

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 15 2002

PROOF OF BENEFICIAL USE

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. 79-14008 Telephone No. 208-628-3773
2. Name of Permit Holder(s): Gay D. Lindsey
3. Mailing Address: P.O. Box 313
City Lucile State ID Zip 83542
4. Source of Water: Groundwater If GROUNDWATER (well), Date Drilled: mo. 1988 / yr. 1998
a. Well Driller: Uhlencott's Well Drilling 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): 6 1/2 acres Other: Commercial - 25 RV hookups
6. Total rate of diversion and/or volume for which proof is submitted: 0.19 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 X or No
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: Gay D. Lindsey Telephone Number: 208-628-3773
Address: P.O. Box 313 Lucile ID 83542
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: Gay D. Lindsey Date: 7-10-02
(include your title, if on behalf of company or organization)

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APR 15 2002

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APR 18 2002

WATER RESOURCES
WESTERN REGION

REQUEST TO PROCESS

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

Name of Applicant

GAY LINDSEY

Mailing Address

PO BOX 313

LUCILE ID 83542

Application No.
(if known)

 IN LOCAL PUBLIC INTEREST

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

 PROPOSE MITIGATION NOW

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

 / WILL AGREE TO MITIGATION IN THE FUTURE IF NECESSARY

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

Signature

Gay D. Lindsey

Date

4-15-02

Please return this form to:

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

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APR 18 2002

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 79-14008

Priority: 03/22/2002

Maximum Diversion Rate: 0.19 CFS

This is to certify, that GAY LINDSEY
PO BOX 313
LUCILE ID 83542

has applied for a permit to appropriate water from:

Source: GROUND WATER

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	02/15 to 11/30	0.13 CFS
COMMERCIAL	03/01 to 11/30	0.06 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L7 NWSW	Sec. 2, Twp 25N, Rge 01E, B.M.	IDAHO County
GROUND WATER	L7 NWSW	Sec. 2, Twp 25N, Rge 01E, B.M.	IDAHO County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
25N	01E	2																	6.5
																			L7

Total Acres: 6.5

PLACE OF USE: COMMERCIAL, same as Irrigation

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before July 1, 2003.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. Commercial use is for 25 RV hook-ups.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 2 day of July, 2002

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OCT 4 2002

Karl J Dreher
for KARL J DREHER, Director

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APR 8 2002

MAY 23 2002

RECEIVED

MAR 22 2002

WATER RESOURCES
WESTERN REGION

WATER RESOURCES
WESTERN REGION

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No. 79-14008

G.D. Lindsey agree to the following
application changes.
4-15-02 Date.

- Name of Applicant Gay D. Lindsey Phone 208-628-3773
Mailing address P.O. Box 313 - Lucile ID 83542
- Source of water supply ground water which is a tributary of _____
- Location of point of diversion is Township 25 N Range 1 E Sec. 2, in the _____ 1/4,
NW 1/4, SW 1/4, Govt. Lot 7, B.M., Idaho County; well #3
additional points of diversion if any: T25 N R1E Sec. 2 NWSW NW; T25 R1E Sec. 2 SW NW well #2 well #1

4. Water will be used for the following purposes:

- Amount 0.13 cfs for Irrigation purposes from 2/15 to 11/30 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount 0.06 cfs for Commercial purposes from 3/1 to 11/30 (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) 0.19 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

- Describe type and size of devices used to divert water from the source well #1 - 1 HP submersible pump to pressure tank & hook up; well #2 - 5 HP pump to 3" mainline; well #3 - 5 HP pump to 2" line to sprinklers
- Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet
- Proposed well diameter is _____ inches; proposed depth of well is _____ feet
- Is ground water with a temperature of greater than 85°F being sought? well #1 - 1975 well #2 - 9/1987 well #3 - 1993
- If well is already drilled, when? _____; Drilling firm _____
Well was drilled for (well owner) Applicant; 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):

- Hydropower; show total feet of head and proposed capacity in kW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. Commercial - 25 R.V. Hook ups MICROFILM

OCT 15 2002

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	
25N	1E	2							5			47							6.5
25N	1E	2							e			C							

Total number of acres to be irrigated 6.5

10. Describe any other water rights used for the same purposes as described above. NONE

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: Well #1 is used for 2 homes also. This use is claimed under 79-10100

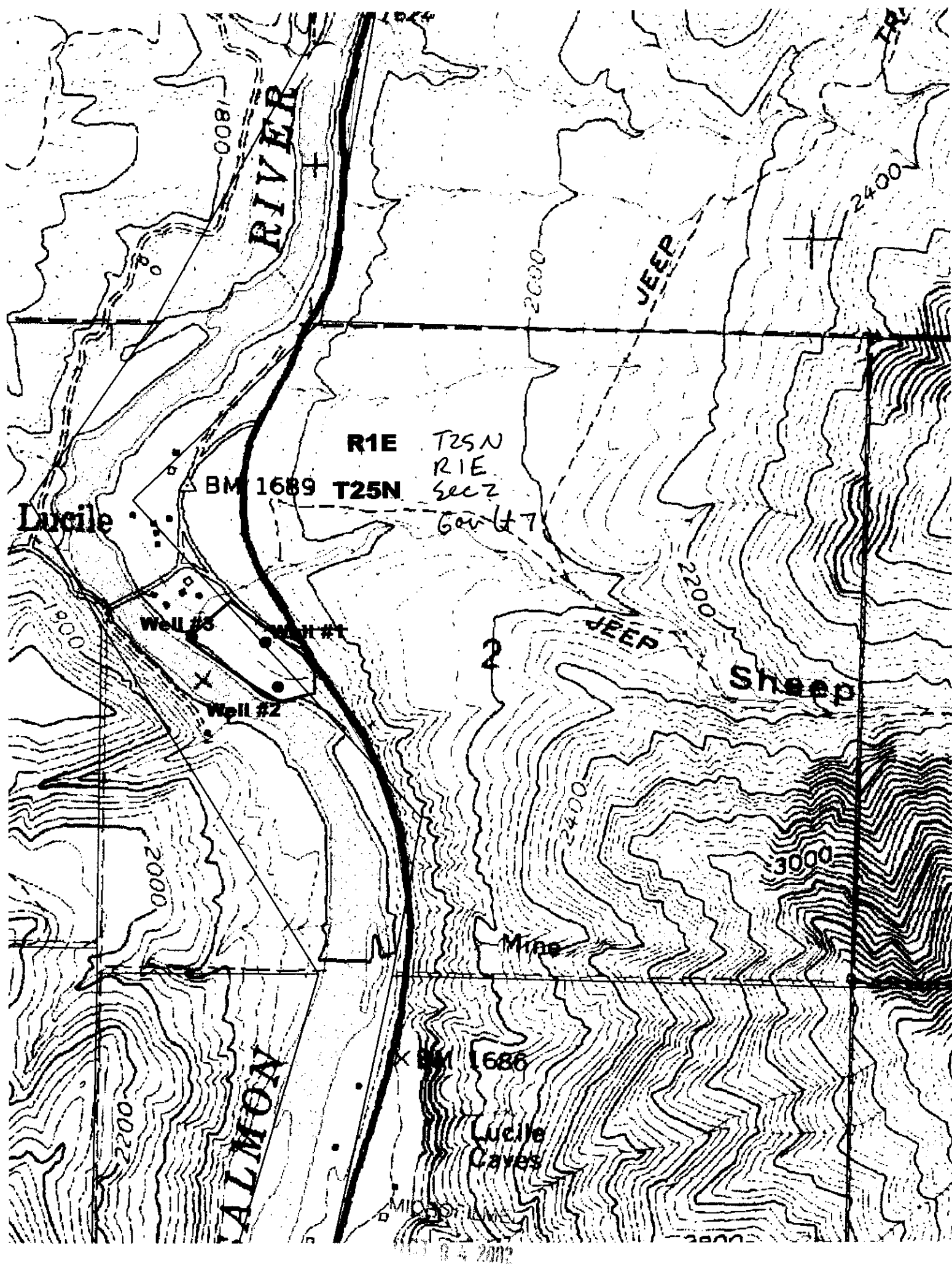
13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

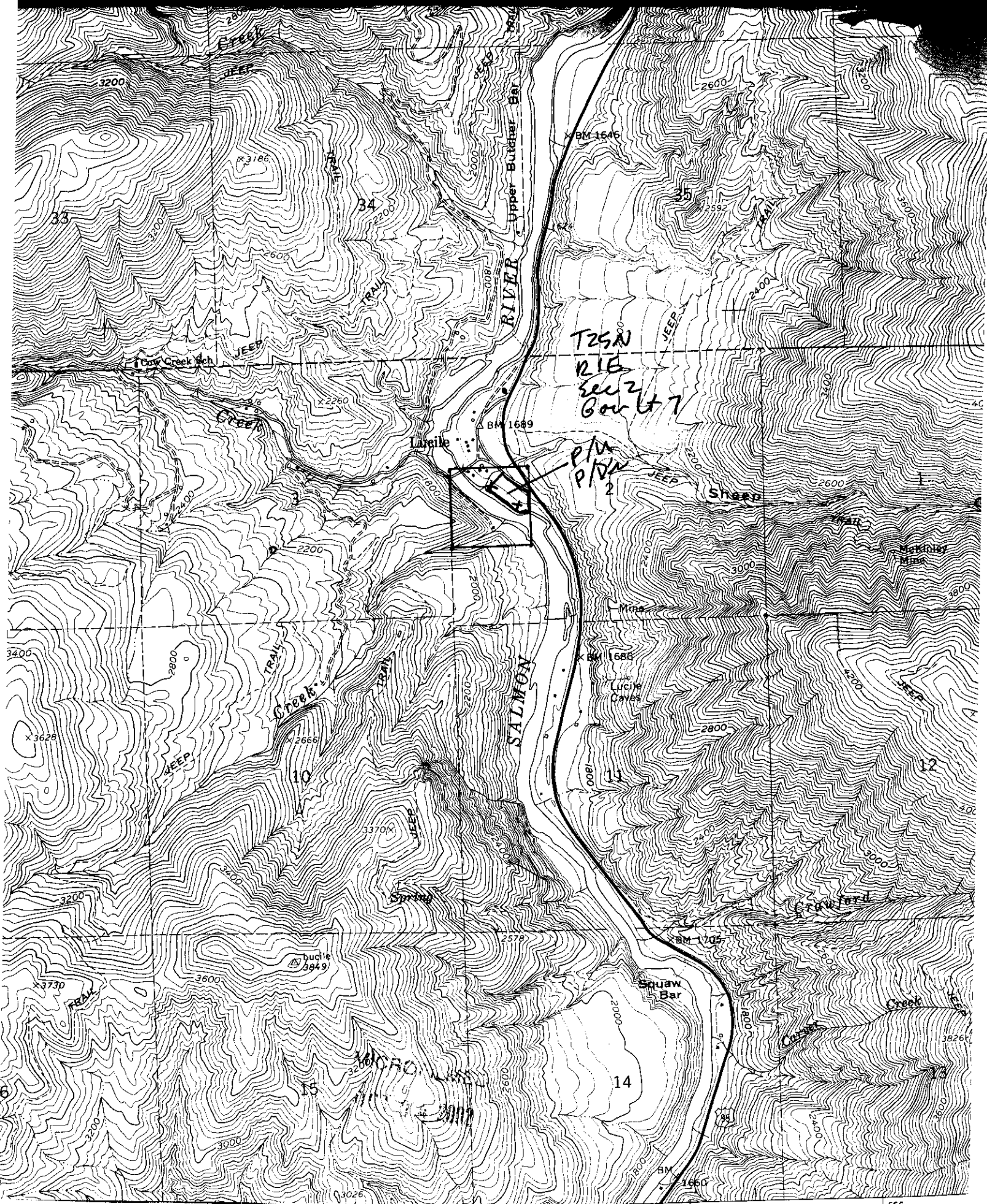
BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Larry D Lindsey
Signature of Applicant (and title, if applicable)

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OCT 04 2002

Received by AG Date 3/22/02 Time 11:19 Preliminary check by AG
Fee \$ 10000 Receipted by AG # W028918 Date AG
Publication prepared by AG Date 5-1-8-02 Published in Idaho Free Press
Publication approved AG Date 5-17-02

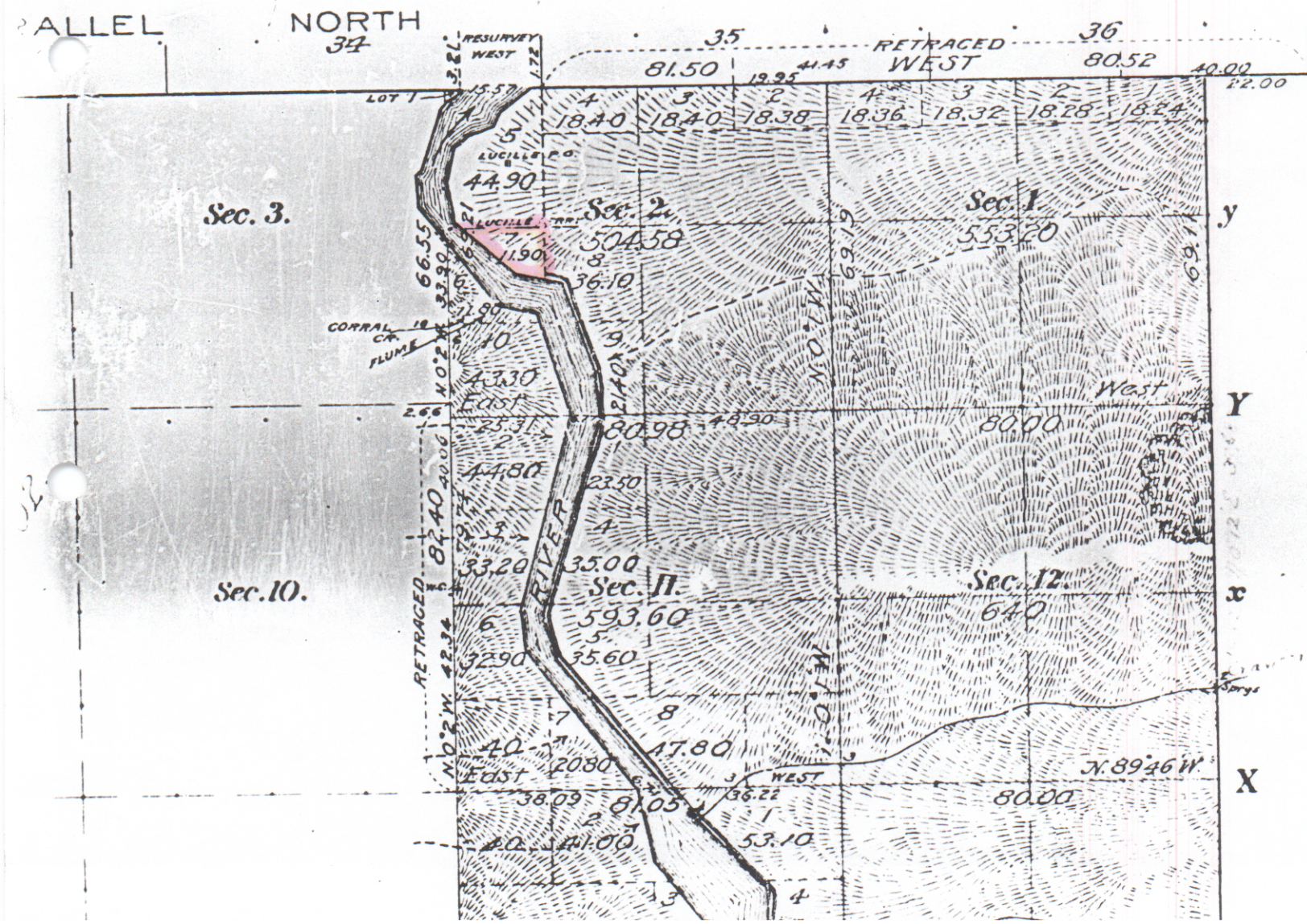




(4-675u)

East of the Boise Meridian, Idaho.

D *c* *C* *b* *B* *a* *A*

[illegible]



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

July 19, 2002

GAY D LINDSEY
PO BOX 313
LUCILE ID 83542

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 79-14008

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.

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

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

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

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OCT 14 2002

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 79-14008

Reviewed By: dgibson

Date: July 15, 2002

	<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.:		W028918, C063311	Well driller's report filed?		X
Additional Amount Due:			Measuring device required?		X
Name and address same as permit?	X		Measuring device installed?		X
Are the water uses correct?	X		Measure device waiver requested?		

Priority Calculation

Date proof received	07/15/2002
Date proof due	- 07/01/2003
Lapse notice sent	-
No. of days late	= 0
Holiday allowance	+
Priority date	+ 03/22/2002
New priority date	= 03/22/2002

Deficiencies of Actions Items

Acknowledge proof.

*Requested Well Const. to verify
d.p. fees 7/15/02 - Ok'd 7/18/02.*

The 2 two wells,
were drilled under the
Thomas & Lindsey name
on the permits. One in
1987 and one in
1993 -

I don't know the
numbers - you should
have them -

Gay D Lindsey

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907 8 - 100

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JUL 15 2002

Department of Water Resources



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

July 3, 2002

GAY LINDSEY
PO BOX 313
LUCILE ID 83542

RE: Permit No. 79-14008

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.

The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this water right permit were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Ground Water Protection Section located here at this office or our regional office nearest you.

Also, please note that water right owners are required to report any change of water right ownership and/or 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.

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OCT 8 2002

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

Sincerely,

Sharla Curtis
for Shelley W. Keen
Water Rights Supervisor

SWK:klf

Enclosure(s)

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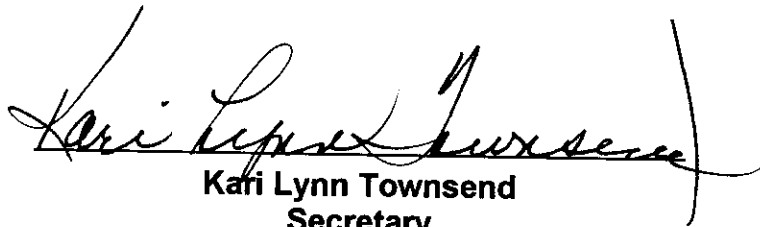
SEP 14 1992

CERTIFICATE OF SERVICE

I hereby certify that on July 3, 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. 79-14008

GAY LINDSEY
PO BOX 313
LUCILE ID 83542



Kari Lynn Townsend
Secretary

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**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 04 2002

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.

Comments
RECEIVED

MAY 23 2002

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

Department of Water Resources

Initial review by ly Date 4/5/02 Application # 79-14008

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, the names and addresses for the director, officers, and other partners must be included)
- ☒ Address
- ☒ Source (See USGS Quad for names of water sources)
- ☒ Point of Diversion (10 acres for spring, lot & block descriptions for Subdivisions, local name)
- ☒ County
- ☒ Quantity (Flow and /or Volume)
- ☒ Period of use
- ☒ Nature of proposed use (Include description of use)
- ☒ Description of diverting works
- ☒ Time required for beneficial use of water
- ☒ Place of use or acres irrigated
- ☒ Map (Show T, R, S, QQ &/OR QQQ)
- ☒ Subdivision plat (for > 1 home in restricted area ≥ 5 homes in non-restricted area)
- ☒ Signature (if applicant is corporation, partnership, or municipality, title of signatory is required)
- ☒ Correct fee paid

Government Lots
☒ P/D
☒ P/U 67

ADDITIONAL INFORMATION

Y ADVERTISE REMARKS (Yes or No)

YES NO

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

completed app, request to process

Date Requested 4/5/02 Date Response Received 4/18/02

PROCESSINGAPPLICATION # 79-

YES NO

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

SEND COPIES TO NOTE IF E-MAIL COMMENT LETTER USED

YES NO

☒ ☐ I.D. Environmental Quality
☐ ☒ I.D. District Health
☐ ☒ I.D. Fish & Game
☐ ☒ I.D. Lands

YES NO

☐ ☒ US BLM
☐ ☒ US Forest Service
☐ ☒ Water Dist #
☐ ☒ Water Planning Bureau
☒ ☒ Other Tom Lindsay

FINAL REGIONAL PROCESSING REVIEW

YES NO

☒ ☐ Affidavit of publication received
☒ ☐ Application published correctly? If not, record action taken _____

☒ ☐ Publication dates and paper recorded on application
☐ ☒ Final date for protest 5-20-02
☐ ☒ Protests received
☐ ☒ Recommendations attached
☐ ☒ Measuring device required
☐ ☒ Water delivered by water master? District # _____
☐ ☒ Special conditions of approval or cover letter

standardsRecommended Date of Priority 4/18/02Recommendation ☒ Approve ☐ Deny by Loi Gnamer Date 5/22/02**ADDITIONAL INFORMATION**

request well upgrade fees before sending
to SO - see attached letter dated 4/9/02

No other pts are used

☐ See Attachment(s) ... always include application proof report

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

79-14008

GAY LINDSEY

P.O. BOX 313

LUCILE, ID 83542

Point(s) of Diversion L7 NWSW S2 T25N R01E IDAHO County Source GROUND WATER

Point(s) of Diversion L7 NWSW S2 T25N R01E IDAHO County Source GROUND WATER

Use: IRRIGATION 02/15 To 11/30 0.13 CFS

Use: COMMERCIAL 03/01 To 11/30 0.06 CFS

Total Diversion: 0.19 CFS

Date Filed: 04/18/2002

Place Of Use: IRRIGATION

T25N R01E S2 NWSW Lot 7

Number of Acres 6.5

Place Of Use: COMMERCIAL

T25N R01E S2 NWSW Lot 7

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

Commercial use is for 25 RV hookups.

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, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 05/20/2002. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

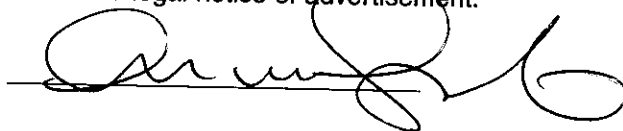
Published in the Idaho County Free Press on May 1 and 8, 2002

M1-8

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Idaho - ss.

Andrew J. McNab, being first duly sworn, says he is the Publisher of the IDAHO COUNTY FREE PRESS, a weekly newspaper published and issued weekly at Grangeville, Idaho County, State of Idaho, and is of general circulation in said county and state, that the said legal notice, of which the one hereto attached is a true copy, was published in said paper for two weeks, being published two times, the first publication being on the 1st day of May, 2002; and the last publication on the 8th day of May, 2002; and that the said legal notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the publication of said legal notice of advertisement.



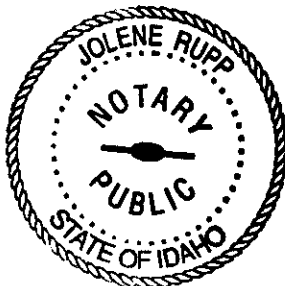
STATE OF IDAHO)
COUNTY OF)

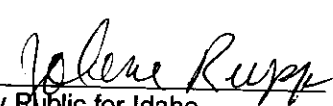
RECEIVED

MAY 17 2002

WATER RESOURCES
WESTERN REGION

On this 8th day of May in the year of 2002, before me a Notary Public personally appeared Andrew J. McNab, 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 Grangeville, ID
My commission expires: 1-24-07



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

May 2, 2002

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

DIV OF ENV QUALITY
BOISE REGIONAL OFFICE
PO BOX 83720
BOISE ID 83706

Re: Application for Water Right No. 79-14008 in the Name of Gay D. Lindsey.

Dear Sir:

Enclosed is a copy of the above-referenced application, which may be of interest to your agency. Please review the application and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter. However, if your agency desires to file a formal protest against the approval of this application(s), your written protest along with the \$25.00 protest fee must be received in this office by May 20, 2002.

If you have any questions regarding the application, please contact this office.

Sincerely,

Gary Spackman

GS:lm

Encl.

MICROFILMED

OCT 14 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

April 9, 2002

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Gay Lindsey
PO Box 313
Lucile ID 83542

RE: Application For Permit

Dear Mrs. Lindsey:

Your application for permit to appropriate ground water for irrigation/commercial uses was received 3/22/2002.

Based on our telephone conversation, well #1 that is used for the two homes can be removed from the application. Please initial and date the top of the enclosed application form to account for this change. Also included is a request to process form that needs signed and dated

The points of diversion appurtenant to the proposal will include wells #2 and #3, which have already been constructed. The wells were constructed as exempted-use domestic wells, and are presently limited to diversions for a single-family home and no more than ½ acre irrigation. Because the wells are now proposed for purposes in excess of a single-family home, the drilling permits must be upgraded to account for the additional uses and acreage.

A \$200 drilling fee for each well is required for uses in excess of a single-family home. The \$75 fee that you have already paid for each well has been applied to this amount. Before we can forward the application for final approval, the balance of \$250 must be paid so both drilling permits can be upgraded.

Please return the initialed application and signed process form within 30 days of the date of this letter so that we can proceed with advertising. If no response is received by that date, IDWR will initiate procedures to void the application.

The well upgrade fees are due after the application has finished advertising. We cannot forward the application to the state office for final processing until the fees have been paid.

If you have any questions, please do not hesitate to contact me at this office.

Sincerely,

Lori Graves
Sr. Water Resources Agent

Enclosures

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OCT 11 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 24, 2002

Legal Notice Department
IDAHO COUNTY FREE PRESS
PO BOX 690
GRANGEVILLE ID 83530

RE: Application for Permit No. 79-14008

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 05/20/2002. Your cooperation is appreciated.

Sincerely

A handwritten signature in cursive script, appearing to read 'Sue', is written over a horizontal line.

Sue Taylor
Senior Secretary

MICROFILMED

OCT 14 2002

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

79-14008

GAY LINDSEY
PO BOX 313
LUCILE ID 83542

Point(s) of Diversion L7 NWSW S2 T25N R01E IDAHO County Source GROUND WATER

Point(s) of Diversion L7 NWSW S2 T25N R01E IDAHO County Source GROUND WATER

Use: IRRIGATION 02/15 To 11/30 0.13 CFS

Use: COMMERCIAL 03/01 To 11/30 0.06 CFS

Total Diversion: 0.19 CFS

Date Filed: 04/18/2002

Place Of Use: IRRIGATION

T25N R01E S2 NWSW Lot 7

Number of Acres 6.5

Place Of Use: COMMERCIAL

T25N R01E S2 NWSW Lot 7

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

Commercial use is for 25 RV hook-ups.

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, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 05/20/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published in the Idaho County Free Press on May 1 and 8, 2002.

APPROVED

MAY 10 2002