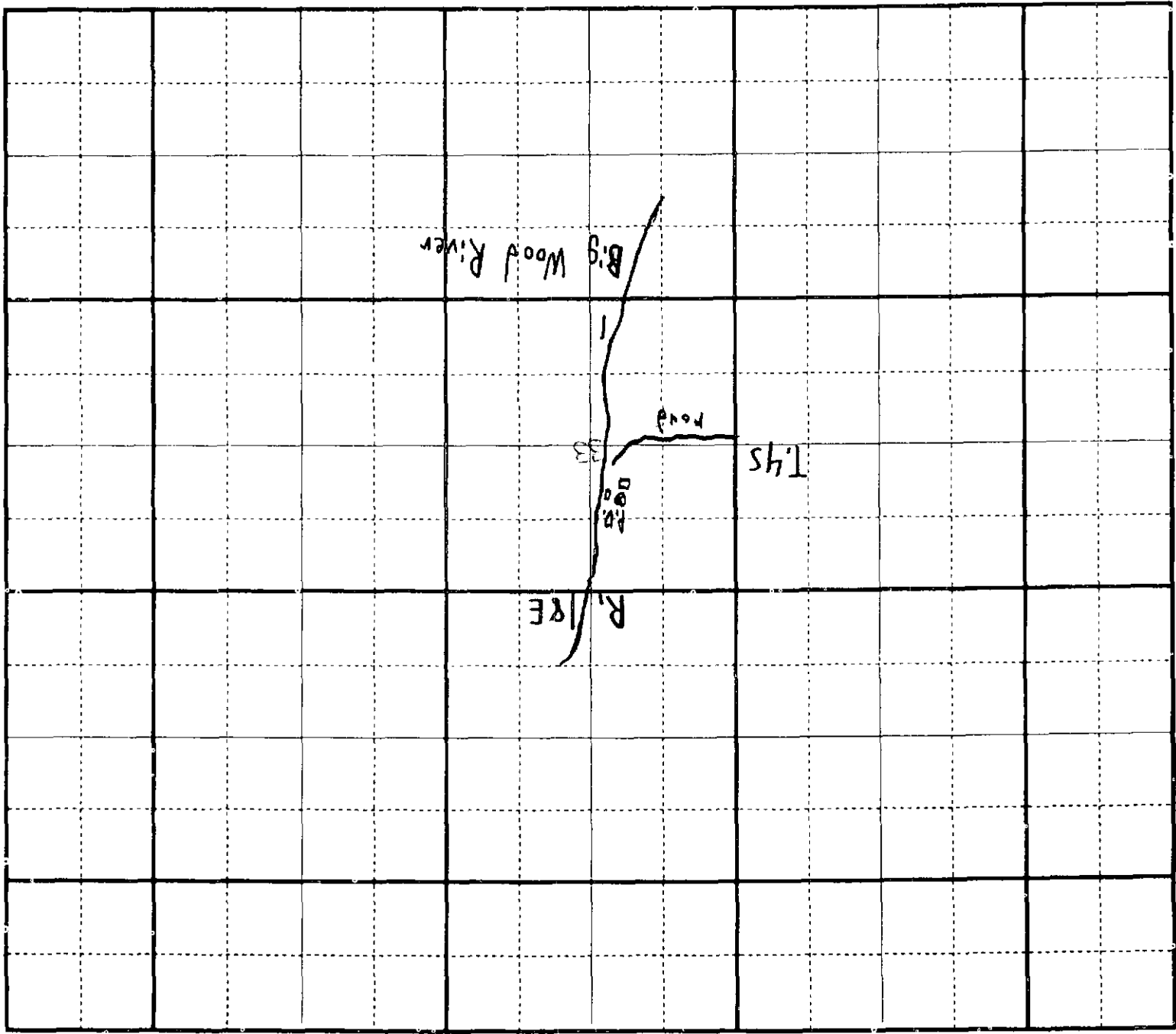
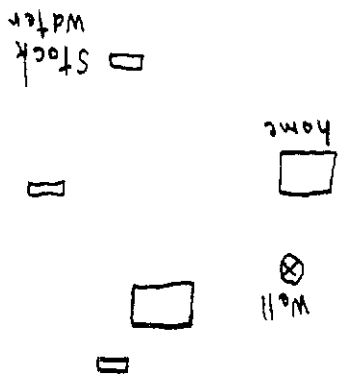


Diagram of System



Examiner's Signature J. P. Stanton Date 11-6-78
Checked by Allen D. Merritt Date 12-13-78
Approved by _____ Date _____

store 16



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

August 24, 1978

Gilbert &/or Mary Kerner
Route 1, Box 155
Shoshone, ID 88352

Re: Permit No. 37-7699

Dear Mr. & Mrs. Kerner:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our regional office in Twin Falls.

Sincerely,

RITA FLECK
Water Rights

MICROFILMED

RECEIVED

AUG 21 1978

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Southern District Office

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Identification No. _____

Permit No. 37-7699

1. a) Name of Permit Holder Gilbert &/or Mary Kerner
b) Post Office Address Route #1, Box 155, Shoshone, ID 83352
2. Permit Number 37-7699
3. Date of Priority that you are prepared to establish 2/23/78
4. a) Source from which water was appropriated Ground water
b) Location of the point of diversion: SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 33
Township 4S, Range 18E., Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 0.08 cfs for Domestic purposes from Jan. 1 to Dec. 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount 0.12 cfs for Dairy & Stock purposes from Jan. 1 to Dec. 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 20 cfs cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: George Roessler, Well Driller, Box 537, Shoshone, ID 83352
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: N/A
b) Describe the agreement or understanding by which you take water from the works: N/A
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 2hp - phase 1 - 220 volt 13.2 amp. SF. 1.25, 5 5/8 well casing, 284' depth.
b) Describe the type and size of measuring device which you have installed at your point of diversion: N/A
c) Give well driller's name and address and the date the well was completed: George Roessler (1909)(1924)
Updated 1966 & 1977.
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: 2 homes, 2 yards, 200 head cattle & dairy operation.

RECEIVED

Exam typed

8/24/78

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres irrigated _____

10. Remarks: _____

The above information is a true statement of the extent to which the above numbered permit has been developed.

Aug. 21, 1978
 (Date)

Mary E. Kerner
Gilbert Kerner
 (Signature)

State of Idaho)
) ss.
 County of Twin Falls.)

On this 21st. day of August, 19 78, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that ~~he~~ (she) (they) executed the same.

Shirley R. Merrill
 Notary Public residing at _____
Twin Falls, Idaho

My commission expires 2/10/82



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

May 3, 1978

Re: Permit No. 37-7699

Gilbert &/or Mary Kerner
Route #1, Box 155
Shoshone, ID 83352

Dear Mr. and MRs. Kerner:

Your approved copy of Application for Permit No. 37-7699 is enclosed and we direct your attention to the conditions of approval on the fourth page.

The exercise of this permit may also be affected by the court's determination of water rights in the case of Idaho Power Company v. State of Idaho, et al., Civil No. 62237, currently pending before the District Court of Ada County.

Idaho Power officials tell us that because of Case No. U-1006-124 filed before the Idaho Public Utilities Commission, Idaho Power Company is asking the District Court of Ada County to determine whether the Power Company's water rights on the Snake River are protected against subsequent upstream appropriations in the waters of the Snake River and surface and subterranean tributaries between Milner Dam and Hells Canyon.

Since the use of water under your permit may affect the flows in this reach of the Snake River, the final decision in Idaho Power Company v. State of Idaho, et al. (Ada County Civil No. 62237) may determine to what extent the exercise of your permit may be subject to the water rights of Idaho Power.

While the Ada County court is examining this question, Idaho Power Company has not filed a specific protest to your permit.

MICROFILMED

However, the Department of Water Resources has been advised that the Power Company is not waiving any of its rights to contest or limit the exercise of your permit or a subsequent license or water right.

If you have any questions, please let us know.

Sincerely,



L. GLEN SAXTON
Chief, Operations Bureau

LGS:kw
Enclosure

RECEIVED
MAY 10 1966
WATER RESOURCES

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 37-7699 - Gilbert &/or Mary Kerner

- ☒ Source
- ☒ Point of Diversion
- ☒ County
- ☒ Quantity of Water and Period of Use
- ☒ Description of Diverting Works
- ☒ Time required for B/U of water
- ☒ Place of Use or Acres Irrigated
- ☒ Map
- ☒ Signature
- ☒ Fee

(1) JS 3-9-78

In form to receipt

(2) _____

Send Copies to:

- _____ Idaho State Health Department
- _____ Idaho Fish and Game Department
- _____ Bureau of Land Management

(3) _____

- _____ Request Special Use Permit from U.S.F.S.
- _____ Request Easement from B.L.M.
- _____ Request Information from Applicant
- _____ Request Dam Safety Information

(4) JS 3/10/78

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) mls 4-10-78

Critical groundwater area: yes _____ no ☒

(8) mls 4-10-78

Groundwater levels:

_____ Declining, ☒ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) oj 4/5/78

Affidavit of Publication received(date) 4/3/78

(12) oj 3/10/78

Final date for protests 4/10/78
Protests received: yes _____ no ☒

(13) _____

All requested information received from agencies or applicant: yes _____ no _____

(14) mls 4-10-78

Action recommended:

☒ Approve _____ Deny

2/23/78 Proposed Priority

Reason for Reduction _____

Measuring device required _____

See attached sheet for other conditions of approval

☒ No special conditions for approval

(15) District Southern

By Michael Steck Date 4-10-78

cc Sent to Bossi 7/10/78 oj

MICROFILMED

IPC^o
Letter

RECEIVED

APR 12 1978

Department of Water Resources

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

February 27, 1978

Mr. Gilbert Kerner
Route #1, Box 155
Shoshone, ID 83352

Re: Application for Permit

Dear Mr. Kerner:

Enclosed please find the application for permit you submitted to this office. Please sign it as per our phone conversation, and send it back to this office in the enclosed self addressed stamped envelope.

Please excuse any inconvenience this may cause you.

Sincerely,

Terry Blau
Senior Water Resource Agent

TB:sm

Enclosures

RECEIVED
FEB 28 1978
TWIN FALLS, IDAHO

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Gilbert &/or Mary Kermer
Shoshone, Idaho 83352
has on 2/23/78 submitted Application No. 37-7699
for a permit to appropriate .20 cubic feet per second ~~XXXXXX~~ ~~XXXXXX~~ ~~XXXXXX~~
of water from ground water
by means of well, pump, pipelines to houses
within the SE1/4NW1/4, Sec. 33, Twp. 4S, Rge. 18E, B.M. Lincoln County
XXXX
to be used from Jan. 1 to Dec. 31 for domestic & Dairy Cattle purposes
XXXX
within the SE1/4NW1/4, Sec. 33, Twp. 4S, Rge. 18E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before April 10, 1978.

C. STEPHEN ALLRED

Director

Published in the Lincoln County Journal
on 3/23 and 3/30/78

RECEIVED
APR 11 1978

LEGAL (257) le

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that Gilbert, &/or Mary Kerner, Shoshone, Idaho 83352 has on 2/23/78 submitted Application No. 37-7699 for a permit to appropriate 20 cubic feet per second of water from ground water by means of well, pump, pipelines to houses within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33, Twp. 4S, Rge. 18E, B.M. Lincoln County to be used from Jan. 1 to Dec. 31 for domestic & Dairy Cattle purposes within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33, Twp. 4S, Rge. 18E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before April 10, 1978.

/s/ C. Stephen Allred
Director

March 10, 1978

Lincoln County Journal
P. O. Box 704
Shoshone, Idaho 83352

Re: Application for Permit No. 37-7699 - Gilbert &/or Mary Kerner

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Sincerely,

Michael. L. Steele
Southern Region Supervisor

MLD:dj

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MAR 14 1978
SOUTHERN REGION