

State Sub 1



HIDDEN ESTATES SUBDIVISION
DIVISION 1
Lot 1 Sec 22 and the SW 1/4 of Sec 23 Twp 8 Rge 41
SCALE 1" = 200'

HENRY'S FORK OF THE SNAKE RIVER

310.57'
Poulsen Trust
300.00'
Poulsen Trust
300.00'

Poulsen Trust
300.00'
Boyd J Strong

Poulsen Family Removable Trust

24 Kim Lu Clarkin

22 Poulsen Family Removable Trust

Barry & Andrea Smith

MICROFILMED
FEB 10 2004

STANDARD JOURNAL

Rexburg, Idaho
St. Anthony, Idaho
Ashton, Idaho

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

Madison and Fremont Counties

I, Jeff Rydalch, being first duly sworn, depose and say, that I am the business manager of the STANDARD JOURNAL, a 3 times a week newspaper published 3 times a week in Madison and Fremont Counties, Idaho; and I do solemnly swear that the Water rights - David and Linda Reinke, a copy of which notice appears attached hereto, was published in the regular and entire issue of said newspaper, and not in any supplement issue, once each week thereof for two successive issues, the first publication having been made on July 2, 2003 and the last publication having been made on July 9, 2003.

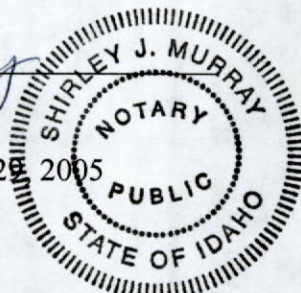
Further, that said newspaper is one of general circulation in said county; that it is a legal newspaper, conforming to legal specifications under the Idaho Statutes; that it has at least two hundred bona fide subscribers living within the county of publication; and that it has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the first publication of the said notice.

Jeff Rydalch

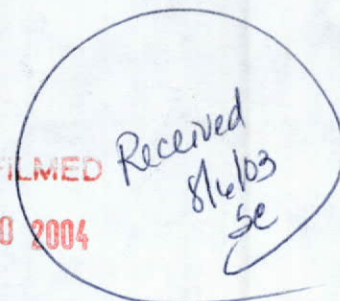
STATE OF IDAHO)
COUNTY OF MADISON)

On this 10th day of July in the year of 2003 before me, a Notary Public, personally appeared Jeff Rydalch, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statement therein are true, and acknowledged to me that he executed the same.

Shirley J. Murray
Notary Public for Idaho
Residing at Rexburg, Idaho
My commission expires: April 20, 2005



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FEB 10 2004



LEGAL NOTICE

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

21-12856

LINDA REINKE
DAVID REINKE
819 HIDDEN ESTATES LANE
ST. ANTHONY, ID 83445

Point(s) of Diversion: L1 (SESE)
S22 T08N R41E, Fremont County.

Source: Henry's Fork, Tributary to Snake River.

Use: Irrigation 04/01 to 10/31
0.05 CFS

Total Diversion: 0.05 CFS.

Date Filed: 06/18/2003

Place of Use: Irrigation.

T08N R41E S22 SESE Lot 1.

Number of Acres: 1.5.

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

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Eastern Region, 900 N. Skyline Dr. Ste. A, Idaho Falls, ID 83402, together with a protest fee of \$25 for each application on or before July 21, 2003. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER
Director

Publ. July 2 and 9, 2003.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

RECEIVED

OCT - 1 2003

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.

1. Permit No. 21-12856 Telephone No. 208-624-7211

2. Name of Permit Holder(s): DAVID REINKE OR LINDA REINKE

3. Mailing Address: 819 HIDDEN ESTATES LANE

City ST. ANTHONY State ID Zip 83445

4. Source of Water: HENRY'S FORK SNAKE RIVER GROUNDWATER (well), Date Drilled: mo. _____ / yr. _____

Well Driller: _____ Drilling Permit Number: _____

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): _____ Stockwater (No. and type of stock): _____

Irrigation (No. of acres): 1 1/2 Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: 0.05 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 X

Has the measuring device been installed?

Yes _____ or No X

8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: DAVID REINKE Telephone Number: 624-7211 OR 652-7449

Address: 819 HIDDEN ESTATES LANE ST. ANTHONY, ID 83445

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: [Signature]
(include your title, if on behalf of company or organization)

Date: 9/29/2003

MICROFILMED

FEB 10 2004

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 21-12856

Priority: May 30, 2003

Maximum Diversion Rate: 0.05 CFS

This is to certify, that DAVID REINKE Or LINDA REINKE
819 HIDDEN ESTATES LANE
ST ANTHONY ID 83445

have applied for a permit to appropriate water from:

Source: HENRYS FORK

Tributary: SNAKE RIVER

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>
IRRIGATION	04/01 to 10/31	0.05 CFS

LOCATION OF POINT OF DIVERSION:

HENRYS FORK L1 (SE $\frac{1}{4}$ SE $\frac{1}{4}$) Sec. 22, Twp 08N, Rge 41E, B.M., FREMONT County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
08N 41E 22																1.5 L 1	1.5

Total Acres: 1.5

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **August 01, 2004**.
2. Subject to all prior water rights.
3. Point of diversion and place of use are located within Lot 1, Hidden Estates Subdivision Division 1.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 01.
5. Prior to diversion of water under this right, the right holder shall install a lockable device, subject to the approval of the Department, in a manner that will provide the watermaster suitable control of the diversion.
6. Each year the right holder shall rent storage water from the Fremont-Madison Irrigation District or shall otherwise mitigate the depletion of water caused by this water use.
7. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

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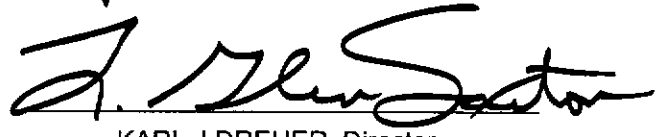
FEB 10 2004

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 21-12856

8. Any license issued by IDWR pursuant to the right or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 20th day of August, 20 03


for
KARL J DREHER, Director

MICROFILMED
FEB 10 2004

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED

AUG 18 2003

Department of Water Resources

1. Name of Applicant David or Linda Reinke Phone 208 624 7211
Mailing address 819 Hidden Estates Lane St Anthony Idaho 83445
2. Source of water supply Henry Fork of the Snake River which is a tributary of _____
3. Location of point of diversion is Township 8N Range 4E Sec. 22, in the _____ 1/4,
SE 1/4, SE 1/4, Govt. Lot 1, B.M., Fremont County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:
 Amount .05 for Irrigation purposes from 4-1 to 10-31 (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
 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) .05 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 pump in the river and sprinkler system for the lawn & garden
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet
 - c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet
 - d. Is ground water with a temperature of greater than 85°F being sought? NA
 - e. If well is already drilled, when? _____; Drilling firm _____
 Well was drilled for (well owner) _____; Drilling Permit No. _____
7. Time required for completion of works and application of water to proposed beneficial use is 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.
 - c. Municipal; show name of municipality.
 - d. Domestic; show number of households.
 - e. Other; describe fully. _____

MICROFILMED

FEB 10 2004

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	
8N	41E	22																3.5	1.5

Total number of acres to be irrigated 1.5

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

None - applicant has rented storage water from Fremont Madison

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: _____

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.

MICROFILMED

FEB 10 2004

Junda Rumba
 Signature of Applicant (and title, if applicable)

Received by Jenna Duna Date 30 May 03 Time 16:42 Preliminary check by _____

Fee \$ 100.00 Received by Jenna Duna # ED28826 Date 30 May 2003
 Publication prepared by SC Date 12-7-9-03 Published in Herald Chronicle
 Publication approved SC Date 8/6/03

1-21-68

DIVISION 1

Lot 1 Sec 22 and the SW 1/4 of Sec 23 Twp 8 Rge 41

SCALE 1" = 200'

KEN VRY'S

FORK

OF THE

~~SNAKE~~

PRINTER

Boyle
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MICROFILMED
FEB 10 2004

310591

289.0

1934

Clark



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 8, 2004

DAVID REINKE
LINDA REINKE
819 HIDDEN ESTATES LANE
ST ANTHONY ID 83445

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 21-12856

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 contact you to schedule a field examination to determine and confirm the use being made of the water, and that it meets the permitted beneficial use.

Be advised that Section 42-248, Idaho Code, requires you or the owner of these water rights 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, or at the department's website at: www.idwr.state.id.us.

If you have questions, please contact the Eastern Regional Office of the department in Idaho Falls (208) 525-7161.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

c: IDWR - Regional Office (w/encl.)

MICROFILMED
FEB 10 2004

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 21-12856

Reviewed By: dgibson

Date: January 7, 2004

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Proof received timely?	X		Drilling permit required?		X
License examination fee required?	X		Drilling permit No.:		
Appropriate fee submitted?	X		Drilling permit upgrade needed?		
Receipt No.:	E028826, C071084		Well driller's report filed?		
Additional Amount Due:			Measuring device required?		X
Name and address same as permit?	X		Measuring device installed?		
Are the water uses correct?	X		Measure device waiver requested?		

Priority Calculation

Date proof received		10/01/2003
Date proof due	-	08/01/2004
Lapse notice sent	-	
No. of days late	=	0
Holiday allowance	+	
Priority date	+	05/30/2003
New priority date	=	05/30/2003

Deficiencies of Actions Items

Acknowledge proof.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 21, 2003

DAVID REINKE
LINDA REINKE
819 HIDDEN ESTATES LANE
ST ANTHONY ID 83445

RE: Permit No. 21-12856

Permit Approval Notice

Dear Permit Holder:

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

The permit is a PRELIMINARY ORDER issued by the Department pursuant to Section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

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.

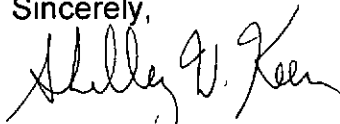
Please note that a separate stream channel alteration permit must be obtained from the Department prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed a least sixty days prior to the commencement of work in the stream.

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

MICROFILMED
AUG 29 2004

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

Sincerely,

A handwritten signature in black ink, appearing to read "Shelley W. Keen". The signature is fluid and cursive, with the first name "Shelley" being more prominent.

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

MICROFILMED

FEB 19 2004

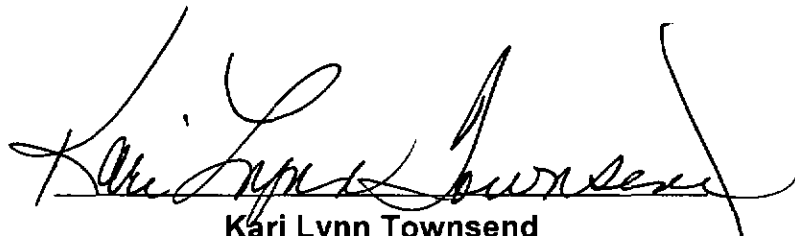
CERTIFICATE OF SERVICE

I hereby certify that on August 21, 2003 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO.

21-12856

**DAVID REINKE
LINDA REINKE
819 HIDDEN ESTATES LANE
ST ANTHONY ID 83445**



**Kari Lynn Townsend
Secretary**

**MICROFILMED
FEB 10 2004**

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

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

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

REQUEST FOR HEARING

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

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

**MICROFILMED
FEB 10 2004**

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

MICROFILMED
FEB 10 2004

RECEIVED

AUG 18 2003

Dist for Staffing _____
Submitted for advertising _____

Department of Water Resources
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT ANALYSIS PERMIT

INITIAL REVIEW BY Annex (Ann) DATE 18 June 03 APPLICATION NO. 21-12856

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 subdivision, local name, flow and/or volume)
☒ County
☒ Quantity (flow and/or volume)
☒ Period of Use
☒ Nature of proposed use (Include description of use.)
☒ Description of diverting works
☒ Time required for beneficial use of water
☒ Place of use or acres irrigated
☒ Map
☒ Signature (If applicant is corp., partnership, or municipality, title of signatory is required)
☒ Fee
☒ Yes _____ No* In form to receipt
☒ yes GIS map

ADDITIONAL INFORMATION:

- ____ Overlapping place of use (Describe source & relationship to present application on the back)
____ Overlapping point of diversion
____ Yes ☒ No _____ Critical groundwater area
____ Yes ☒ No _____ Groundwater management area
____ Yes ☒ No _____ Send dam safety information
____ Yes ☒ No _____ Send fish farm requirement letter
____ Yes ☒ No _____ Power residency affidavit
____ Yes ☒ No _____ Within trustwater boundary (If yes, attach trust water supplementary analysis sheet)
____ Yes ☒ No _____ Public Water System
____ Yes ☒ No _____ Planning section review
____ Yes ☒ No _____ Moratorium Hold file
____ See reverse side for additional information

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested _____

PROCESSING:

- ____ Yes _____ No In form for advertising
____ Yes _____ No Statewide advertising
____ Yes _____ No Fee amount, receipt date & No. recorded on application

SEND COPIES TO:

- ____ Id Dept of Environmental Quality
____ Id Dept of Fish & Game
____ Id Dept of Lands
____ Adjudication Bureau Unit
____ U.S. BLM
____ U.S. Forest Service
____ Water District
____ Other _____

21-12856

*Eastern Snake River
Plain moratorium
in trust water
area-*

☒	Yes	☐	No	Affidavit of publication received
☒	Yes	☐	No	Application published correctly. If not, record action taken
☒	Yes	☐	No	Publication dates & paper, recorded on application
☐	Yes	☒	No	Protests received
				Final date for protest _____
☐	Yes	☐	No	Protests, dates, resolution of protest, recorded on application
☐	Yes	☐	No	Recommendations attached
☐	Yes	☐	No	Measuring device required
☐	Yes	☐	No	Access port required
☐	Yes	☐	No	Will water be delivered by watermaster? If yes, what District _____
☐	Yes	☐	No	Special conditions of approval or cover letter below.

By: _____ Date: _____

By: _____ Date: _____

LOCAL PUBLIC INTEREST:

_____ City
 _____ County
 _____ Reservations

_____ Id Fish & Game
 _____ Id Health & Welfare
 _____ Div. Of Environment

_____ Irrigation District
 _____ Canal Company
 _____ Other _____

Project impacts/implications report

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There is no handwriting or other markings on the paper.

STANDARD JOURNAL

Rexburg, Idaho
St. Anthony, Idaho
Ashton, Idaho

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

Madison and Fremont Counties

I, Jeff Rydalch, being first duly sworn, depose and say, that I am the business manager of the STANDARD JOURNAL, a 3 times a week newspaper published 3 times a week in Madison and Fremont Counties, Idaho; and I do solemnly swear that the Water rights - David and Linda Reinke, a copy of which notice appears attached hereto, was published in the regular and entire issue of said newspaper, and not in any supplement issue, once each week thereof for two successive issues, the first publication having been made on July 2, 2003 and the last publication having been made on July 9, 2003.

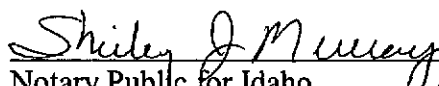
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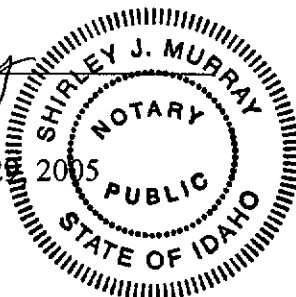


STATE OF IDAHO)

COUNTY OF MADISON)

On this 10th day of July in the year of 2003 before me, a Notary Public, personally appeared Jeff Rydalch, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statement therein are true, and acknowledged to me that he executed the same.


Notary Public for Idaho
Residing at Rexburg, Idaho
My commission expires: April 20, 2005



LEGAL NOTICE

The following application(s) have been filed to appropriate the public waters of the State of Idaho:
21-12856

LINDA REINKE
DAVID REINKE
819 HIDDEN ESTATES LANE
ST. ANTHONY, ID 83445

Point(s) of Diversion: L1 (SESE)
S22 T08N R41E, Fremont County.

Source: Henry's Fork, Tributary to Snake River.

Use: Irrigation 04/01 to 10/31
0.05 CFS

Total Diversion: 0.05 CFS.

Date Filed: 06/18/2003

Place of Use: Irrigation.

T08N R41E S22 SESE Lot 1.

Number of Acres: 1.5.

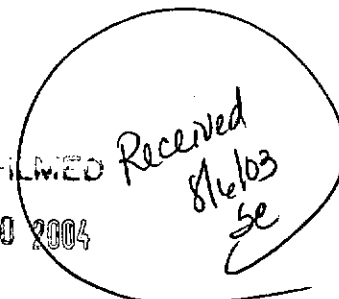
Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Eastern Region, 900 N. Skyline Dr. Ste. A, Idaho Falls, ID 83402, together with a protest fee of \$25 for each application on or before July 21, 2003. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER
Director

Publ. July 2 and 9, 2003.

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FEB 10 2004





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION
June 25, 2003

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

DAVID REINKE
819 HIDDEN ESTATES LANE
ST ANTONY ID 83445

RE: Application for Permit No 21-12856

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your water right application. Please refer to the above referenced number in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the Herald Chronicle on July 2 and 9, 2003. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

If the application is protested you will be sent a copy of the protest(s). All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the 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 Boise for final processing. The State Office will notify you of any action taken on the application and will send you a copy of the permit if approved.

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

Sincerely,

Harold W Jones
Water Right Supervisor

HWJ:sc

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FEB 10 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 25, 2003

Legal Notice Department
HERALD CHRONICLE
PO BOX 10
REXBURG ID 83440

RE: Application for Permit No. 21-12856 and 21-12857

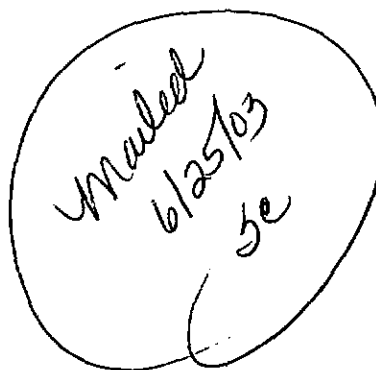
Dear LEGAL NOTICE DEPARTMENT:

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

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before July 21, 2003. Your cooperation is appreciated.

Sincerely

Sharla Cox
Administrative Assistant



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FEB 10 2004

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

21-12856

LINDA REINKE
DAVID REINKE
819 HIDDEN ESTATES LANE
ST ANTONY ID 83445

Point(s) of Diversion: L1 (SESE) S22 T08N R41E, FREMONT County

Source HENRYS FORK, Tributary To SNAKE RIVER

Use: IRRIGATION 04/01 To 10/31 0.05 CFS

Total Diversion: 0.05 CFS

Date Filed: 06/18/2003

Place Of Use: IRRIGATION

T08N R41E S22 SESE Lot 1

Number of Acres 1.5

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

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Eastern Region, 900 N Skyline Dr Ste A, Idaho Falls ID 83402 together with a protest fee of \$25.00 for each application on or before July 21, 2003. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on July 2 and 9, 2003

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