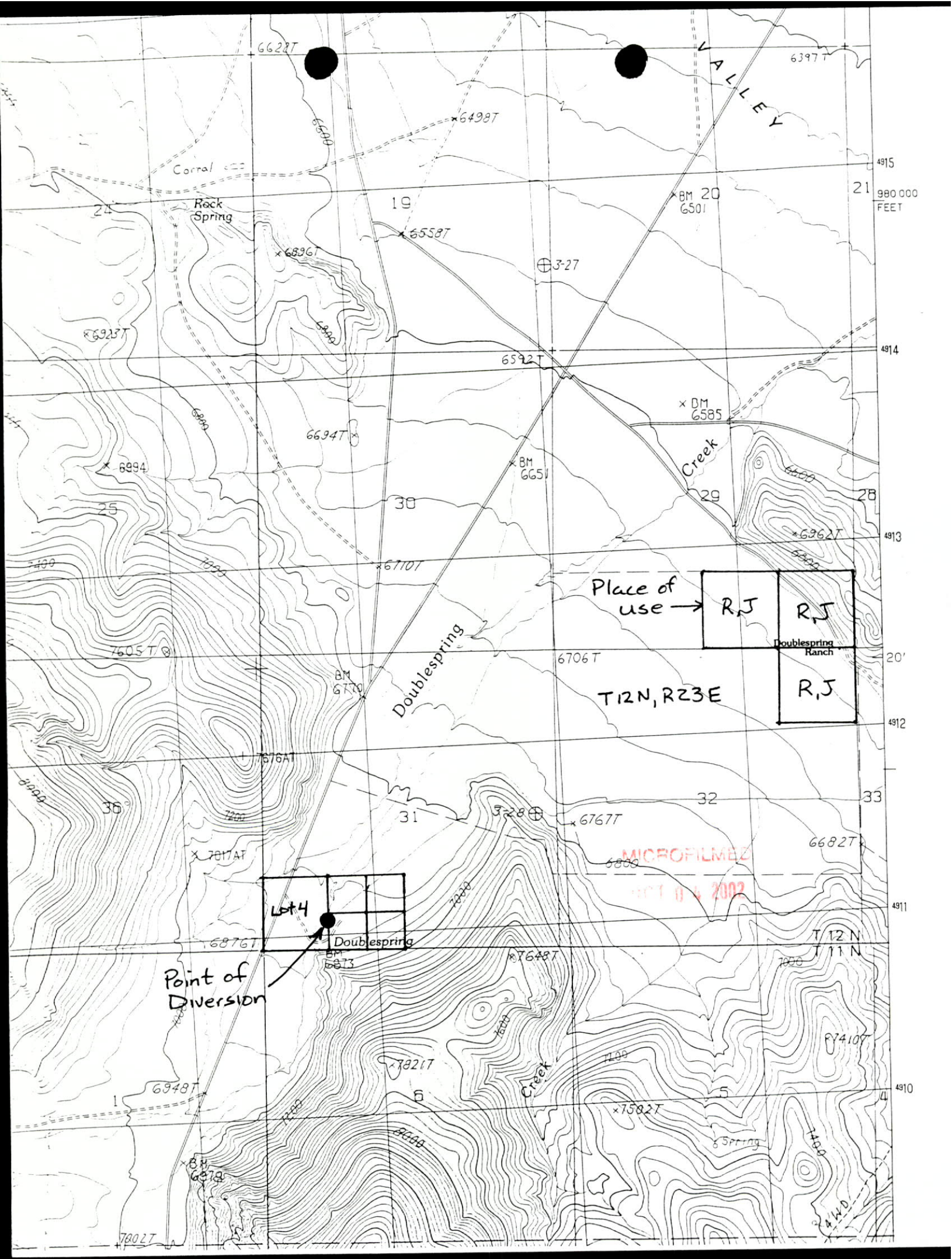




6628T

6397T

6498T

Corral

Rock Spring

19

BM 20
6501

21

980 000
FEET

6896T

6558T

3-27

6923T

6592T

DM
6585

6694T

BM
6651

Creek

6894

6962T

605T

6710T

Place of
use →

R, J

R, J

Doublespring
Ranch

R, J

6706T

T 12 N, R 23 E

BM
6770

Doublespring

676AT

31

3-28

6767T

32

6682T

7017AT

Lot 4

Doublespring

Point of
Diversion

6876T

BM
6873

67648T

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OCT 10 2002

T 12 N
T 11 N

1000

67410T

6948T

68217

Creek

67502T

Spring

BM
6978

7002T

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

I, Ruth E. Burchill, representing the
Challis Messenger, a weekly newspaper, pub-
lished at Challis, Idaho, do solemnly swear that
the notice hereto attached and made a part here-
of, was published in the regular and entire issue
of the Challis Messenger for 2
consecutive weeks, commencing with the issue
dated May 16 2002 and ending with
the issue dated May 23 2002.

Ruth E Burchill

STATE OF IDAHO

COUNTY OF CUSTER

On this 23rd day of May in the
year of 2002 before me, a Notary Public,
personally appeared Ruth E. Burchill
known or identified to me to be the person
whose name subscribed to the within instru-
ment, and being by me first duly sworn, declared
that the statements therein are true, and ac-
knowledge to me that he executed the same.

Notary Public for Idaho

Residing at Challis

My commission expires: 3-19-2004

LEGAL NOTICE

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

73-11964

DOUBLE SPRINGS RANCH LLC
C/O FRANK R TUNNEY JR, PO
BOX 3873, KETCHUM ID 83340.

Point(s) of Diversion: SWSW S31
T12N R23E, CUSTER County
SESW S31 T12N R23E, CUSTER
County Source DOUBLESRING
CREEK, Tributary To SINKS

Use: RECREATION 01/01 To
12/31 5 CFS

Use: AESTHETIC 01/01 To 12/
31 5 CFS

Total Diversion: 5 CFS

Date Filed: 05/02/2002

Place Of Use: RECREATION and
AESTHETIC T12N R23E S29
SWSE SESE

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 June 3, 2002. The protes-
tant must also send a copy of the
protest to the applicant.

DREHER, Director

Pub. May 16 & 23, 2002.

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OCT 04 2002

5/24/02

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 73-11964

Priority: 04/29/2002

Maximum Diversion Rate: 5.00 CFS

This is to certify, that DOUBLE SPRINGS RANCH LLC
C/O FRANK R TUNNEY JR
PO BOX 3873
KETCHUM ID 83340

has applied for a permit to appropriate water from:

Source: DOUBLESRING CREEK Tributary: SINKS

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
AESTHETIC	01/01 to 12/31	5.00 CFS
RECREATION	01/01 to 12/31	5.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

DOUBLESRING CREEK	SW $\frac{1}{4}$ SW $\frac{1}{4}$	Sec. 31, Twp 12N, Rge 23E, B.M. CUSTER County
DOUBLESRING CREEK	SE $\frac{1}{4}$ SW $\frac{1}{4}$	Sec. 31, Twp 12N, Rge 23E, B.M. CUSTER County

PLACE OF USE: RECREATION

Twp Rge Sec	NE				NW				SW				SE				Totals	
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
12N 23E 29																X	X	
12N 23E 32	X																	

PLACE OF USE: AESTHETIC, same as Recreation

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **September 1, 2007**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. The issuance of this right does not grant any right-of-way or easement across the land of another.
5. 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.
6. The right holder shall comply with all fish screening requirements of the Idaho Department of Fish and Game.
7. Use of water under this right shall be non-consumptive.

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OCT 04 2002

State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 73-11964

CONDITIONS OF APPROVAL

8. Recreation and aesthetic uses are for providing flow-through water for fishing and swimming ponds. Companion transfer No. 69880 removes a portion of irrigated lands under existing rights to cover the storage of water in the ponds and evaporative losses occurring therein.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 19th day of August, 2002

Karl J. Dreher
for **KARL J DREHER, Director**

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OCT 04 2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

Ident. No. 73-11964

RECEIVED
JUN 24 2002

Department of Water Resources
208-726-2588

1. Name of Applicant Double Springs Ranch LLC Phone 208-726-2588
Mailing address c/o Frank Tunney, P.O. Box 3873, Ketchum, ID 83340
2. Source of water supply Double Spring Creek which is a tributary of sinks
3. Location of point of diversion is Township 12N Range 23E Sec. 31 in the 1/4,
SE 1/4, SW 1/4, Govt Lot , B.M., Custer County;
additional points of diversion if any: SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 31, T12N, R23E (POD is near the boundary
between the SE $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31)
4. Water will be used for the following purposes:
- | |
|---|
| Amount <u>5.0 cfs</u> for <u>recreation</u> purposes from <u>1/1</u> to <u>12/31</u> (both dates inclusive) |
| (cfs or acre-feet per annum) |
| Amount <u>5.0 cfs</u> for <u>aesthetic</u> purposes from <u>1/1</u> to <u>12/31</u> (both dates inclusive) |
| (cfs or acre-feet per annum) |
| Amount <u> </u> for <u> </u> purposes from <u> </u> to <u> </u> (both dates inclusive) |
| (cfs or acre-feet per annum) |
| Amount <u> </u> for <u> </u> purposes from <u> </u> to <u> </u> (both dates inclusive) |
| (cfs or acre-feet per annum) |
| Amount <u> </u> for <u> </u> purposes from <u> </u> to <u> </u> (both dates inclusive) |
| (cfs or acre-feet per annum) |
| Amount <u> </u> for <u> </u> purposes from <u> </u> to <u> </u> (both dates inclusive) |
| (cfs or acre-feet per annum) |
5. Total quantity to be appropriated is (a) 5.0 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 Existing headgate at source,
irrigation ditch and pipeline system to place of use
- 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? no
- 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 5 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. recreation use will be for fishing and swimming in ponds
aesthetic use is for ponds and waterways

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9. Description of place of use:

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

b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	N E				N W				S W				S E				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12N	23E	29																	
		32	RJ															RJ	RJ

Total number of acres to be irrigated 0

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

11. a. Who owns the property at the point of diversion? BLM

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: BLM Right-of-Way IDI-16311

12. Remarks: This application seeks up to 5 cfs from Double Springs Creek for diversion through recreation and aesthetic ponds at Double Springs Ranch. Water will be delivered through existing irrigation ditch and pipeline system. Discharge from the pond will flow north through natural drainage and sink back to the aquifer. Consumptive use associated with 5 acres of pond will be mitigated by reduction in irrigated area (see companion transfer)

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.)

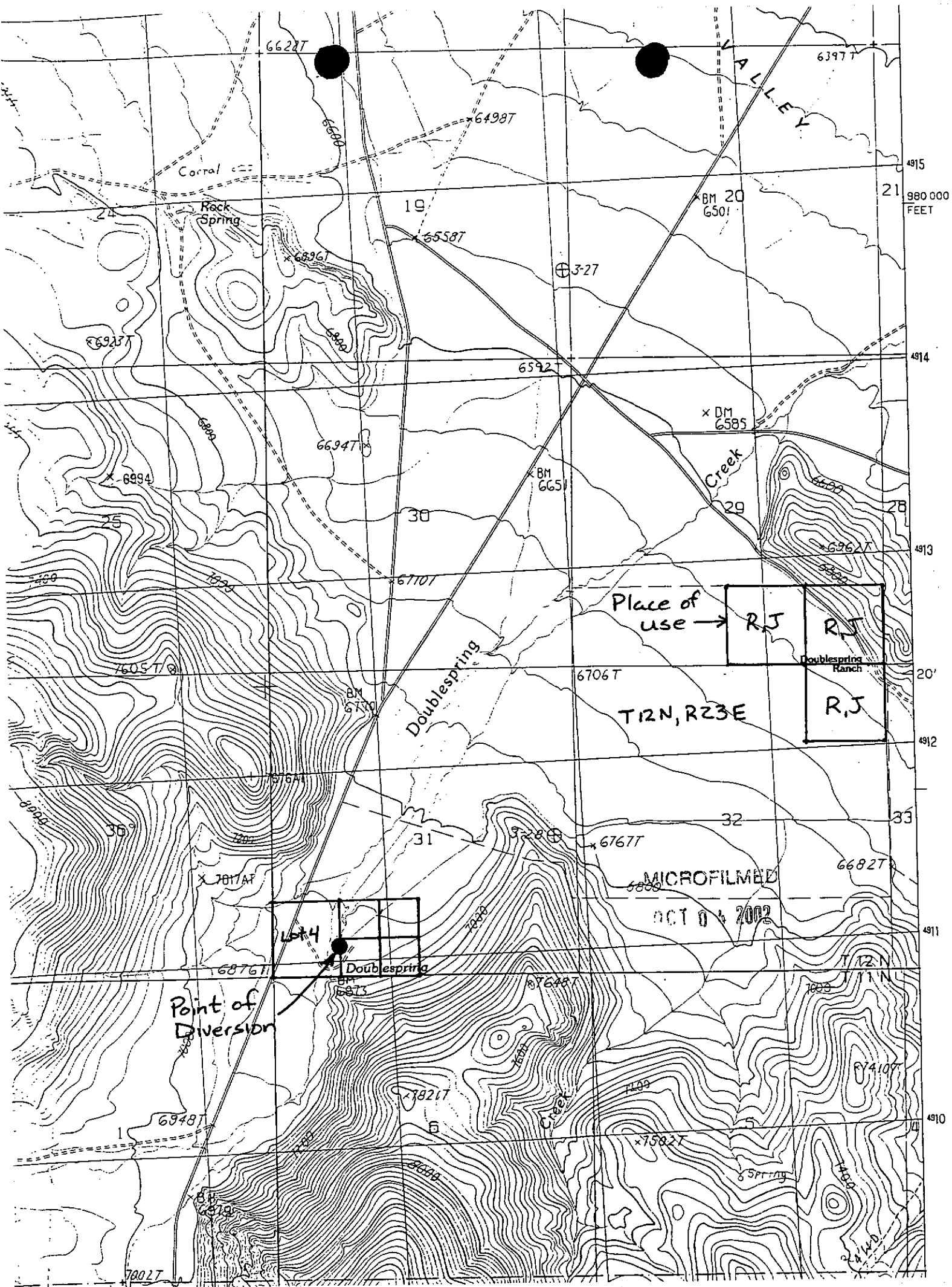
BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

DOUBLE SPRINGS RANCH LLC

By: Paul Tunney, Manager
Signature of Applicant (and title, if applicable)

Received by AWJ Date 4-28-02 Time _____ Preliminary check by _____
Fee \$ 410.80 Received by AWJ # E027694 Date _____
Publication prepared by SC Date 5/16/02 Published in Challis Messenger
Publication approved SC Date 5/24/02

OCT 04 2002



Jones, Harold (Skip)

From: Jim Speck [jimspeck@cox-internet.com]
Sent: Saturday, May 04, 2002 10:14 PM
To: TMSANLAN@aol.com; hjones@idwr.state.id.us
Subject: RE: Tunney Transfer/Permit Applications

Terry and Harold -

 The sole member of Double Springs Ranch, LLC is Francis R. Tunney, Jr., Trustee of the Tunney Family Trust u/a dated November 6, 1989, as amended. Frank (Francis R. Tunney, Jr.) is the manager and it is a manager-managed LLC, so he has the authority to sign everything for the LLC.

Jim
James P. Speck
SPECK & AANESTAD
A Professional Corporation
120 East Avenue
P.O. Box 987
Ketchum, ID 83340
208.726.4421
208.726.0752 (fax)
jimspeck@cox-internet.com <mailto:jimspeck@cox-internet.com>

CONFIDENTIAL COMMUNICATION

This email message and any attachments are intended only for the use of the addressee named above and may contain information that is privileged and confidential. If you are not the intended recipient, any dissemination, distribution, or copying is strictly prohibited. If you received this e-mail message in error, please immediately notify the sender by replying to this email message or by telephone. Thank you. <?xml:namespace prefix = o ns = "urn:schemas-microsoft-com:office:office" />

-----Original Message-----

From: TMSANLAN@aol.com
Sent: Friday, May 03, 2002 10:01 AM
To: jimspeck@cox-internet.com
Cc: hjones@idwr.state.id.us

Jim -

Harold Jones needs the following information regarding the transfer and permit applications for Double Springs Ranch LLC.

1. Who are the members(?) of the LLC.
2. Does Frank Tunney have signature authority for the LLC.

Terry

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OCT 04 2002



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 19, 2002

DOUBLE SPRINGS RANCH LLC
C/O FRANK R TUNNEY JR
PO BOX 3873
KETCHUM ID 83340

RE: Permit No. 73-11964

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.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

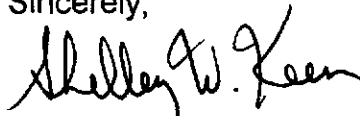
Please note that a separate stream channel alteration permit must be obtained from the Department prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed a least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

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OCT 04 2002

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.

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 being the most prominent.

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

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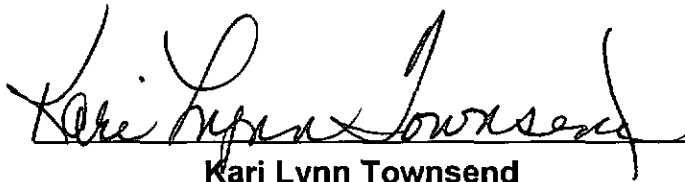
OCT 04 2002

CERTIFICATE OF SERVICE

I hereby certify that on August 19, 2002 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. 73-11964

**DOUBLE SPRINGS RANCH LLC
C/O FRANK R TUNNEY JR
PO BOX 3873
KETCHUM ID 83340**

A handwritten signature in black ink, appearing to read "Kari Lynn Townsend", written over a horizontal line.

**Kari Lynn Townsend
Secretary**

MICROFILMED

OCT 04 2002

**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).

OCT 04 2002

**APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS**
Reviewed by Sharla Curtis on 6/29/02

No. 73-11964 Name: Double Springs Corp. Officers N/A ✓ Ad ok ✓ Govt Lots

AREA OF CONCERN: No/Yes (Yes) S/C Moratorium GWMA TRUST/NON-TRUST
& Wilderness

GROUNDWATER: (✓Flow Chart)

DRILLING PERMIT

All wells - 046
Basin 34 - 084 (if necessary)
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
Trust - 051 (consumptive uses)
Non-Trust - 048 (consumptive uses or non-cons. > 1.0 cfs)

USES:

STORAGE - 18C-01H-01P-18B-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER - R37 (BLM/FS)-111 (instream stock)
MINING - 054-106
HEAT/COOL - R07 (injection well)
FIRE PROT - 077
COMMERCIAL/
INDUSTRIAL - 106-R07
DAIRY - 082-WD8
POWER - 17H or 17K (+uses)-17G (under FERC)
or 17M (not FERC regulated)
025-027-R22-08A

BENEFICIAL USE DUE: 9.01.2007

MISC CONDITIONS/REMARKS:

Protested - 020-W19
Development Period - 26A
Ownership - 004
Non-consumptive - 027
Water Quality - 106-R07

SURFACE WATER: (✓Flow Chart)

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

SPRINGS/SINK, INACTIVE WD or WB

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

RIVER BASINS: (SW special considerations)

Snake R (01) - W23, N/A
(02,03) - 007 (w/ remark WB9 if above Weiser)
Payette R (65) - W23, 047 (Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

MUNICIPAL
Restricted area - 022,075
Irr., GW supp to SW - 102
Future needs - 007,109
FISH PROP - 029 (70's only)-007-122-106
DOMESTIC
Surface water - WB5 (Big Wood/Boise above Star Bridge)
- 27A (Payette R)
>1 in restricted area - 070-071-075 (no parks/common areas)
Irr separate or none allowed - WB5
GW w/irrigation from SW evident - 065-104
Moratorium approvable - W03 (2500 gpd - meets domestic def
i.e. D/convenience store).

IRRIGATION SEASON _____ (Per updated map)

IRR VOLUME/ACRE _____

OTHER CONDITIONS/REMARKS _____

COMMENTS _____

69880 73-175/176/2002/7044/7076/7093

Dist for Staffing 4-29-02
Submitted for advertising 5-6-02

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT ANALYSIS PERMIT

Double Springs Ranch
INITIAL REVIEW BY _____ DATE 5-2-02 APPLICATION NO. 73-11964

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

RECEIVED

JUN 24 2002

Department of Water Resources

Need partners names
(OK)

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 - Salmon office
____ U.S. Forest Service
____ Water District
____ Other _____

FINAL REGIONAL PROCESSING REVIEW:

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

Date of priority recommend _____

By: RDC

Date: 6-18-02

STATE OFFICE REVIEW:

By: _____

Date: _____

ADDITIONAL INFORMATION:

LOCAL PUBLIC INTEREST:

Comments received from:

☐ City	☐ Id Fish & Game	☐ Irrigation District
☐ County	☐ Id Health & Welfare	☐ Canal Company
☐ Reservations	☐ Div. Of Environment	☐ Other _____

Project impacts/implications report

COMMENTS

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

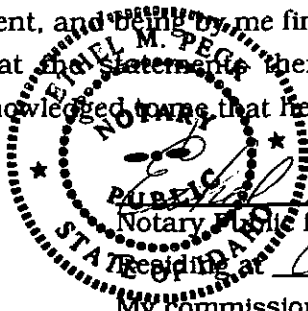
I, Ruth E. Burchill, representing the Challis Messenger, a weekly newspaper, published at Challis, Idaho, do solemnly swear that the notice hereto attached and made a part hereof, was published in the regular and entire issue of the Challis Messenger for 2 consecutive weeks, commencing with the issue dated May 16 2002 and ending with the issue dated May 23 2002.

Ruth E Burchill

STATE OF IDAHO

COUNTY OF CUSTER

On this 23rd day of May in the year of 2002 before me, a Notary Public, personally appeared Ruth E. Burchill known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.



Notary Public for Idaho

Residing at Challis

My commission expires: 3-19-2004

LEGAL NOTICE

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

73-11964

DOUBLE SPRINGS RANCH LLC
C/O FRANK R TUNNEY JR, PO
BOX 3873, KETCHUM ID 83340.

Point(s) of Diversion: SWSW S31
T12N R23E, CUSTER County
SESW S31 T12N R23E, CUSTER
County Source DOUBLESRING
CREEK, Tributary To SINKS

Use: RECREATION 01/01 To
12/31 5 CFS

Use: AESTHETIC 01/01 To 12/
31 5 CFS

Total Diversion: 5 CFS

Date Filed: 05/02/2002

Place Of Use: RECREATION and
AESTHETIC T12N R23E S29
SWSE SESE

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 June 3, 2002. The protes-
tant must also send a copy of the
protest to the applicant.

DREHER, Director
Pub: May 16 & 23, 2002.

MICROFILMED

OCT 04 2002

5/24/02



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
May 08, 2002

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

DOUBLE SPRINGS RANCH LLC
C/O FRANK R TUNNEY JR
PO BOX 3873
KETCHUM ID 83340

RE: Application for Permit No 73-11964

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 Challis Messenger on May 16 and 23, 2002. Submittal of protests to this application will be allowed for a period ending ten days (June 3, 2002) 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.

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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State of Idaho

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EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 08, 2002

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
50 HWY 93 S
SALMON, ID 83467

Application to Permit No. 73-11964

US DEPT OF INTERIOR :

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced water right application. A copy of the application is enclosed for your reference.

This office can complete the processing of an unprotested application as soon as the protest period is past; therefore, your prompt response to this request is appreciated. If your agency desires to file a formal protest against the approval of this application, your written protest along with a \$25.00 filing fee must be received in this office by June 3, 2002.

Please contact this office if you have any questions regarding the application.

Sincerely,


Harold W Jones
Water Right Supervisor

Enclosure(s)

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OCT 04 2002



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

May 08, 2002

Legal Notice Department
Challis Messenger
PO Box 405
Challis ID 83226

RE: Application for Permit No. 73-11964

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 June 3, 2002. Your cooperation is appreciated.

Sincerely

Sharla Cox
Administrative Assistant

*Mailed
5/8/02
sc*

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OCT 04 2002

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

73-11964

DOUBLE SPRINGS RANCH LLC
C/O FRANK R TUNNEY JR
PO BOX 3873
KETCHUM ID 83340

Point(s) of Diversion: SWSW S31 T12N R23E, CUSTER County
SESW S31 T12N R23E, CUSTER County
Source DOUBLESRING CREEK, Tributary To SINKS

Use: RECREATION 01/01 To 12/31 5 CFS

Use: AESTHETIC 01/01 To 12/31 5 CFS

Total Diversion: 5 CFS

Date Filed: 05/02/2002

Place Of Use: RECREATION and AESTHETIC

T12N R23E S29 SWSE SESE

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 June 3, 2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on May 16 and 23, 2002

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OCT 04 2002