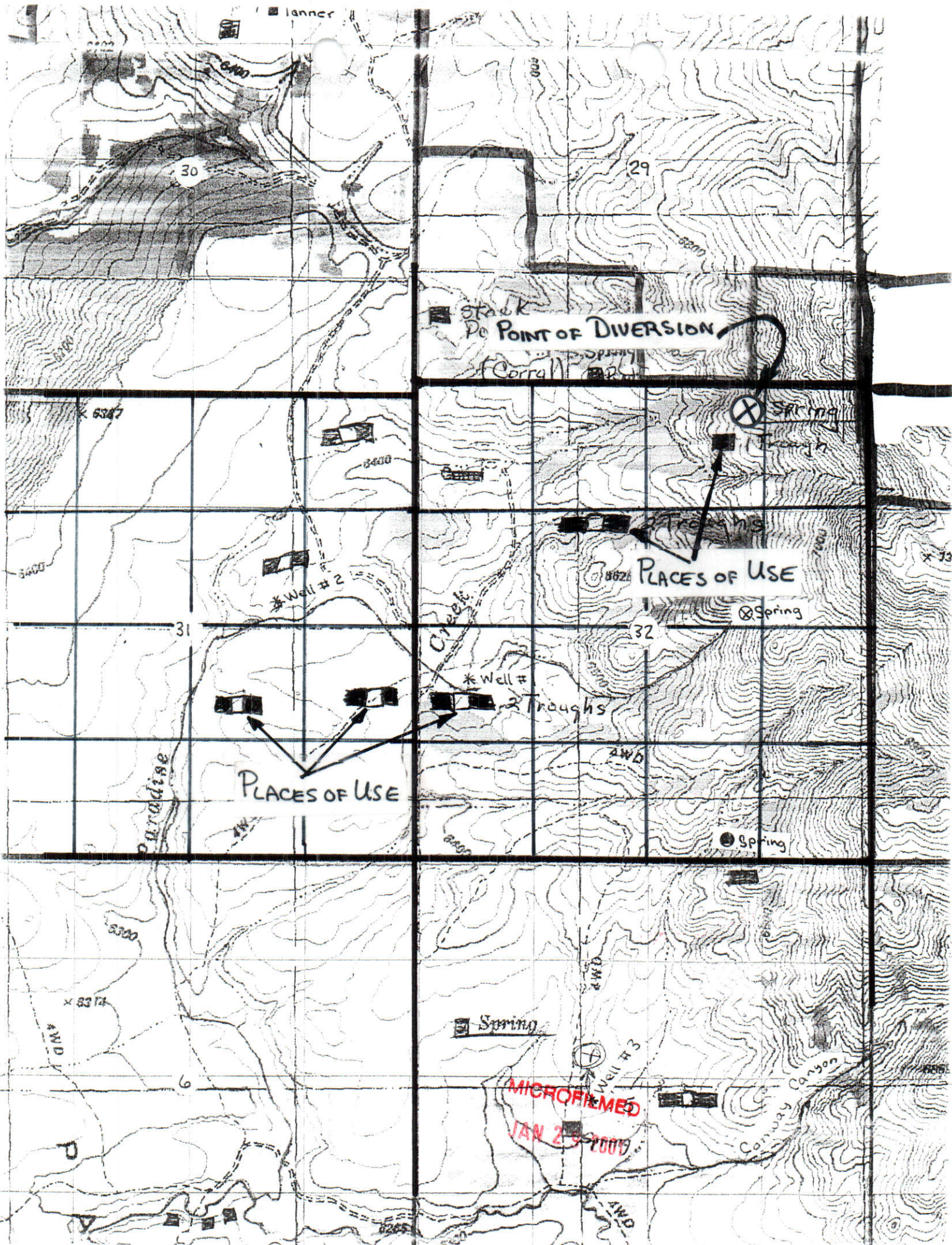




Stack Pt
POINT OF DIVERSION
(Corral)

Spring
Trough

Troughs
PLACES OF USE
Spring

* Well # 2

* Well # 2
Troughs

PLACES OF USE

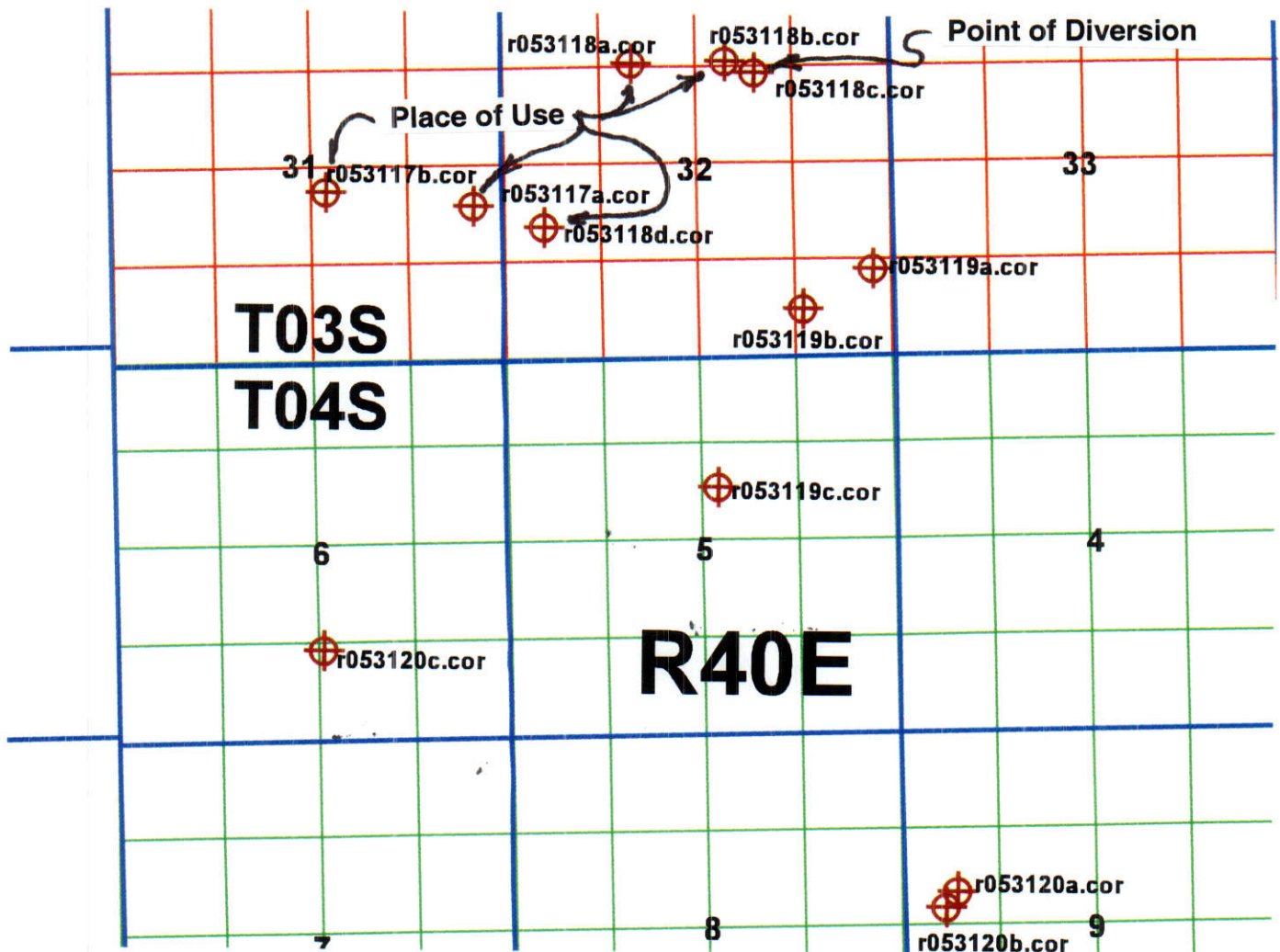
Paradise

Spring

MICROFILMED
JAN 29 1966

Well # 3

Conway Canyon



GPS Points

27-07480 (P/D r053120a) (P/U r053120b)

27-07589 (P/D & P/U r053120c)

27-07590 (P/D r053118c)

(P/U #1 r053117a)

(P/U #2 r053117b) (P/U #3 r053118a)

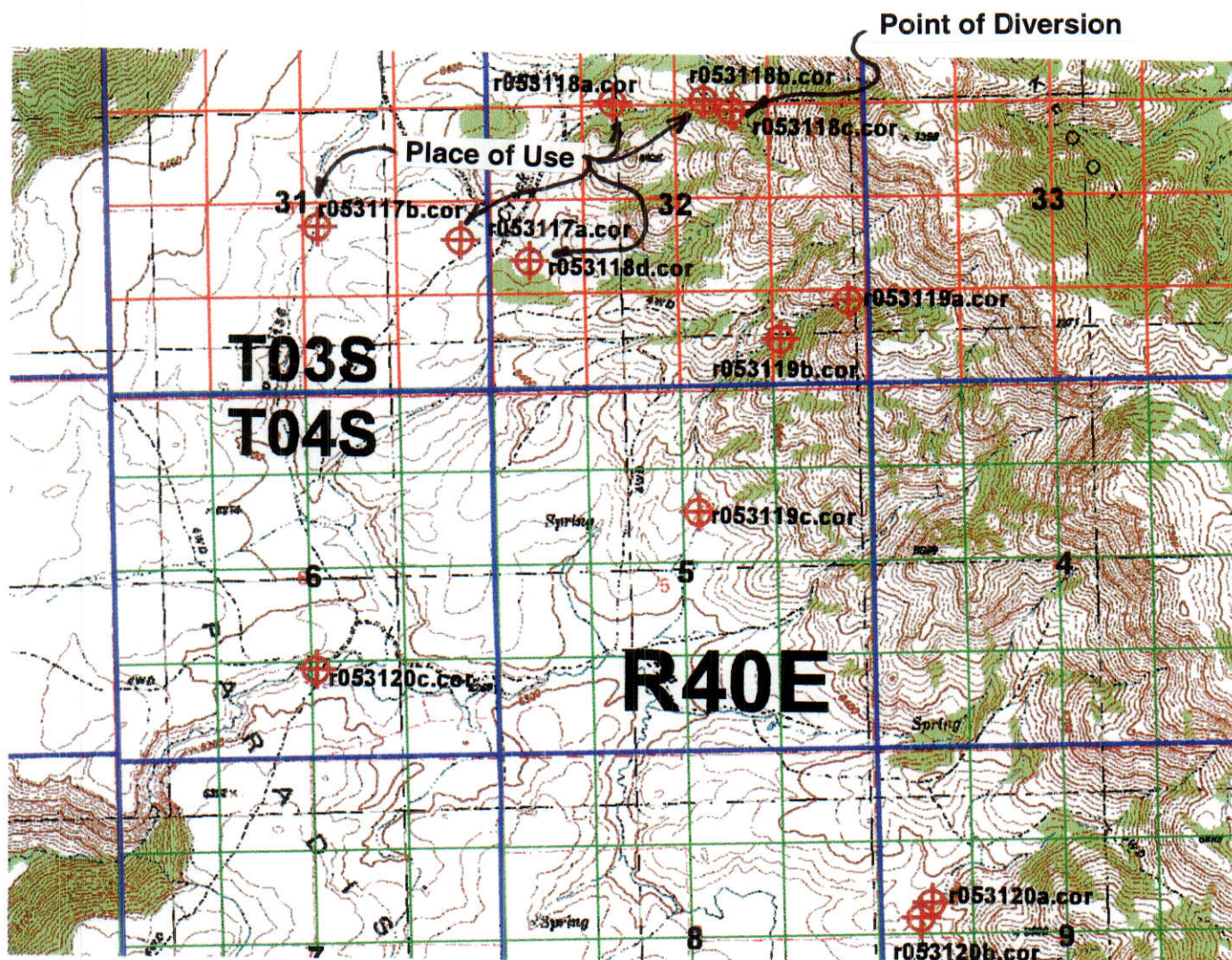
(P/U #4 r053118b) (P/U #5 r053118d)

27-07591 (P/D r053119a)

(P/U #1 r053119b) (P/U #2 r053119c)

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OCT 11 2001

27-07590



GPS Points

27-07480 (P/D r053120a) (P/U r053120b)

27-07589 (P/D & P/U r053120c)

27-07590 (P/D r053118c)

(P/U #1 r053117a)

(P/U #2 r053117b) (P/U #3 r053118a)

(P/U #4 r053118b) (P/U #5 r053118d)

27-07591 (P/D r053119a)

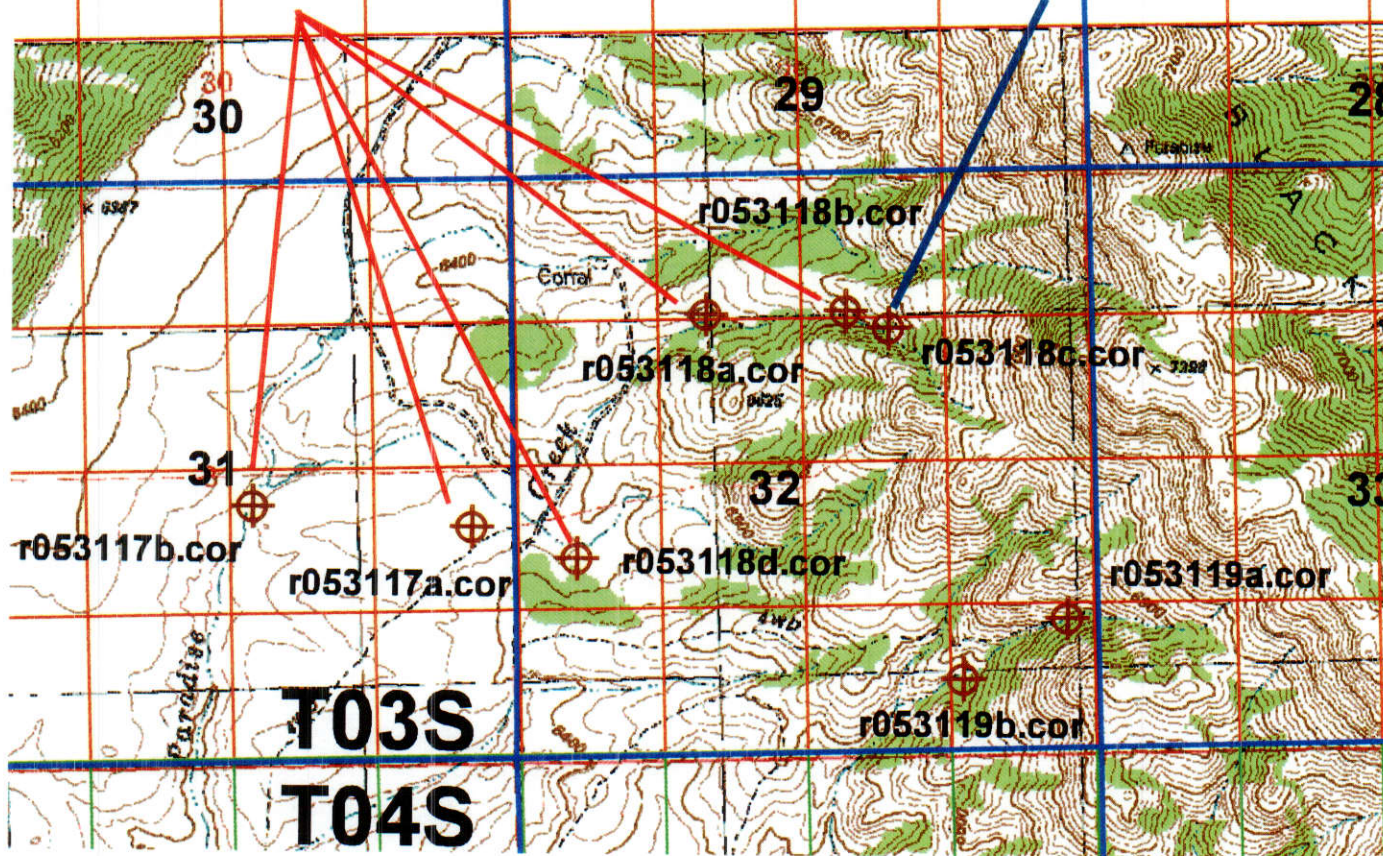
(P/U #1 r053119b) (P/U #2 r053119c)

27-07590

MICROFILMED

OCT 11 2001

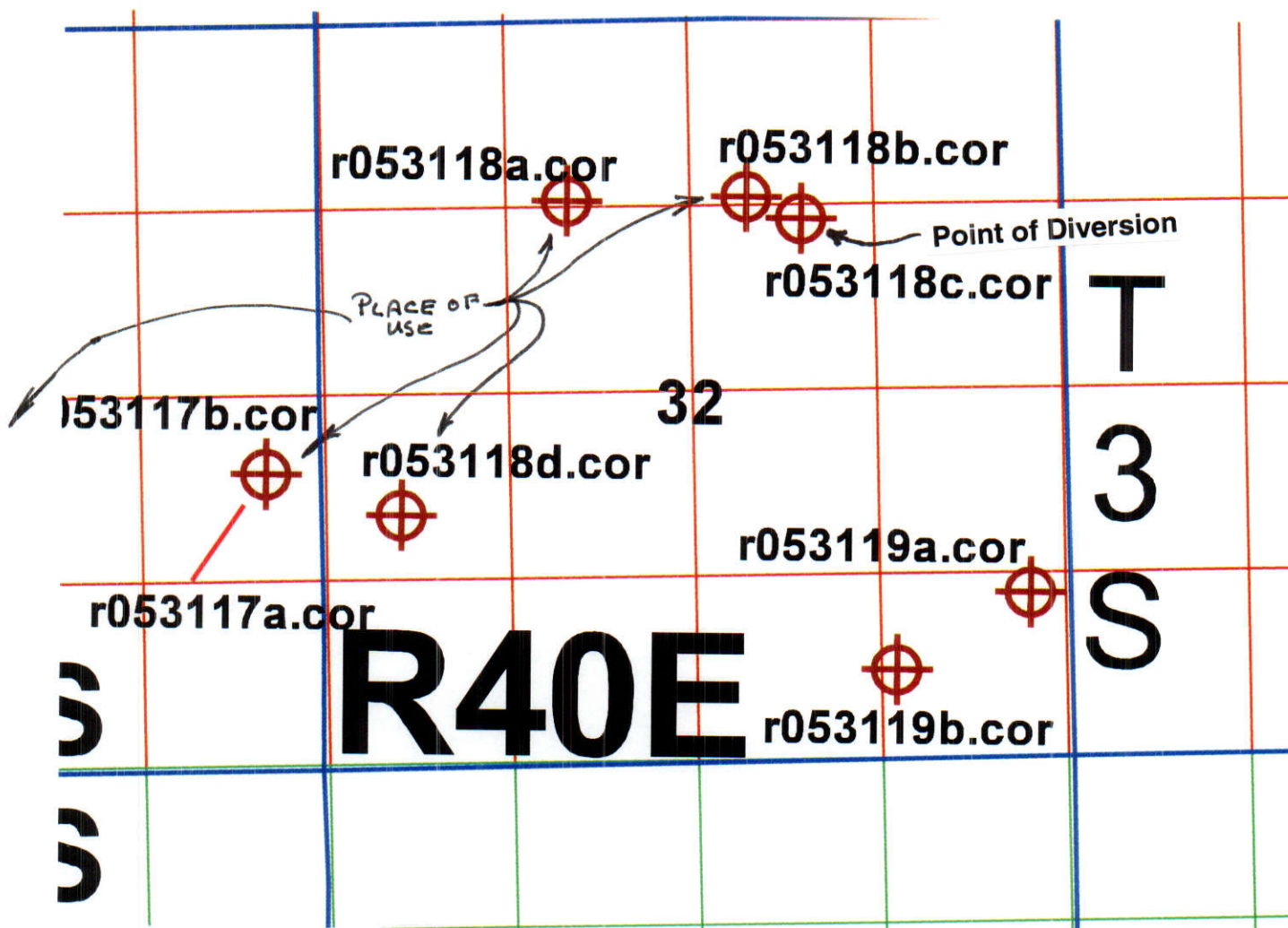
PLACE OF USE POINT OF DIVERSION



R40E

27-07590

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OCT 11 2001



GPS Points

27-07480 (P/D r053120a) (P/U r053120b)

27-07589 (P/D & P/U r053120c)

27-07590 (P/D r053118c)

(P/U #1 r053117a)

(P/U #2 r053117b) (P/U #3 r053118a)

(P/U #4 r053118b) (P/U #5 r053118d)

27-07591 (P/D r053119a)

(P/U #1 r053119b) (P/U #2 r053119c)

27-07590

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OCT 11 2001

R40E

r053118a.cor

31 r053117b.cor

r053117a.cor

r053118d.cor

T03S

T04S

GPS Points

27-07480 (P/D r053120a) (P/U r053120b)

27-07589 (P/D & P/U r053120c)

27-07590 (P/D r053118c)

(P/U #1 r053117a)

(P/U #2 r053117b) (P/U #3 r053118a)

(P/U #4 r053118b) (P/U #5 r053118d)

27-07591 (P/D r053119a)

(P/U #1 r053119b) (P/U #2 r053119c)

Place of Use

27-07590

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OCT 11 2001



27-07590

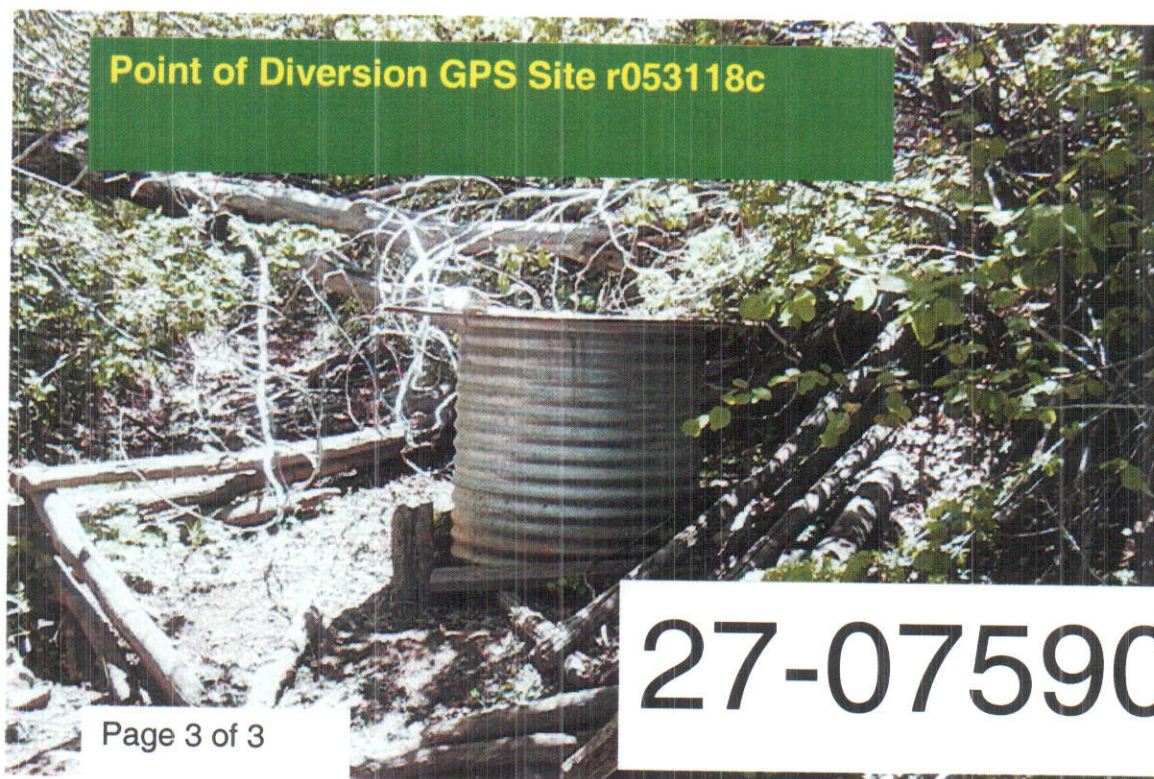


27-07590

Place of Use GPS Site r053118d



Point of Diversion GPS Site r053118c



State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 27-07590

Priority: August 24, 2000

Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volume: 12.1 AF

It is hereby certified that DAVID L COUSIN Or
MARIE M COUSIN
920 9TH ST
IDAHO FALLS ID 83404 have complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated August 24, 2000; and have
submitted Proof of Beneficial Use on June 1, 2001. An examination indicates that the works have a
diversion capacity of 0.04 cfs of water from:

SOURCE

SPRING

Tributary: SINKS

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
STOCKWATER	01/01 to 12/31	0.04 CFS	12.1 AF

LOCATION OF POINT(S) OF DIVERSION:

SPRING NE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 32, Twp 03S, Rge 40E, B.M. BINGHAM County

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S 40E 31													X	X			
03S 40E 32		X			X				X								

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 10TH day of OCTOBER, 2001.

Acting for 
KARL J. DREHER
Director

MICROFILMED
OCT 11 2001

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OCT 3 - 2001

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT

(For Licensing Purposes)
WATER RIGHT NO. 27-07590

Date of Priority: August 24, 2000

Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volume: 12.1 AF

Comes now DAVID L COUSIN Or MARIE M COUSIN
920 9TH ST

IDAHO FALLS ID 83404 and represents to the Director of the Idaho Department of Water Resources that he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 27-07590, and requests that the permit be changed as follows:

Source: SPRING

Tributary: SINKS

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.04 CFS	12.1 AF

LOCATION OF POINT(S) OF DIVERSION:

SPRING NE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 32, Twp 03S, Rge 40E, B.M., BINGHAM County

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S 40E 31													X	X			
03S 40E 32		X			X				X								

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk. Signed this 30 day of September, 2001.

Marie M. Cousin
(Signature)

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OCT 11 2001

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 27-07590

FOR DEPARTMENT USE ONLY

Preliminary check by SWK Fee = 25⁰⁰ \$ 500⁰⁰ Receipted by [Signature] # C056667 Date 10/13/01

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 27-07590.

Witness my hand this 10TH day of OCTOBER, 2001.

[Signature]
KARL J. DREHER
Acting for Director

MICROFILMED

OCT 11 2001

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

PROOF OF BENEFICIAL USE

JUN - 4 2001

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. 27-7590 Telephone No. 522-7864
2. Name of Permit Holder(s): Jana or Marie Cousin
3. Mailing Address: 920 9th St
City Idaho Falls State ID Zip 83404
4. Source of Water: Spring If **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): 900 range cattle
Irrigation (No. of acres): _____ Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: 0.04 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: \$ 50⁰⁰ (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: Same Telephone Number: _____
Address: _____
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: Marie Cousin Date: 5/31/2001
(include your title, if on behalf of company or organization)

MICROFILMED
JUN 11 2001

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 27-07590

Priority: August 24, 2000

Maximum Diversion Rate:

0.04 CFS

This is to certify, that DAVID L COUSIN
MARIE M COUSIN
920 9TH ST
IDAHO FALLS ID 83404

has applied for a permit to appropriate water from:
SPRING tributary of SINKS

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
-----------------------	----------------------	--------------------------

STOCKWATER	01/01 to 12/31	0.04 CFS
------------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION: NENWNE , Sec. 32, Township 03S, Range 40E
BINGHAM County

PLACE OF USE: STOCKWATER

TWN RGE SEC

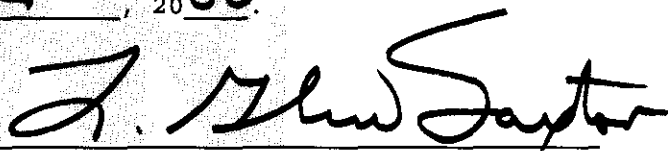
03S 40E 31	NESE	NWSE	
32	NWNE	SENW	NWSW

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of application of water to beneficial use shall be submitted on or before December 1, 2001.
2. Subject to all prior water rights.
3. Stockwater use is for 900 range cattle.

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

22nd day of November, 2000.


Karl J. Dreher, Director
for

MICROFILMED
JAN 29 2001

RECEIVED

NOV - 3 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Department of Water Resources

1. Name of Applicant David L or Marie M Cousin Phone ⁽²⁰⁸⁾ 522-7864
Mailing address 920 9th Street Idaho Falls ID 83404
2. Source of water supply Spring which is a tributary of Sinks
3. Location of point of diversion is Township 3S Range 40E Sec. 32 in the NE 1/4, NW 1/4, NE 1/4, Govt. Lot _____, B.M., Bingham County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.04 cfs for STOCKWATER purposes from 5/1 to 11/1 (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) 0.04 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 Collection pipe to 9 stock troughs
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? _____
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. 900 range cattle

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JAN 23 2001

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	
3S	40E	31													\$	\$			
		32		\$					\$			\$							

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. 27-11233

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

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

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

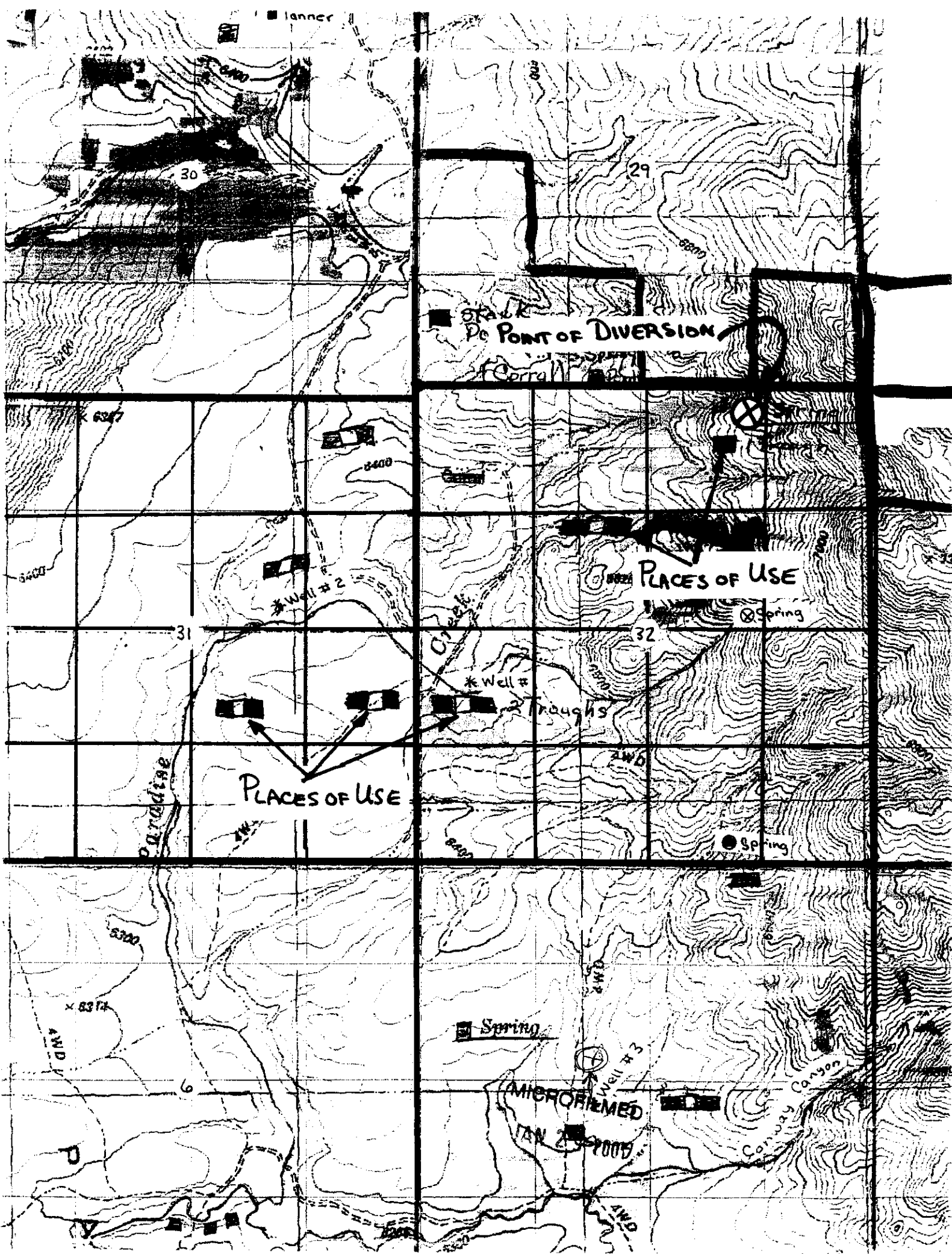
12. Remarks: System installed 1983

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.

David L. Cooper
Signature of Applicant (and title, if applicable)

Received by Kaw Date 8/24/2000 Time 1250hrs Preliminary check by + E026147 9/7/00
Fee \$ 50.00 + 50.00 Received by Kaw # E026105 Date 8/24/2000
Publication prepared by SC Date 9/21/00 Published in Morning News
Publication approved SC Date 10/16/00





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 5, 2000

David L. or Marie M. Cousin
920 9th Street
Idaho Falls, ID 83404

RE: Filing fee for permits

Dear Mr. or Mrs. Cousin:

When I assisted you in filing three applications for the additional springs the filing fee should have been \$100.00 for each for a total of \$300.00. (The legislature enacted a fee increase effective on July 1, 2000.) To complete the filing of the applications please send the additional \$150.00 filing fee on or before **September 20, 2000**. Upon receipt of the remaining portion of the filing fee processing of the applications will continue.

I apologize for any inconvenience that this may have caused you.

Sincerely,


Keith C. Wilson
Senior Resource Agent

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JAN 29 2001



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

October 11, 2001

DAVID L COUSIN
MARIE M COUSIN
920 9TH ST
IDAHO FALLS ID 83404

RE: License No. 27-7590 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

The license 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 copy of the approved Application for Amendment.

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,

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

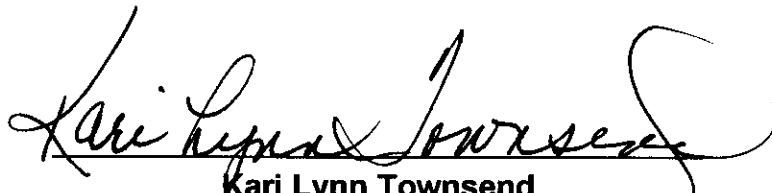
MICROFILMED
OCT 11 2001

CERTIFICATE OF MAILING

I hereby certify that on October 11, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 27-7590

**DAVID L COUSIN
MARIE M COUSIN
920 9TH ST
IDAHO FALLS ID 83404**


Kari Lynn Townsend
Secretary

MICROFILMED
OCT 11 2001

**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).

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OCT 11 2001

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.



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

September 24, 2001

DAVID L COUSIN
MARIE M COUSIN
920 9TH ST
IDAHO FALLS ID 83404

RE: Water Right Permit 27-07590

Dear Permit Holder(s):

I previously forwarded to you an Application for Amendment so that you could amend your permit to depict your water right as it has been actually developed. I have not yet received the amendment. If I do not receive it within 14 days, I will assume you no longer have any interest in the permit and cancellation proceedings will begin.

Enclosed for your convenience is another amendment form. Please note that the filing fee for this amendment is \$50.00. If you have any questions, please call me at 208-327-7944.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

KW:klt

Enclosure

MICROFILMED
OCT 11 2001



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

September 4, 2001

DAVID L &/or MARIE M COUSIN
920 9TH ST
IDAHO FALLS ID 83404

RE: Water Right Permit No. 27-07590

Dear Permit Holders:

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit. The examiner who verified your water use reported that certain elements of the permit have been developed differently than described on your permit. Changes that do not increase the authorized use of water under the permit can be requested and approved in accordance with Section 42-211, Idaho Code. Before a license can be issued, your permit must be amended to depict your water use as it was actually developed.

Based on the examiner's report, the following elements were developed differently than described on your permit:

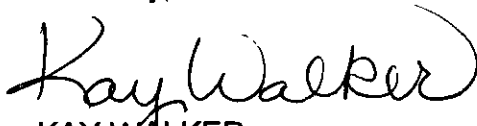
☒ **Point(s) of Diversion**

☒ **Place(s) of Use**

The enclosed Application for Amendment form depicts the elements of the water right as they will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days.

If you have any questions, please call me at 208-327-7944.

Sincerely,


KAY WALKER
Sr. Water Resource Agent

Enclosure

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OCT 11 2001

LICENSE REVIEW CHECKLIST

Permit No. 27-7590 Date: 8-30-2001 Reviewer: Kay Walker

Change/OK

Name/Address OK

Source OK

Point of Diversion: change

Does change clarify original intended source? If no, void permit.

Change (P39/P49) Add (P45/P44) Feds (P40)

W32 (multiple in 1/4/1/4)

W36 (overlap)

W59 (subdivision description)

Place of Use change

Change (P41/P49) Add (P41/P44) Feds (P43)

W60 (subdivision description)

W27 (ppu acre limit)

Overlaps: Right(s): _____

File reviewed _____ Profile reports printed _____

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion:

Permitted rate 0.04 cfs

Fee Limit _____ cfs

Measured _____ cfs

Theoretical _____ cfs

Recommended Total Diversion Rate 0.04

Water Uses OK

Change (P46)

Season of Use per new Standards _____

Irrigation _____ cfs _____ af

Stockwater 0.04 cfs 12.1 af

Domestic _____ cfs _____ af

_____ cfs _____ af

_____ cfs _____ af

Total 0.04 cfs 12.1 af

Irrigation - overlap(R58-R61, R62-R65, R66-R69)

supp. Gw (WB7/065/104)

overlap spec combined rts (W35)

<1 acre (W31)

Domestic (W01/wb5/070/071/075)

Power (W42 or W43/025/027/R22 or R23)

Fish (042)

Fire (077)

Water Quality (081/R07)

Payette - (W22/047/27A)

~~Stockwater for US (R37)~~

Volume Determination

_____ cfs x 1.9835 x _____ days = _____ af (vs) _____ acres x _____ (FHR) = _____ af

Remarks: _____

Additional Conditions

_____ Watermaster Control

_____ GW Measurement/Measuring Device

_____ Other

Trust R55 - remove 051)

Non-trust (048/049)

GW Dist? _____

Water Msmt. Dist? _____

Crit. GWMA? _____

GWMA? _____

Government Lots? _____

Advance Priority? yes

no

If yes, explain why below.

SRBA Claim? _____

Adjust memo _____

Amend Letters

P87, S06

Second Amendment Notice

P49

S06

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JUN 14 2001
DEPARTMENT OF WATER RESOURCES

A. GENERAL INFORMATION

Permit No. 27-07590

1. Owner: David L. or Marie M. Cousin Phone No. (208) 522-7864

Current Address: 920 9th St, Idaho Falls ID 83404

2. Accompanied by: David & Marie Cousin EXAM DATE: 5/31/2001

Address: - Phone No. -

Relationship to Permit Holder: -

3. Source: SPRING tributary to SINKS

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NONE

2. Other water rights with the same point of diversion: NONE

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		NE	SW	NE	32	3S	40E	Bingham	ON SITE / GPS Point (053118C)

2. Place(s) of Use:

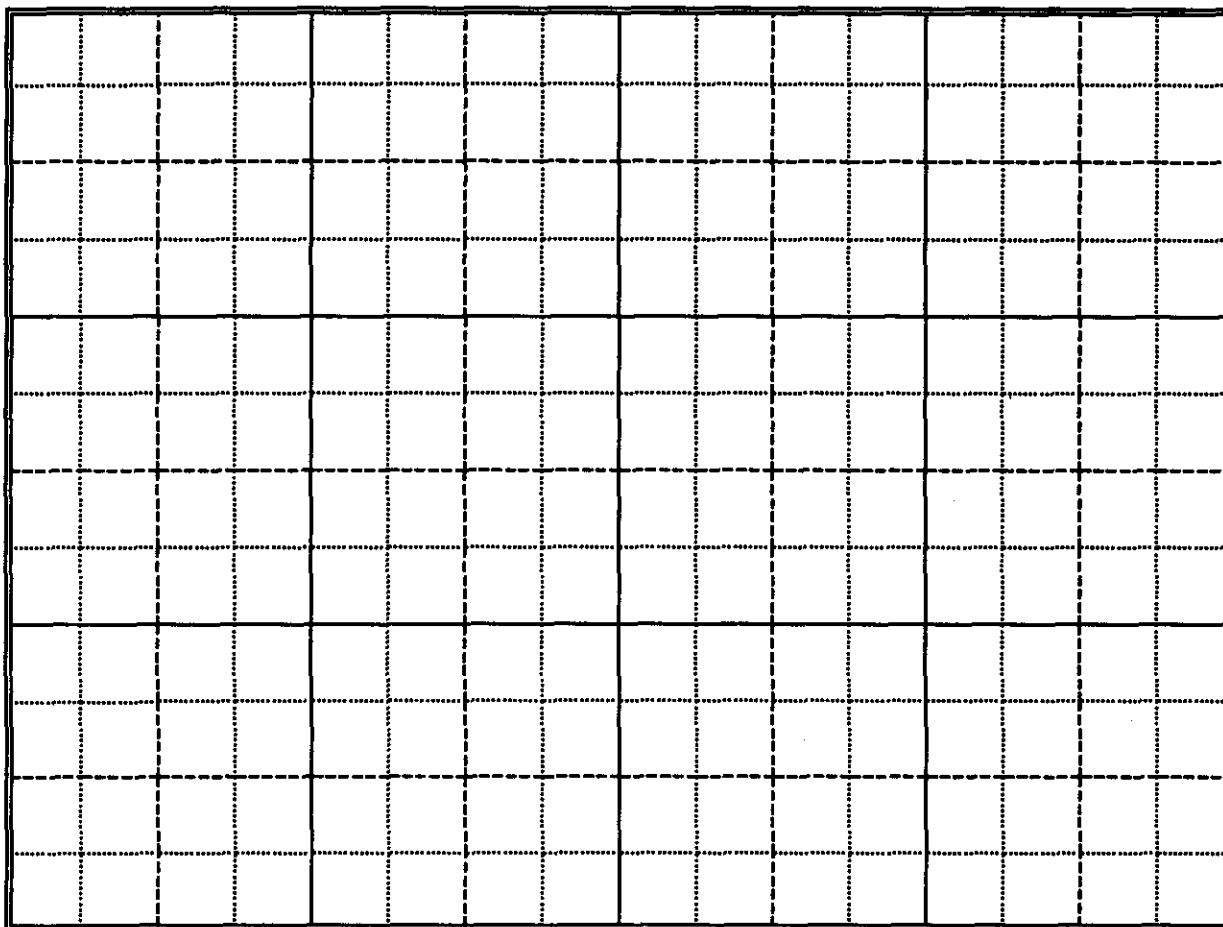
Indicate Method of Determination ON SITE / GPS Point

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3S	40E	31													S	S			
		32		S			S				S								

MICROFILMED 27-07590

JUN 14 2001

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



Scale: 1" = _____

✓ Copy of USGS Quadrangle 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
r053118c	NA	-	-	-	-

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: NONE

De Minimus amount

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OCT 11 2001

27-07590

E. NARRATIVE/REMARKS/COMMENTS

FLOW FROM SPRING LOWEST APPLICANT HAS EVER SEEN.
Observed flow less than permitted amount; however, there
is sufficient evidence that flow from spring has in the
past flowed permitted amount. [Stock Troughs (2 at each Plu)
normally are full with overflow out into pasture. Supply line is
1 1/2" black PVC]

System: Spring Box, supply line to stock troughs.
FIVE PLACES OF USE

STOCKWATER 900 range Cattle

Have conditions of permit approval been met? ☒ yes ☐ no

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APR 11 2001

27-07590

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

De Minimus Recommend permitted Amount.
Q = 0.04 cfs

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

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

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

2. Volume Calculations for Other Uses: *900 cattle (0.0134 afa) = 12.1 afa*

✓ STOCKWATER = 12.1 afa

V_{capacity} = 0.04 cfs (1.9835) 365 d = 28.95 afa

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<i>STOCKWATER</i>	<i>1/1</i>	<i>12/31</i>	<i>0.04 cfs</i>	<i>12.1 afa</i>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<i>0.04 cfs</i>	<i>12.1 afa</i>

2. Recommended Amendments

☒ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☒ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Field Examiner's Name *Keith C Wilson* Date *5/31/2001*

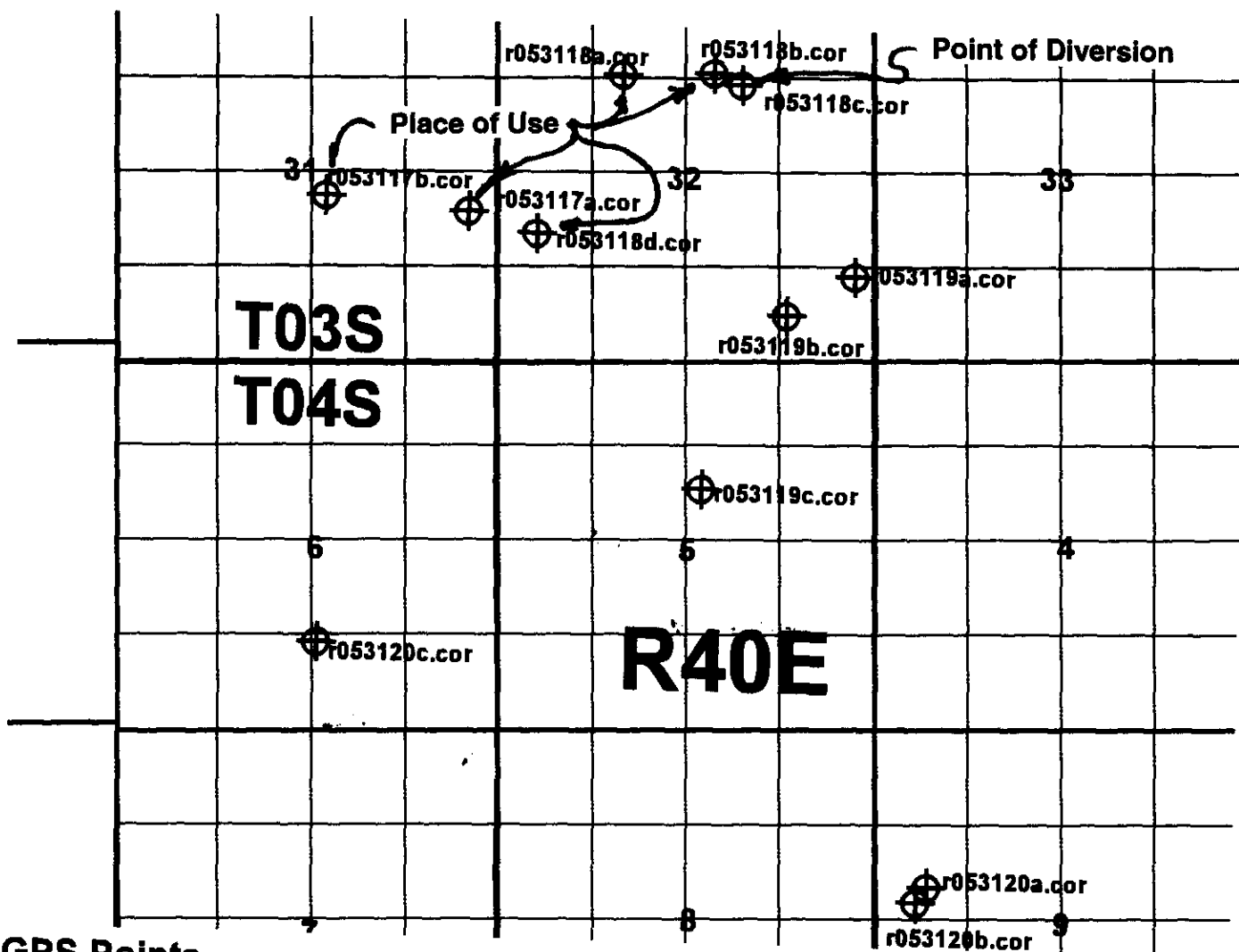
Reviewer _____ Date _____

SEAL

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OCT 11 2001

27-07590



GPS Points

27-07480 (P/D r053120a) (P/U r053120b)

27-07589 (P/D & P/U r053120c)

27-07590 (P/D r053118c)

(P/U #1 r053117a)

(P/U #2 r053117b) (P/U #3 r053118a)

(P/U #4 r053118b) (P/U #5 r053118d)

27-07591 (P/D r053119a)

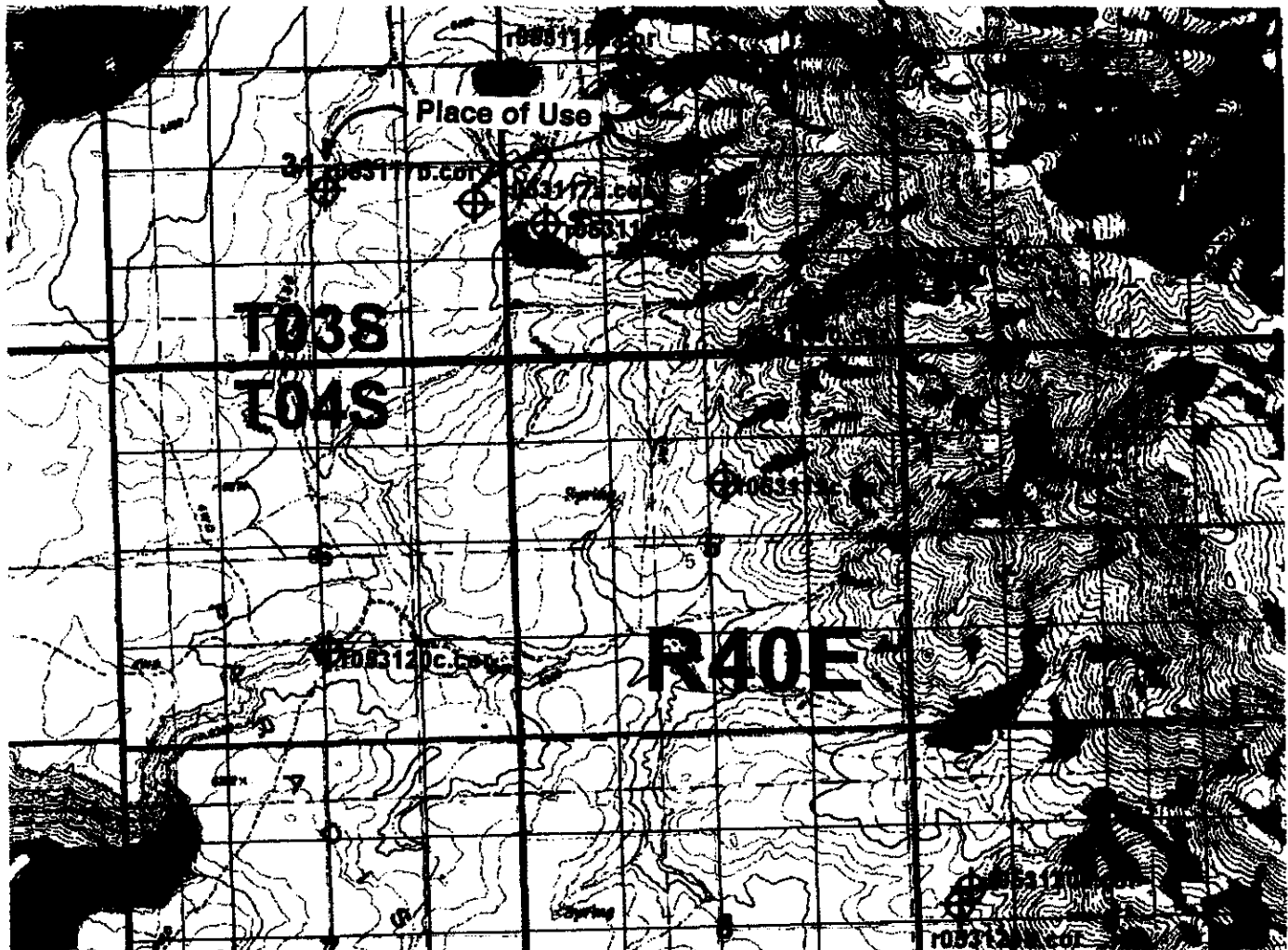
(P/U #1 r053119b) (P/U #2 r053119c)

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NOV 11 2001

27-07590

Point of Diversion



GPS Points

27-07480 (P/D r053120a) (P/U r053120b)

27-07589 (P/D & P/U r053120c)

27-07590 (P/D r053118c)

(P/U #1 r053117a)

(P/U #2 r053117b) (P/U #3 r053118a)

(P/U #4 r053118b) (P/U #5 r053118d)

27-07591 (P/D r053119a)

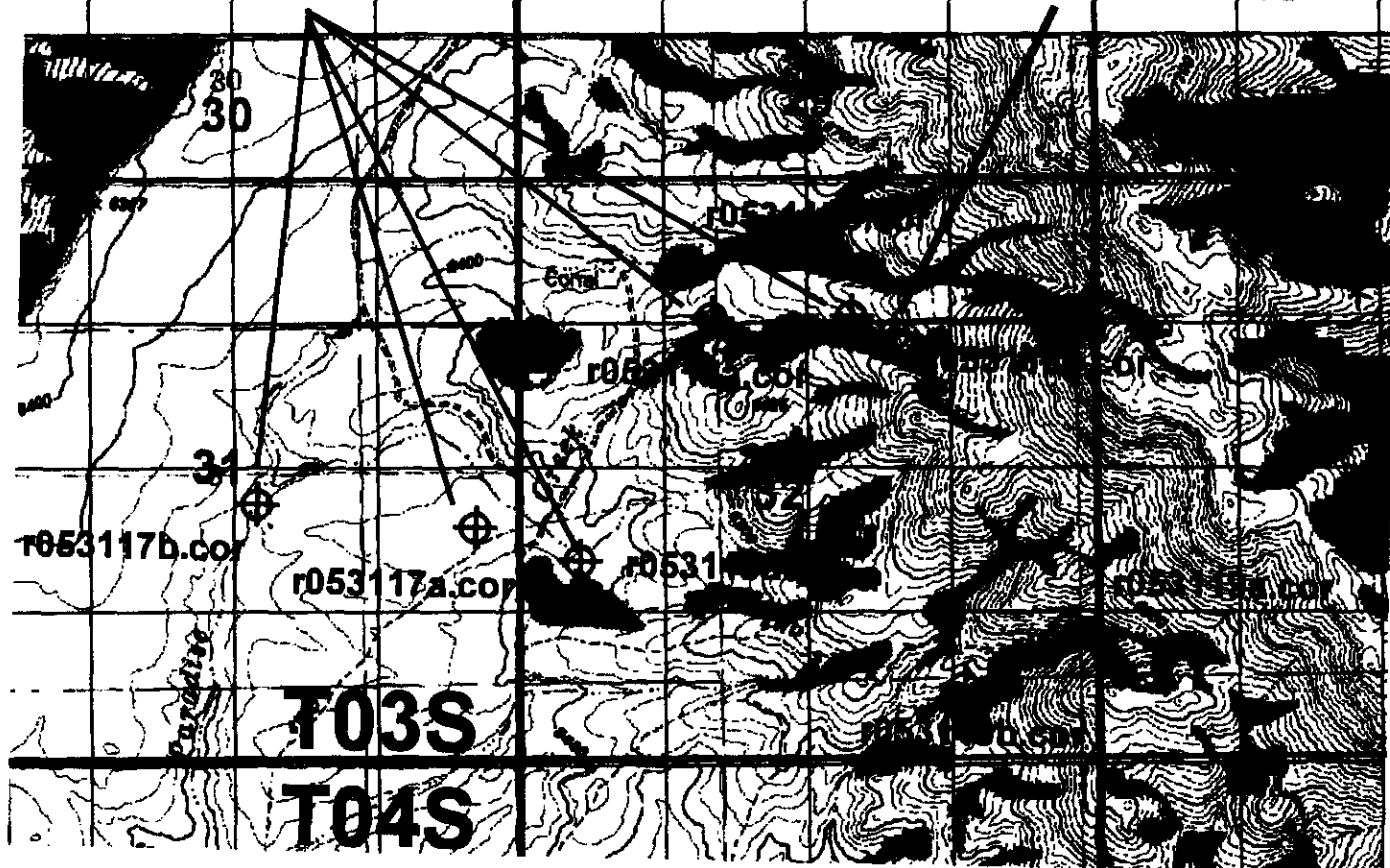
(P/U #1 r053119b) (P/U #2 r053119c)

27-07590

MICROFILMED

OCT 1 1 2001

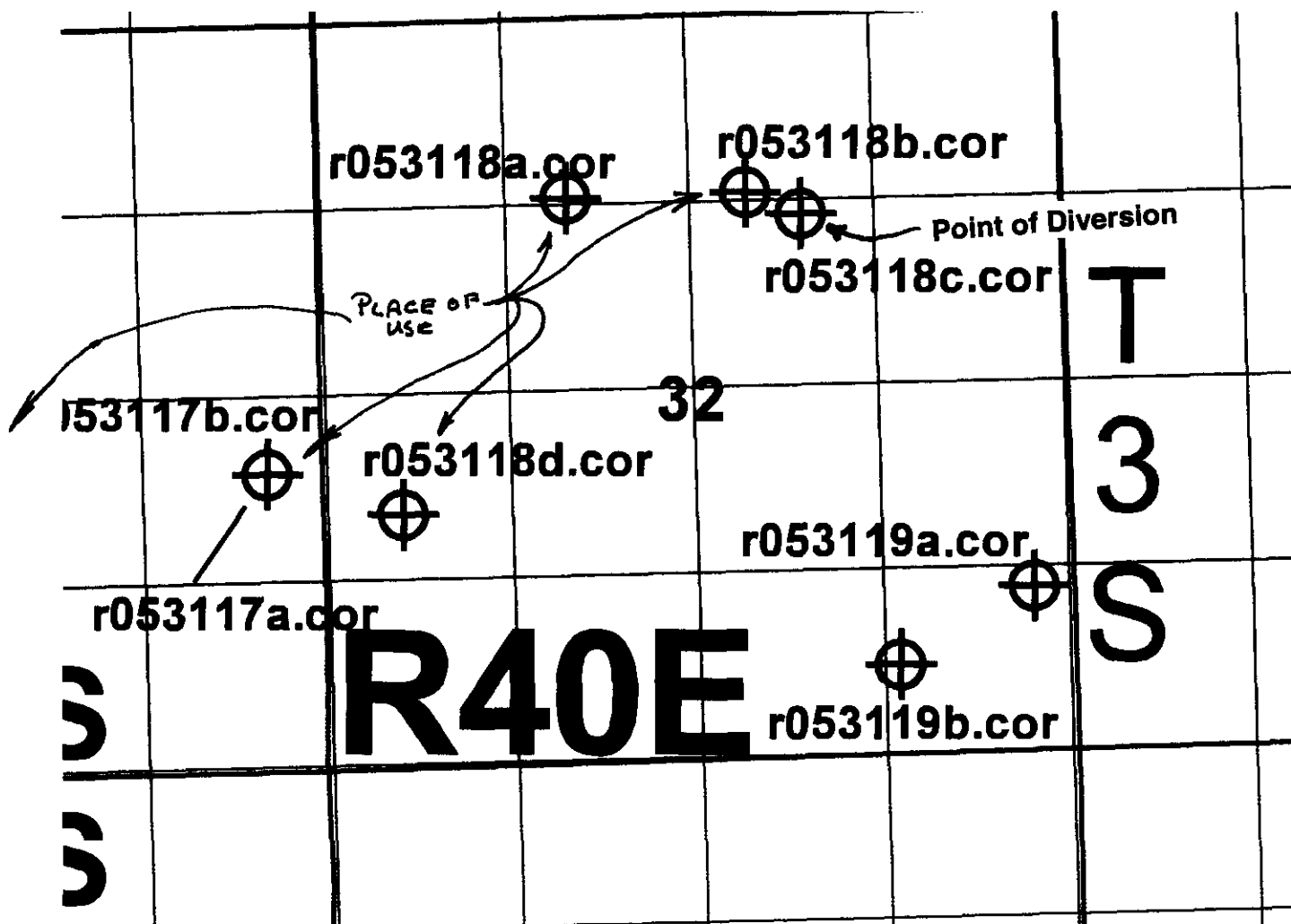
PLACE OF USE POINT OF DIVERSION



R40E

MICROFILMED
OCT 11 2001

27-07590



GPS Points

27-07480 (P/D r053120a) (P/U r053120b)

27-07589 (P/D & P/U r053120c)

27-07590 (P/D r053118c)

(P/U #1 r053117a)

(P/U #2 r053117b) (P/U #3 r053118a)

(P/U #4 r053118b) (P/U #5 r053118d)

27-07591 (P/D r053119a)

(P/U #1 r053119b) (P/U #2 r053119c)

27-07590

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OCT 11 2001

R40E

r053118a.cor

31 r053117b.cor

r053117a.cor

r053118d.cor

T03S

T04S

GPS Points

27-07480 (P/D r053120a) (P/U r053120b)

27-07589 (P/D & P/U r053120c)

27-07590 (P/D r053118c)

(P/U #1 r053117a)

(P/U #2 r053117b) (P/U #3 r053118a)

(P/U #4 r053118b) (P/U #5 r053118d)

27-07591 (P/D r053119a)

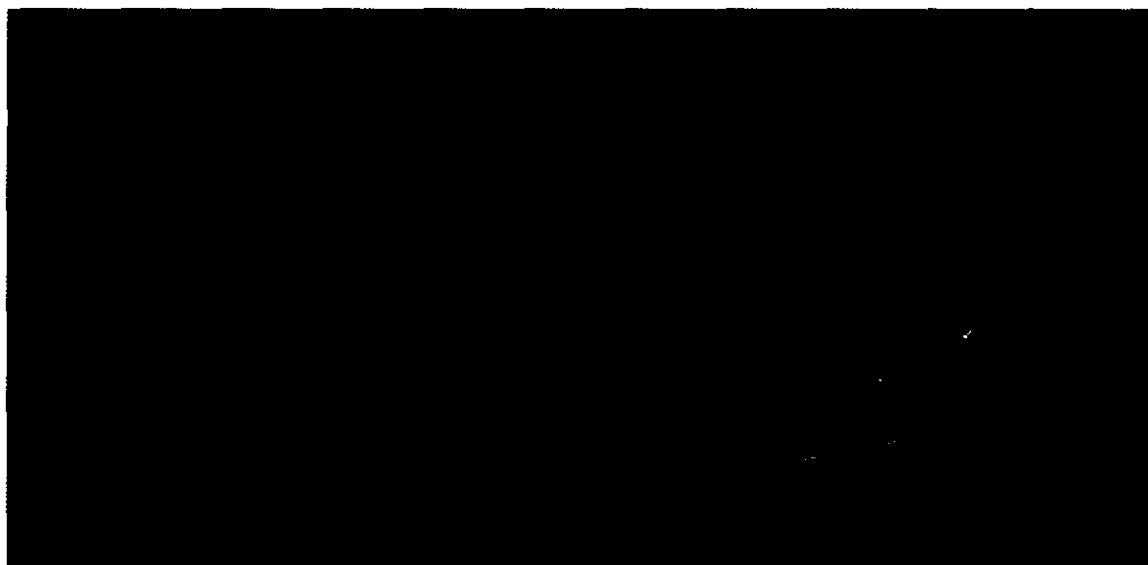
(P/U #1 r053119b) (P/U #2 r053119c)

Place of Use

27-07590

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OCT 11 2001



27-07590

Page 1 of 3
MICROFILMED

OCT 11 2001



27-07590

Page 2 of 3
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OCT 11 2001



27-07590



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

June 26, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

DAVID L COUSIN
MARIE M COUSIN
920 9TH ST
IDAHO FALLS ID 83404

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NOS. 27-07589, 27-07590, and 27-07591

Dear Permit Holder:

The department acknowledges receipt of the proofs of beneficial use forms submitted for the above referenced permits. The next step in the process of developing a water right is for the department to review the Field Reports that the Eastern Region prepared, and determine and confirm the use being made of the water for issuance of a license.

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.

If you have questions, please contact the **Eastern** Regional Office of the department in Idaho Falls at (208) 525-7161 or me at (208) 327-7953.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

c: IDWR - Regional Office

MICROFILMED

OCT 11 2001

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 27-7590

Reviewed By: dgibson

Date: June 26, 2001

	<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.:		E026105, E026774	Well driller's report filed?		X
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	06/01/2001
Date proof due	- 12/01/2001
Lapse notice sent	-
No. of days late	= 0
Holiday allowance	+
Priority date	+ 08/24/2000
New priority date	= 08/24/2000

Deficiencies of Actions Items

Acknowledge proof.



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

November 24, 2000

DAVID L COUSIN
MARIE M COUSIN
920 9TH ST
IDAHO FALLS ID 83404

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 27-07590

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.

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.

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

MICROFILMED

JAN 29 2001

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen". The signature is written in dark ink and is positioned above the printed name and title.

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

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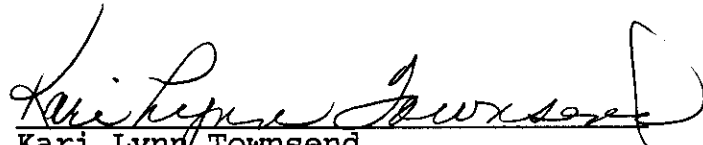
JAN 29 2001

CERTIFICATE OF MAILING

I hereby certify that on the 24th day of November, 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. 27-07590

DAVID L COUSIN
MARIE M COUSIN
920 9TH ST
IDAHO FALLS ID 83404


Kari Lynn Townsend
Secretary

MICROFILMED
JAN 29 2001

**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
JAN 29 2001

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

JAN 29 2001

APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS

Reviewed by Sharla Curtis on 11/15/00

No. 27-07590 Name: Cousin Corp. Officers N/A Ad ok Govt Lots

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

GROUNDWATER: (✓Flow Chart)

DRILLING PERMIT

All wells - 046(P23)
Basin 34 - 084 (if necessary)
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 - P84
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 - R62/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER - R37 (BLM/USFS)
MINING - 054-106(P10)
FISH PROP - 029(70'S only)-007-042-106 (P10)
HEAT/COOL - R07(injection well)
FIRE PROT. - 077

BENEFICIAL USE DUE: 12/01/2001

MISC CONDITIONS/REMARKS:

Protested - 020-W19
Development Period
≤ 1 yr - P16
> 1 yr - 26A(P17)
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
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-106 (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 ¼¼ - W32
Subd lot desc (pd) - W59
Subd lot desc (pu) - W60
Use definitions - W02 example - S/30 range
Pre-1987 development - 068-074 (allow 120 days for proof due)
Single p/d intended - 076

IRRIGATION SEASON - (Per updated map)

IRR VOLUME/ACRE

OTHER CONDITIONS/REMARKS overlap bla claim? diff pld & plu for 1,000 range cattle or 6,000 sheep

COMMENTS

NOV - 3 2000

Dist for Staffing _____
Submitted for advertising 6-30-00
9-08-00

APPLICATION FOR PERMIT ANALYSIS PERMIT
Cousin
INITIAL REVIEW BY HwJ DATE 8-30-00 APPLICATION NO. 27-07590

☒ 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 *Doesn't agree with P.O.U.*
☒ Signature (If applicant is corp., partnership, or municipality, title of signatory is required)
☒ Fee
Yes _____ No* In form to receipt

_____	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, <u>attach trust water supplementary analysis sheet</u>)
_____ Yes	No Public Water System
_____ Yes	No Planning section review
_____ Yes	No Moratorium Hold file
See reverse side for additional information	

Date Requested

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

_____ Id Dept of Health & Welfare	_____ U.S. BLM
_____ Id Dept of Fish & Game	_____ U.S. Forest Service
_____ Id Dept of Lands	_____ Water District
_____ Adjudication Bureau Unit	_____ Other _____

FINAL REGIONAL PROCESSING REVIEW:

☒	Yes	☐	No	Affidavit of publication received
☒	Yes	☐	No	Application published correctly. If not, record action taken
☒	Yes	☐	No	Publication dates & paper, recorded on application
☐	Yes	☒	No	Protests received
				Final date for protest _____
☒	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.

8-24-2000

By:

Date:

10-25-00

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

[illegible]

RECEIVED

OCT 16 2000

Department of Water Resources
Eastern Region

DEPT. OF WATER RESOURCES
900 N. Skyline Drive, Suite A
Idaho Falls, Idaho 83402-1718
(208) 525-7161
Fax: (208) 525-7177

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

27-07589

COUSIN, David L.
COUSIN, Marie M.
920 9th Street
Idaho Falls, Idaho 83404
Source: SPRING
Tributary: SINKS
Diversion Pt: NESESW, Sec. 6, T. 04S, R.
40E, in Bingham County.
Use: DOMESTIC (0.040 CFS)
Total Diversion: (0.040 CFS)
Date Filed: 8/24/2000
In: BINGHAM County
T04S, R40E, S06, SESW.

27-07590

COUSIN, David L.
COUSIN, Marie M.
920 9th Street
Idaho Falls, Idaho 83404
Source: SPRING
Tributary: SINKS
Diversion Pt: NENWNE Sec 32 T 03S R
40E in BINGHAM County.
Use: STOCKWATER (0.040 CFS)
Total Diversion: (0.040 CFS)
Date Filed: 8/24/2000
In: BINGHAM County
T03S R40E S31 NESE NWSE
S32 NWNE SENW NWSW

27-07591

COUSIN, David L.
COUSIN, Marie M.
920 9th Street
Idaho Falls, ID 83404
Source: SPRING
Tributary: SINKS
Diversion Pt: SESWSE Sec 32 T 03S R
40E in BINGHAM County.
Use: STOCKWATER (0.040 CFS)
Total Diversion: (0.040 CFS)
Date Filed: 8/24/2000
In: BINGHAM County
T04S R40E S05 NWNE NWSE

Any protests against the proposed applica-
tion must be filed with the Dept. of Water
Resources, 900 N Skyline Dr., Ste A, Idaho
Falls, ID 83402, together with a protest fee
of \$25.00 on or before October 23, 2000, to

be considered by the Department in its de-
cision to grant or deny any part of the pro-
posed application. The protestant must also
send a copy of the protest to the applicant.

KARL J. DREHER, Director

(4771)
Pub.: 10/5, 12

Legals

AFFIDAVIT OF PUBLICATION

County of Bingham)

SS

State of Idaho)

I, Jacqueline Graham do solemnly
swear that I am the Legal
Coordinator of The Morning News,
which is a daily newspaper of
general circulation, published each
day except Sunday at Blackfoot,
Bingham County, Idaho, said
newspaper having been so published
at Blackfoot, aforesaid for more than
one year past; that said newspaper
heretofore complied with all the
provisions of Chapter 154 of the
Sessions Laws of Idaho of 1911,
approved March 11, 1911, and duly
designated, pursuant to law, a
particular day of the week as the day
on which legal notices required by
law or by the order of any Court of
competent jurisdiction within the
State of Idaho shall be published to-
wit: of each week; that the notice
attached hereto and which is a part
of this affidavit and part of the proof
of publication was published in said
issue of said
newspaper 2 consecutive weeks -
the first publication having been
made on the 5th day of Oct.
2000, and the last publication having
been made on the 12th day of
Oct. 2000; that said notice was
published in the regular and entire
issue of every number of the paper
as aforesaid during the period and
time of publication, and that notice
was published, in the newspaper and
not in a supplement.

On this 12th day of Oct., in
the year of 2000, before me a Notary
Public of the State, personally
appeared Jacqueline Graham,
known or identified to me to be the
person whose name is subscribed to
the within instrument, and being by
me the first duly sworn, declared that
the statements therein are true, and
acknowledged to me that the
executed the same.

Notary Public for the State of Idaho
Residing at Blackfoot, Idaho
My Commission Expires:
June 19, 2004.
Affidavit Processing Fee\$5.00

MICROFILMED

JAN 29 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

September 12, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DAVID L OR MARIE M COUSIN
920 9TH STREET
IDAHO FALLS ID 83404

RE: Applications for Permit #27-07589, 27-07590 and 27-07591

Dear Applicant:

This office is currently in the process of advertising the application in the Morning News on September 21 and 28, 2000. The advertisement will be published once a week for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

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

Sincerely,


Harold W. Jones
Water Right Supervisor

HWJ::sc

MICROFILMED

JAN 29 2001



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SEPTEMBER 12, 2000

Legal Notices Department
THE MORNING NEWS
P.O. BOX 70
BLACKFOOT, ID 83221

Dear Legal Dept.:

Enclosed you will find legal notices 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 OCTOBER 10, 2000.

Yours truly,

Sharla Cox
Senior Secretary

Encl.



MICROFILMED

JAN 23 2001

NOT E OF APPLICATION FOR WATER IGH

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

27-07590

COUSIN, DAVID L
COUSIN, MARIE M
920 9TH STREET
IDAHO FALLS, ID 83404

Source: SPRING

Tributary: SINKS

Diversion Pt: NENWNE Sec 32 T 03S R 40E in BINGHAM County.

Use: STOCKWATER (0.040 CFS)
Total Diversion: (0.040 CFS)

Date Filed: 8/24/2000

In: BINGHAM County
T03S R40E S31 NESE NWSE
S32 NWNE SENW NWSW

Any protests against the proposed application must be filed with the Dept. of Water Resources, 900 N Skyline Dr., Ste A, Idaho Falls ID 83402, together with a protest fee of \$25.00 on or before OCTOBER 10, 2000. to be considered by the Department in its decision to grant or deny any part of the proposed application. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published: 9/21/2000 & 9/28/2000

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JAN 29 2001