

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 45-07644

Priority: May 22, 1989

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

0.1 AF

This is to certify, that KERBS OIL CO INC
PO BOX 427

BURLEY ID 83318

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 19, 1989; and has submitted Proof of Beneficial Use on September 4, 1990. An examination indicates that the works have a diversion capacity of .040 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
COMMERCIAL	1/01 to 12/31	0.04 CFS	0.1 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 24, Township 10S, Range 22E
CASSIA County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

10S 22E 24

SWSE

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use to implement accepted standards of diversion.
2. This water right is appurtenant to the place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Commercial use is for an office and restrooms.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 28TH day of JANUARY, 1995.

Acting for R. Keith Higginson, Director

FEB 15 1995

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 45-07644 IN THE)
NAME OF KERBS OIL CO. INC.) ORDER OF REINSTATEMENT
_____)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before September 1, 1990; and,

WHEREAS, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

WHEREAS, on September 1, 1990 the permit lapsed for failure of the permit holder to submit proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on September 4, 1990;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 45-07644 be REINSTATED and the priority advanced to May 22, 1989.

Dated this 11th day of January, 1991.

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FILMED

FEB 07 1991

Glen Saxton
G. GLEN SAXTON, Chief
Water Allocation Bureau

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Permit	45-07644	Kerbs, Gerald L. Kerbs, Julianne	0.04
Full Assignment	45-07644	Kerbs Oil Co., Inc.	0.04

MICROFILMED

FEB 07 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF APPLICATION FOR PERMIT

I, Gerald L. Kerbs, hereby assign to Kerbs Oil Co. Inc.
of, P.O. Box 427, Burley, ID 83318
(Full Address)

All my right, title, and interest in and to Application for Permit
No. 45-07644 to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to
Application for Application for Permit No. _____ to appropriate the public
waters of the State of Idaho.

Describe portion of the application assigned listing the number of acres in each 40 acre
subdivision, point of diversion location, and the amount of water in cubic feet per second.

RECEIVED

DEC 17 1990

Department of Water Resources
Southern Region Office

Made this 17 day of Dec, 1990.

Gerald L. Kerbs
Applicant

State of Idaho)
County of Twin Falls)^{ss}

On this 17th day of December, 1990, personally appeared before me the signer of the
above instrument, duly acknowledged to me that he (she) (they) executed the same.

seal

Mary A. Baldwin
Notary Public
Gooding sd

My commission expires: 10/16/1992

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SEP 04 1990

Department of Water Resources
Southern Region OfficeSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

For Office Use Only

Amt. of Fee \$ -

Date 9-4-90

Receipt No. -

Received by J. E. Johnston

RECEIVED

SEP 7 1990

The Idaho Department of Water Resources will consider this form as 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 45-07644 Telephone No. 678-8256

Name(s) of Permit Holder(s): Gerald L. Kerbs and Julianne Kerbs

Post Office Address: Rt. 1 Box 123 - Rupert, Idaho 83350

Source of Water: Well

If ground water, well driller's name: Lois Grindrood Date drilled: Early 60's

Extent of Use:

Domestic (No. of households) Irrigation (No. of acres)

Stockwater (No. and type of stock) Other Office Restrooms - commercial

Total rate and/or volume for which proof is submitted 0.04 cfs acre/feet

Show date water was first diverted and beneficially used under this permit: September 1, 1990

One of the following may be a condition of approval of your permit:

Measuring device: Required? Yes No Installed? Yes No

OR

Flow Measurement Port: Required? Yes No Installed? Yes No

Fee Enclosed: \$ - (See License Examination Fee Schedule)

Person to contact to accompany the Department representative during the field examination:

Brent Kerbs
Name208-678-8256
Telephone No.2307 West Main - Burley, Idaho 83318 -
Address

The property on which this well is located was sold to Kerbs on April 1, 1990.

The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

Date

8/31/90

Signature (and title if on behalf of a company or organization)

Gerald L. Kerbs

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HORSEPOWER EQUATION:

Known data:

Power = 0.5 hp

water depth = 40 ft.

pressure = 40 psi. (estimate)

$$Q = \frac{8.8(0.7)(0.5)}{40 + 2.31(40)} = \boxed{0.02 \text{ cfs.}}$$

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 45-07644

Proposed Priority: May 19, 1989

Maximum Diversion Rate:

0.04 CFS

This is to certify, that **GERALD L. KERBS**
JULIENNE KERBS
RT. 1 BOX 123
RUPERT, ID 83350

has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

COMMERCIAL

01/01 to 12/31

0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWSE Sec. 24, Township 10S, Range 22E
CASSIA County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

10S 22E 24

SWSE

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 1990.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Commercial is for an office and bathroom.

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

16th day of August, 1989.

R. Keith Higginson
for R. Keith Higginson, Director

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AUG 22 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Gerald L or Julie Kerbs Phone 208-436-4873
Post office address Rt 1 Box 123 Rupert Idaho 83350
2. Source of water supply groundwater which is a tributary of _____
3. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____
Sec. 24 Township 10S Range 22E B.M. Cassid County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.04 for Commercial purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
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. Description of ditches, flumes, pumps, headgates, etc. Existing well and pump
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
 - c. ~~Proposed~~ well diameter is 6 inches; ~~proposed~~ depth of well is 100' feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? No
7. Time required for the completion of the works and application of the water for ~~other~~ proposed beneficial use is
1 years (minimum 1 year).

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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. gas station office with 2 bathrooms
- e. Other; describe fully. _____

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	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
10S	22E	24															C	10	

Total number of acres to be irrigated _____

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? claimant

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

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

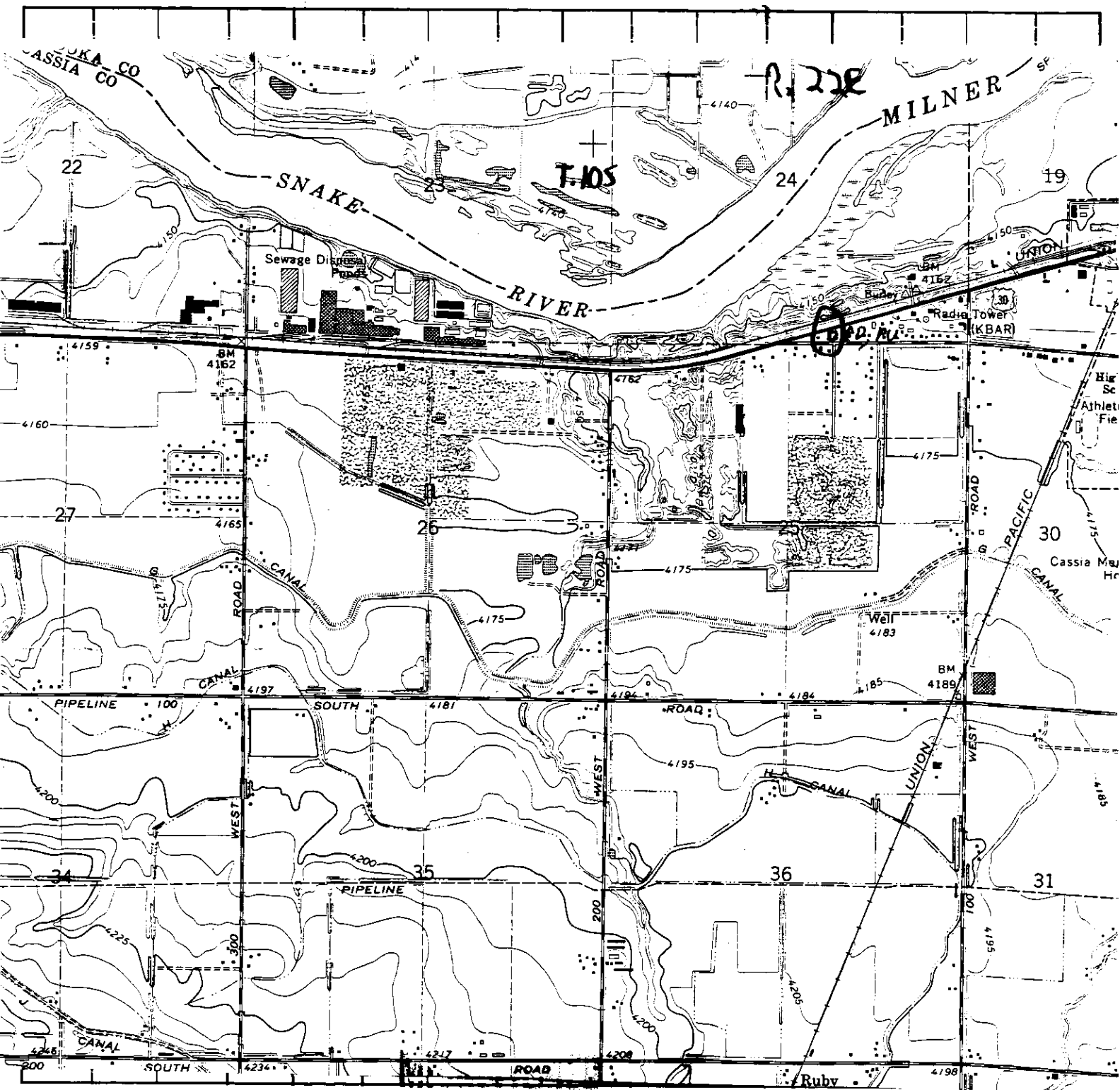
12. Remarks: Well and pump were installed 4/2/1970 by previous owner.

[Signature]

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AUG 22 1989

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



Scale: 2 inches equal 1 mile.

AUG 44 1905

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

Gerald L. Kerbs.
(Applicant)

Received by SG Date 5/19/89 Time 9:30 AM ^{checked ✓} Preliminary check by J. Galtenton
Fee \$ 20.00 Receipted by JG # 5007211 Date 5-19-89
Publication prepared by M. Baldwin Date 6/1/89 Published in So. Id. Press
Publication approved M. Baldwin Date 6/28/89

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

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AUG 22 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

January 30, 1995

KERBS OIL CO INC
PO BOX 427
BURLEY ID 83318

RE: WATER RIGHT NO. 45-07644

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

A handwritten signature in cursive script that reads 'Shelley W. Keen'.

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

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FEB 15 1995

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NOV 15 1994

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

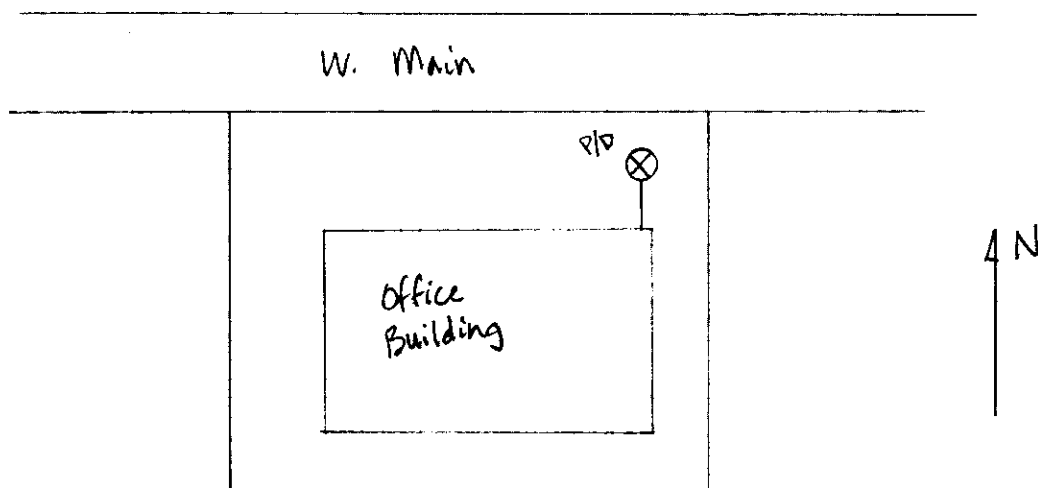
1. Owner: Gerald L. & Julianne Kerbs Permit No. 45-07644
Current Address: Pt. 1 Box 123 Rupert, ID 83350 Phone No. 678-8256
2. Accompanied by: Brent Kerbs EXAM. DATE: 7/12/91
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: none ☐ Copies Attached
2. Other water rights with same point of diversion: none ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = 15'

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2. ☒ Copy of U.S.G.S. 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 or more).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

Well with submersible pump servicing office building with 2 restrooms

☐ See Remarks on page 4 for continuation

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	submersible	1.5			

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

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
*		SW	NW	SE	21	10S	23E	Cassia	USGS map / inspection

6. **Place(s) of Use:**

Indicate Method of Determination

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
*	10S	23E	21													C			

* See attached adjustment memo. EC

INDEXED

Do not use this space

FEB 15 1995

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes: *horsepower*

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

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:

$V(\text{comm}) = \frac{100 \text{ gal}}{\text{day}} \cdot \frac{365 \text{ days}}{\text{year}} \cdot \frac{1 \text{ af}}{325,850 \text{ gal}} =$
table 3 FET

0.12 a.f.
FEB 15 1995
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H. REMARKS AND OVERLAP REVIEW ANALYSIS

Rate of 0.04 appears to be reasonable within margin of error.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
commercial	1/1	12/31	0.04	0.12
Totals:			0.04	0.12

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 |

J. AUTHENTICATION

Field Examiner's Name Brian Block
Signature Brian Block
Certification Date _____
Field Report Preparation Date 7/15/91

CONSULTANT SEAL

- K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

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MEMORANDUM

TO: File 45-07644 / Kerbs Oil Co., Inc.
FROM: Brenda Chapman
DATE: January 3, 1995
RE: Recommendation Adjustment(s)

=====

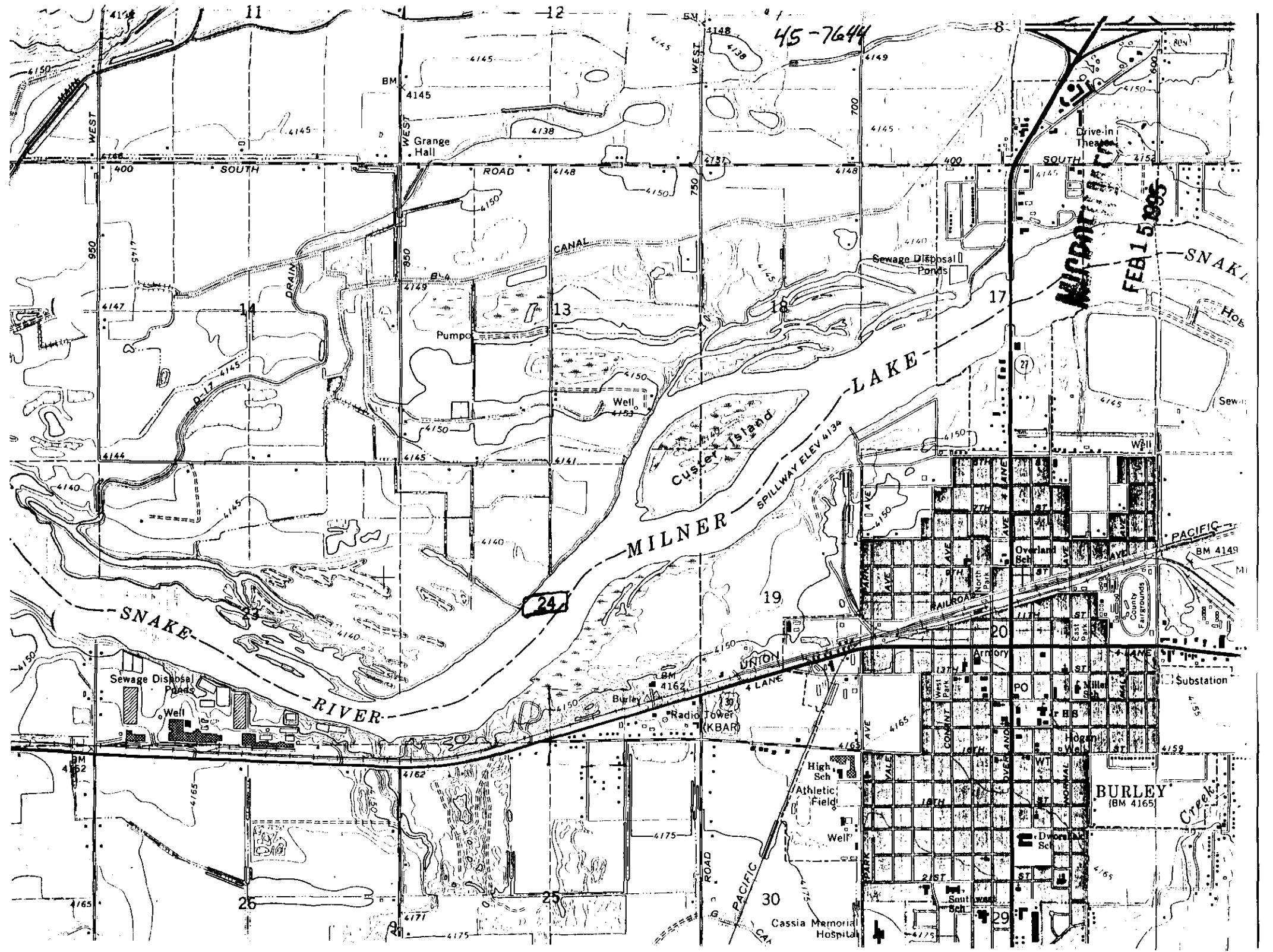
The final licensing recommendation for the above referenced water right is based on the information below:

C. DIVERSION AND DELIVERY SYSTEM

1. Point of Diversion and Place of Use: In checking with the Cassia County Assessor's Office, the correct location for both coincides with the permit [SWSE, S24, T10S, and R22E].

The exam map confirms the above information.

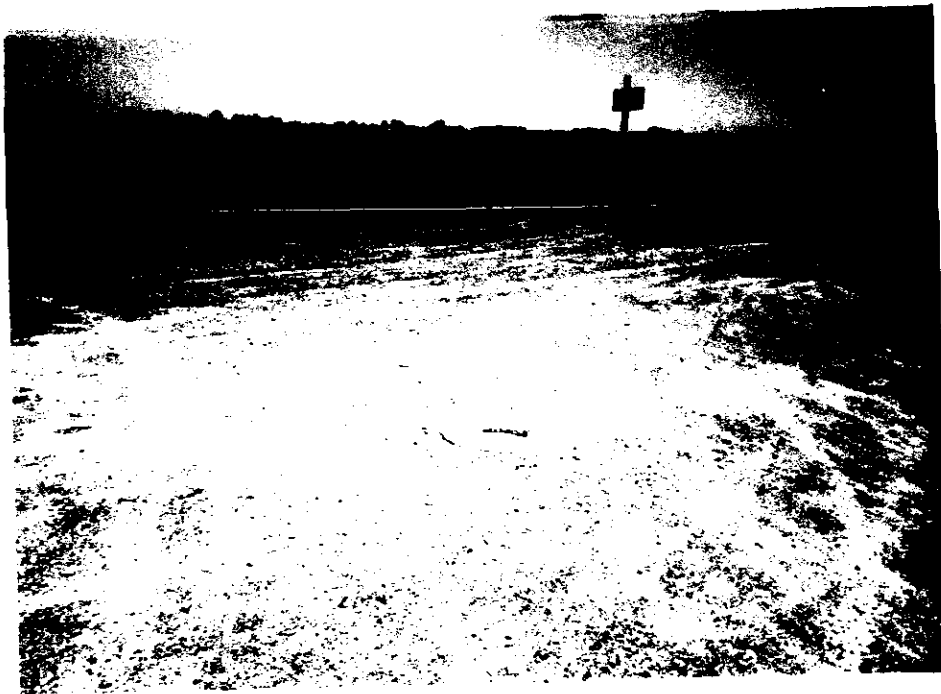
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45-7644



P/M
office
building



P/D

submersible pump

January 14, 1991

KERBS OIL CO., INC.
P O BOX 427
BURLEY ID 83318

Gentlemen:

Re: Permit No. 45-7644

This office acknowledges receipt of the assignment conveying the above referenced permit to you. The assignment has been entered into the department's records.

The department received the proof of beneficial use form. Enclosed is an order which reinstates the permit and advances the priority since the form was received after the proof due date.

The next step is for the department to conduct the field inspection to confirm and determine the extent of beneficial use. I cannot tell just when the representative from our Southern Regional office will conduct the exam, but he will try to contact you or your representative prior to being in the area.

If you have questions, please contact me or the regional office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

c: S. Reg.

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FEB 07 1991

138038
June 30, 1990

GERALD L. KERBS
JULIENNE KERBS
RT. 1 BOX 123
RUPERT, ID 83350

PROOF DUE NOTICE

RE: PERMIT NO. 45-07644

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before September 1, 1990. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

MAILED
FEB 07 1991

S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

Statehouse
Boise, Idaho 83720
(208) 334-7900
August 17, 1989

GERALD L. KERBS
JULIENNE KERBS
RT. 1 BOX 123
RUPERT, ID 83350

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. P45-07644

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

You should be aware that the groundwater you propose to divert is located within a drainage basin where surface waters are regulated during the months of low flow. It is possible that diversion of groundwater may have an adverse impact on these surface water flows. Information available to us at this time does not warrant refusing to issue permits in your area, but we do caution that diversions of groundwater are not allowed to deplete flows available for surface water users with earlier priority dates. Siting your well as far from surface sources as possible and casing out upper water producing zones may reduce the potential of interference.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is a form entitled "Proof of

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AUG 22 1989

Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED

AUG 22 1989

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)

) ss.

STATE OF IDAHO)

... Cheryl Blauer ... being first
duly sworn, deposes and says that she is the

owner of the South Idaho
Press, a daily newspaper published at Bur-
ley, Idaho, in the county aforesaid and that
the paper is of general circulation therein.
Deponent further states that the printed no-
tice attached hereto was duly published
according to law in the regular editions of

The South Idaho Press for two (2)
consecutive weeks, commencing with the issue

dated June 8 1989, and ending

with the issue dated June 15 1989

Cheryl Blauer

STATE OF IDAHO

COUNTY OF

On this 26 day of June in the year of 1989, before me,
a Notary Public, personally appeared Cheryl Blauer,
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.

Margie Barndred
Notary Public for Idaho
Residing at Burley, Idaho
My commission expires: 2-1-94

Cost of Publication 21.12

Notary Fee .50

Total Cost 21.62

OK
MB
6/28/89

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JUN 28 1989

Department of Water Resources
Southern Region Office

SOUTH IDAHO PRESS
BURLEY, IDAHO
AFFIDAVIT OF PUBLICATION

County of Cassia,)
STATE OF IDAHO) ss.
..... being first
duly sworn, deposes and says that....he is the
..... of the South Idaho
Press, a daily newspaper published at Bur-
ley, Idaho, in the county aforesaid and that
the paper is of general circulation therein.
Deponent further states that the printed no-
tice attached hereto was duly published
according to law in the regular editions of
The South Idaho Press for
consecutive weeks, commencing with the issue
dated 19....., and ending
with the issue dated 19.....
.....

89-282
NOTICE OF APPLICATION FOR
WATER RIGHT
45-07844

KERBS, GERALD L.
KERBS, JULIENNE
RT. 1 BOX 123
RUPERT, ID 83350
Source: GROUNDWATER
Diverson Pt: SWSE Sec 24 T 10S R 22E
Use: COMMERCIAL (.040 CFS)
Date Filed: 5/19/1989
In: T10S R22E S24 SWSE

The permit(s) will be subject to all prior
water rights. Protests must be filed with
the Director, Dept. of Water Resources,
Southern Region, 2148 4th Avenue East,
Twin Falls, Idaho 83301 on or before June
26, 1989.

R. Keith Higginson, Director
Published in the South Idaho Press on
June 8 and 15, 1989.

STATE OF IDAHO

COUNTY OF

On this _____ day of _____ in the year of _____, before me,
a Notary Public, personally appeared _____,
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 _____

My commission expires: _____

Cost of Publication

Notary Fee

Total Cost

OK
MB
6/28/89

RECEIVED

JUN 28 1989

Department of Water Resources
Southern Region Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region
2148 4th Avenue East
Twin Falls, ID 83301
(208)734-3578

JUNE 1, 1989

SOUTH IDAHO PRESS
BOX 190
BURLEY, ID 83318

Gentlemen:

Enclosed you will find a legal notice 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 JUNE 26, 1989.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

MICROFILMED

AUG 22 1989

NOTICE OF APPLICATION FOR WATER RIGHT

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

MICROFILMED

AUG 22 1989

45-07644

KERBS, GERALD L.
KERBS, JULIENNE
RT. 1 BOX 123
RUPERT, ID 83350

Source: GROUNDWATER

Diversion Pt:

Use: COMMERCIAL

Date Filed: 5/19/1989

In: T10S R22E S24

SWSE Sec 24 T 10S R 22E
(.040 CFS)

SWSE

RECORDED

AUG 22 1989

89-282

**NOTICE OF APPLICATION FOR
WATER RIGHT
45-07644**

KERBS, GERALD L.
KERBS, JULIENNE
RT. 1 BOX 123
RUPERT, ID 83350
Source: GROUNDWATER
Diversion Pt: SWSE Sec 24 T 10S R 22E
Use: COMMERCIAL (.040 CFS)
Date Filed: 5/19/1989
In: T10S R22E S24 SWSE

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 2148 4th Avenue East, Twin Falls, Idaho 83301 on or before June 28, 1989.

R. Keith Higginson, Director

Published in the South Idaho Press on June 8 and 15, 1989.

RECEIVED

JUN 8 1989

Department of Water Resources
Southern Region Office

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*MB
6/12/89*

MICROFILMED

AUG 22 1989

The permit(s) will be subject to all prior water rights. Protests must be filled with the Director, Dept. of Water Resources, Southern Region, 2148 4th Avenue East, Twin Falls, Idaho 83301 on or before JUNE 26, 1989.

R. KEITH HIGGINSON, Director

Published 6/08/1989 & 6/15/1989

MICROFILMED

AUG 22 1989

31-May-1989

Gerald/Julienne Kerbs
Rt. 1 Box 123
Rupert, ID 83350

Re: Application for Permit No. 45-07644

Dear Applicant (s):

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned the above referenced identification number. Please refer to this number in all further correspondence.

This office will be advertising the application in the South Idaho Press on 6/8 & 6/15/89. 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.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

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

Very truly yours,

James E. Stanton
Sr. Water Resource Agent

JS:MB

MICROFILMED

AUG 22 1989