

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 29-7502 Priority July 6, 1979 Amount 0.10 cfs

THIS IS TO CERTIFY, that Restlawn Memorial Gardens
of Pocatello, Idaho, has complied with the terms and conditions of Permit
No. 29-7502 issued pursuant to Application for Permit dated July 6, 1979,
and has submitted proof to the Department of Water Resources on May 25, 1983,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.57 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u> from <u>March 15</u> to <u>November 15</u> at <u>0.10</u> cfs and <u>17.5</u> acre feet			
_____ from _____ to _____ at _____ cfs and _____			
_____ from _____ to _____ at _____ cfs and _____			

(both dates inclusive)

Subject, however, to the condition that no more than 0.10 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
17.5 acre feet per year, said waters to be diverted within the NW1/4 Section 6,
Twp 7S, Rge 35E in the County of Bannock

Description and location of place of use:

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
7S	35E	6					5												5

Total number of acres irrigated 5

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CONDITIONS OF APPROVAL

a. Modifications to or variance from this license must be made within the limits of Section 42-222, **Idaho Code**, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

b. The right to the use of the water hereby confirmed is restricted and appurtenant to lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

c. Any water right confirmed in this license 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 license 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 license.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 7TH day of AUGUST, 19 86.

Acting for the Norman C Young
Director

OK
2/16

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Restlawn Memorial Gardens Phone 232-8388

Post office address 2864 South Fifth Avenue, Pocatello, Idaho 83201

2. Source of water supply groundwater which is a tributary of _____

3. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 6 Township 7S

Range 35E B.M. Bannock County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.22 for Irrigation purposes from 3/15 to 11/15 (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:

a. 0.22 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well, pump and sprinkler system

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 12 inches; proposed depth of well is 100 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is five years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____

Range _____ B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

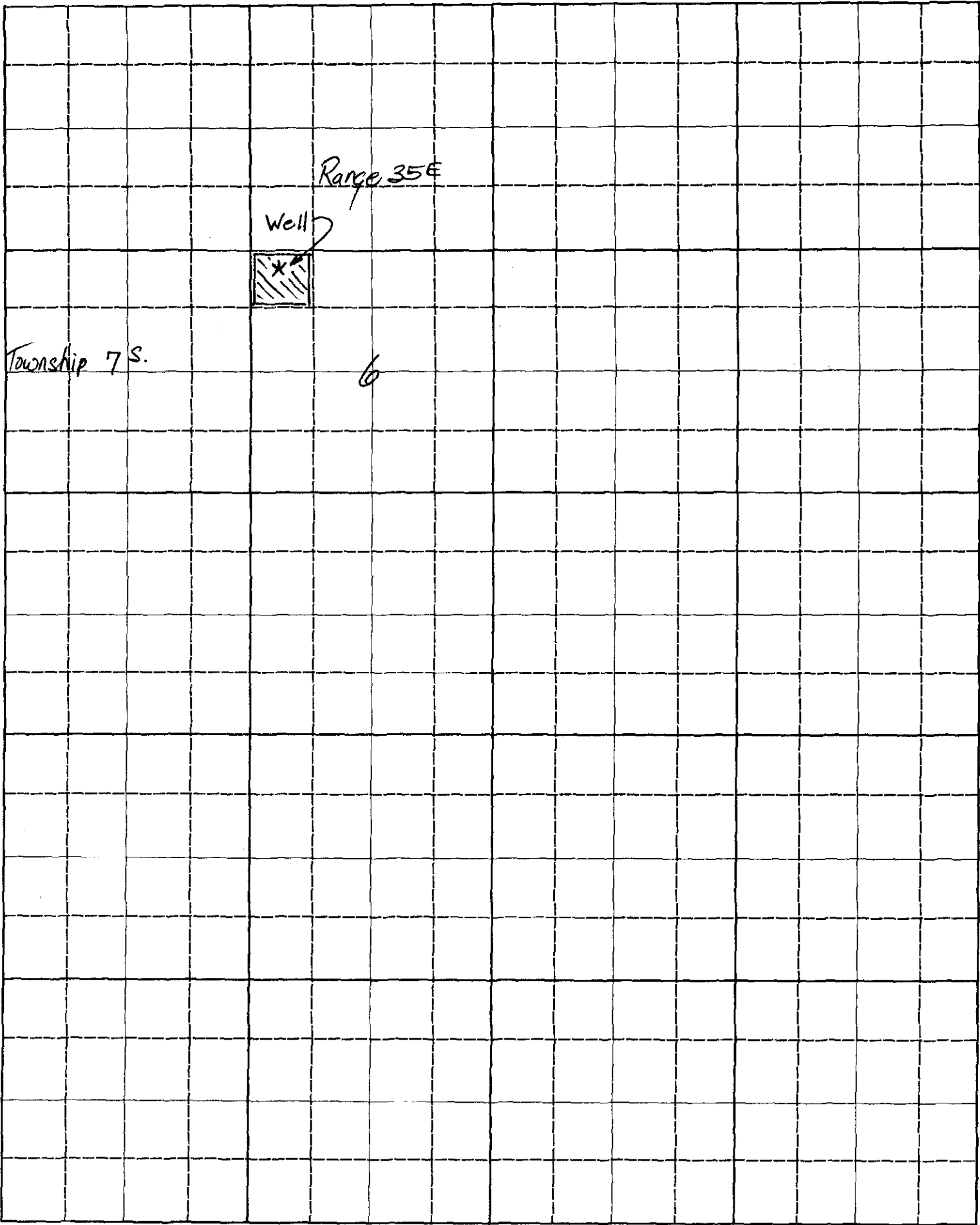
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.

(5) If water is to be used for other purposes describe: _____

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11. 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.

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.

[Signature]
(Applicant)

President Per telecon 5/20/79 J.S.

Proposed Priority 7/6/79

Received by dh Date 7-6-79 Time 11:20 a.m.
Preliminary check by EMC Fee \$ 35.00 92-159
Receipted by dh Date 7-6-79 #11989
Publication prepared by dh Date 7-6-79
Published in Idaho State Journal
Publication dates July 12 & 19, 1979
Publication approved 97 Date 8/2/79
Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by EMC J.J.

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. 29-7502 , and said application is hereby approved .

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 August 1 , 19 84 .
 - 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. Other: _____

Witness my hand this 28th day of August , 19 79 .

A. Glen Saxton
Chief, Operations Bureau

RECEIVED

STATE OF IDAHO
County of Bannock

**Department of Water Resources
Eastern District Office**

Jeri Larsen

That the document or notice, a true copy of which is attached, was published in the said IDAHO STATE JOURNAL, on the following dates, to-wit:

July 19	1979		19
July 26	1979		19
	19		19
	19		19
	19		19

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho.

Jeri Larsen

Subscribed and sworn to before me this 26th

day of July, 1979.

Byron Robert

Notary Public, State of Idaho
Residence: Pocatello, Idaho

87-A

WERTFILMED

PROOF OF PUBLICATION

RECEIVED

JUL 24 1979

STATE OF IDAHO
County of Bannock

ss.

Department of Water Resources
Eastern District Office

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

29-7501

HANKS, CLAIR S.
& or JOYCE A.
ROUTE 1, TRIAL CREEK
ROAD, POCATELLO, ID 83201
Source: GROUNDWATER
Date Filed: 07/02/1979
Amount: 0.28 CFS
Diversion Point: NENW Sec. 33
T. 06S R. 34E, BANNOCK Co.
Use: IRRIGATION (0.28 CFS)
from 03/15 to 11/15
STOCKWATER (0.02 CFS) from
01/01 to 12/31
Place of Use: NENW Sec 33 T
06S R 34E FOR 14 ACRES
Diversion Means: WELL, PUMP
& SPRINKLER SYSTEM

29-7502

RESTLAWN MEMORIAL
GARDENS
2864 SOUTH FIFTH AVENUE,
POCATELLO, ID 83201
Source: GROUNDWATER
Date Filed: 07/06/1979
Amount: 0.22 CFS
Diversion Point: NWNW Sec 06 T
07S R 35E, BANNOCK CO.
Use: IRRIGATION (0.22 CFS)
from 3/15 to 11/15
Place of Use: NWNW Sec 06 T
07S R 35E FOR 11 ACRES
Diversion Means: WELL, PUMP
& SPRINKLER SYSTEM

29-7503

SPINNER, CATHERINE
ROUTE 1, BOX 133,
McCAMMON, ID 83250
Source: TWO MILE CREEK trib-
utary to PORTNEUF RIVER
Date Filed: 07/09/1979
Amount: 1.40 CFS
Diversion Point: SWNE sec 31 T
Nec 0 27E, BANNOCK Co.
Use: IRRIGATION (1.40 CFS)
from 04/01 to 11/01
Place of Use: SWNW SENW
NESW NWSW SWSW SESW Sec
31 T 08S R 37E FOR 70 ACRES
Diversion Means: PUMP &
PIPELINE

If issued, the permit(s) will be
subject to all prior water rights.
Protests against the granting of
any permit must be filed with
the Director of the Idaho Depart-
ment of Water Resources, 1515
Lincoln Road, Idaho Falls, Idaho
83401 on or before AUGUST 6,
1979.

C. STEPHEN ALLRED
Director
July 19, 25, 1979
No. 614

Jane Larson
being first duly sworn on oath deposes and says: That *she*
was at all times herein mentioned a citizen of the United States of
America, more than 21 years of age, and the Principal Clerk of THE
IDAHO STATE JOURNAL, a daily newspaper, printed and published at
Pocatello, Bannock County, Idaho, and having a general circulation
therein.

That the document or notice, a true copy of which is attached, was
published in the said IDAHO STATE JOURNAL, on the following dates,
to-wit:

July 19, 1979, 19
July 26, 1979, 19
19, 19
19, 19
19, 19

That said paper has been continuously and uninterruptedly pub-
lished in said County for a period of seventy-eight weeks prior to the
publication of said notice or advertisement and is a newspaper within
the meaning of the laws of Idaho.

Jane Larson
Subscribed and sworn to before me this 26th

day of July, 1979.

[Signature]
Notary Public, State of Idaho
Residence: Pocatello, Idaho

7-7-A



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

August 8, 1986

RE: Permit No. 29-7502

**Restlawn Memorial Gardens
2864 S. 5th Ave.
Pocatello, ID 83201**

Gentlemen:

Enclosed herewith is a copy of the Water Right License issued on the above referenced Permit.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

Enclosure

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State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

July 15, 1986

RE: Permit No. 29-7502

Restlawn Memorial Gardens
2864 S. 5th Ave.
Pocatello, ID 83201

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

If you do not concur with the information shown on the draft license, please advise the Department within ten (10) days. If you have any questions, please let us know; otherwise, the license will be issued as identified on the draft copy.

Sincerely,

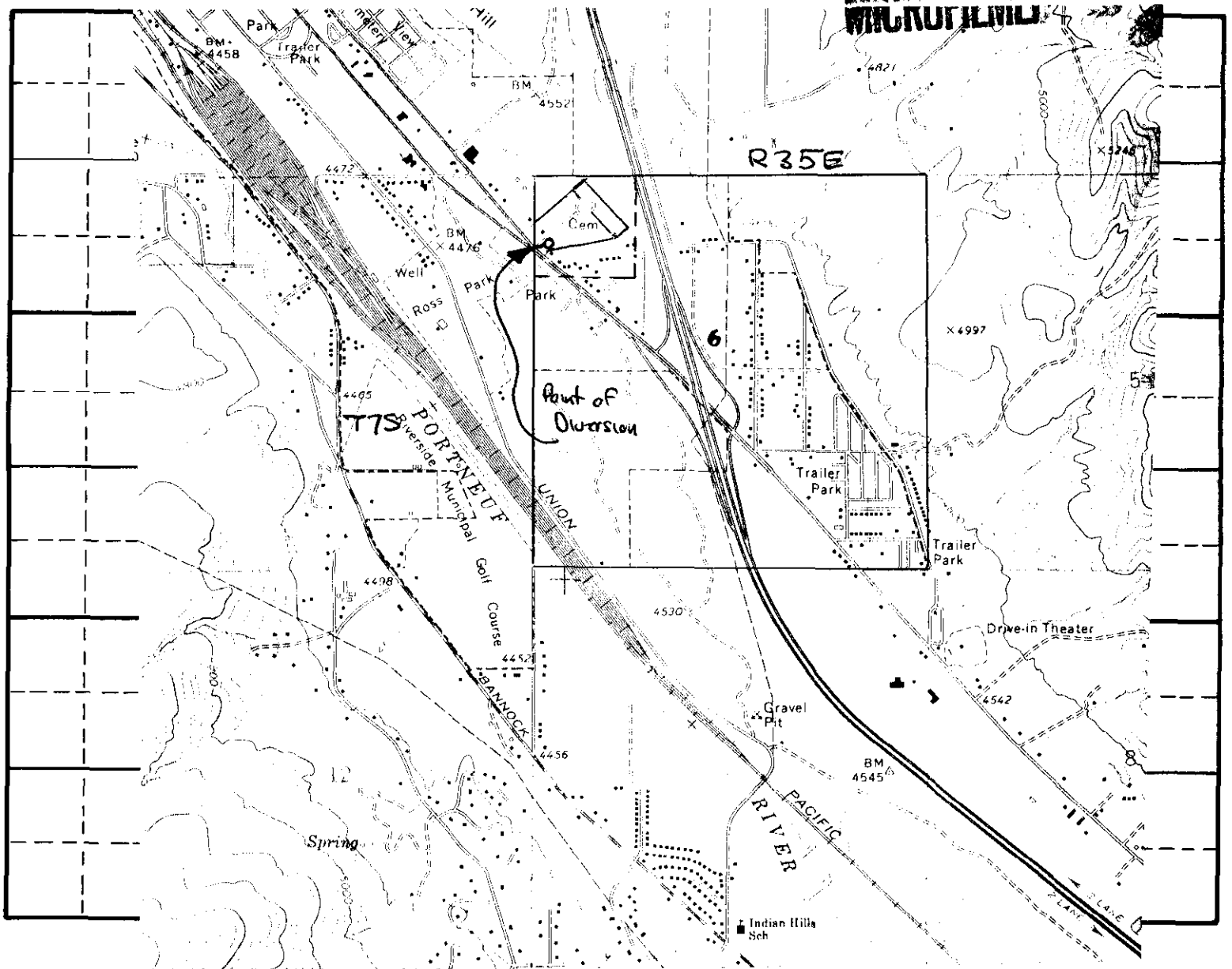
JIM JOHNSON
Water Rights Supervisor

JJ:sc

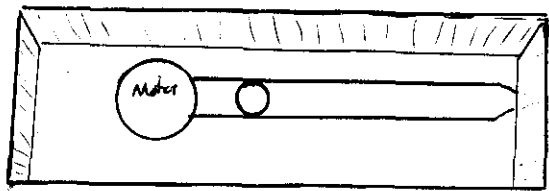
Enclosure

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MAP (Attach Aerial Photo)



(Include distance from pump to measuring device, if applicable.)



Pump below ground level
with roof over head

Point(s) of diversion: NW 1/4 NW 1/4 Sect. 6 T7S R35E

Place(s) of Use ✓

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	
<u>7S</u>	<u>35E</u>	<u>6</u>						<u>5</u>											<u>5</u>

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

Examiner's Signature [Signature]
 Checked by [Signature]
 Approved by [Signature]

Date 2-15-84
 Date 9 Nov 1984
 Date 7-7-1986

State of Idaho

License and Certificate of Water Right

Water License No. G-25150

Amount .28 c.f.s.

Water District No. _____

Priority August 27, 1954

THIS IS TO CERTIFY that RAY L. ANDREWS
of Pocatello, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated August 27, 19 54; that Permit No. G-25150
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
.28 second feet, was issued thereunder on November 13, 19 58, showing that said works
were completed on the 12th day of September, 19 57; and that on the 12th
day of September, 19 57, RAY L. ANDREWS

of Pocatello, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
a tributary of subterranean, for the purpose of Irrigation and domestic
under Use Permit No. G-25150 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
11 of Licenses at page 6511, on the 13th day of November, 19 56;
The right hereby confirmed dates from August 27, 19 54;

The Point of Diversion is located
in the NW 1/4 NW 1/4 Sec. 6, Tp. 7 S., R. 35 E., B. M. County Bannock

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed .28 cubic feet per second

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 S.	35 E.	6	NW 1/4 NW 1/4	16	16
Total number of acres irrigated				- - - -	16

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29-2354



C
2.6

B

A
5.6

D
42

NYC DEPT OF

PERMIT NO. 79-7502

Russell
(Name)

Accompanied by: Russell Palmer

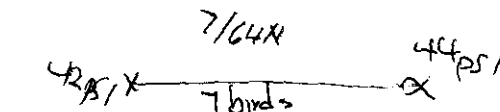
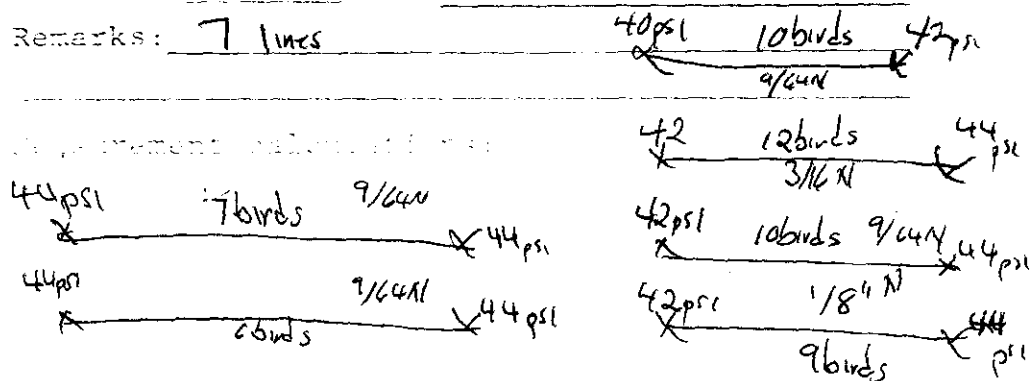
EXAMINATION: DATE: 8-3-83

Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No.
NA	40	SKP6310	Berkley	NA

Measuring Device Type: Pitot Gauge

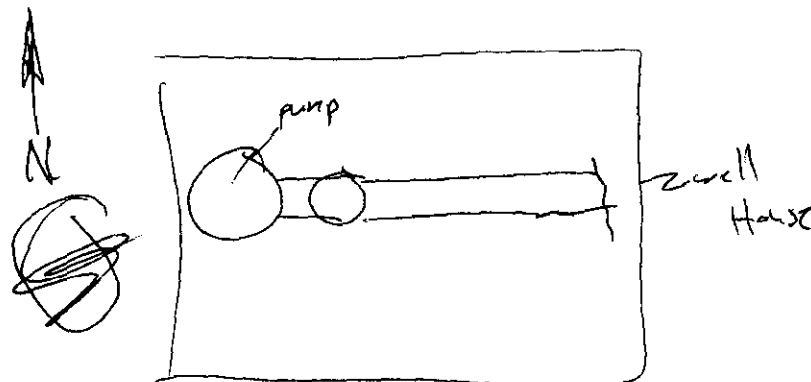
Meter # Annubar# Size #

Remarks: 7 lines



SCHEMATIC DIAGRAM OF SYSTEM

Mainline Diameter Length



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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

150 Shoup
Idaho Falls, Idaho 83401
(208) 525-7161

June 20, 1983

Restlawn Memorial Gardens
2864 So. Fifth Ave.
Pocatello, ID 83201

RE: Permit #29-7502

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department.

_____ A field examination of your system has been scheduled for _____.

If this time and date is not convenient for you, please contact this office as soon as possible.

 X A field examiner will contact you to arrange to examine your system.

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

Sincerely,

HAROLD W. JONES
Sr. Resource Agent

HWJ:JK

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 29-7502

Name(s) of Permit Holder: Restlawn Memorial Gardens

Post Office Address: 2864 So. Fifth Avenue

Pocatello, ID 83201 Tel. No. 232-8388

Source of Water: groundwater

Extent of Use: ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 11 (acres)
☐ Other

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

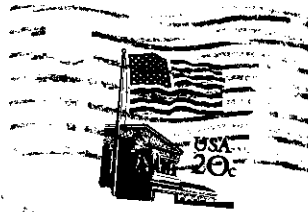
Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

May 23, 1983
Date

L. Richard Whately
Signature of Permit Holder

Manning Fund
510 N. 12th Ave
Bozelle, Idaho 83720



RECEIVED
MAY 25 1935

MAILED 1935
IDaho DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

August 31, 1979

Resilawn Memorial Gardens
2364 South Fifth Ave.
Pocatello, Idaho 83201

Dear Sirs,

RE: Permit No. 29-7502

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

David R. Tuthill, Jr.

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:lr

Enclosure

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State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: SM

APPLICATION NUMBER: _____

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☒ Idaho State Health Department. Copies sent by: _____ Date: _____
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

PROCESSING:

- ☐ Yes ☐ No Platted by: SM Map No. BASIN 29-75-35E
☐ Yes ☒ No Other rights on same place of use. No overlap w/29-2354
☐ Yes ☐ No* In form for advertising.
☐ Yes ☒ No Final date for protests: AUGUST 6, 1979
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☐ Affidavit of publication received. Date: JULY 27, 1979
☐ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☐ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
☒ 7/6/79 Date of priority recommended.
☐ Special conditions of approval or cover letter. _____

By: Ernest Carlson

Date: 8/7/79

STATE OFFICE REVIEW:

SHORT LETTER w/o CONDITIONS

RECEIVED
AUG 15 1979

- ☐ See attached sheet for more information.

By: Juni

Date: 8/20/79

Department of Water Resources
MICROFILMED

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

JULY 13, 1979

Idaho State Journal
P. O. Box 431
Pocatello, Idaho 83201

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. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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 AUGUST 6, 1979.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

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27 29-7502
28 RESTLAWN MEMORIAL
29 GARDENS
30 2864 SOUTH FIFTH AVENUE.
31 POCA TELLO, ID 83201
32 Source: GROUNDWATER
33 Date Filed: 07/06/1979
34 Amount: 0.22 CFS
35 Diversion Point: NWNW Sec 06 T
36 07S R 35E.. BANNOCK CO.
37 Use: IRRIGATION (0.22 CFS)
38 from 3/15 to 11/15
39 Place of Use: NWNW Sec 06 T
40 07S R 35E FOR 11 ACRES
41 Diversion Means: WELL, PUMP
42 & SPRINKLER SYSTEM

87-L

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

29-2502-

RESTLAWN MEMORIAL GARDENS

2864 SOUTH FIFTH AVENUE, POCA TELLO, ID 83201

Source: GROUNDWATER

Date filed: 07/06/1979

Amount: 0.22 CFS

Diversion Point: NWNW Sec 06 T 07S R 35E, BANNOCK Co.

Use: IRRIGATION (0.22 CFS) from 03/15 to 11/15

Place of Use: NWNW Sec 06 T 07S R 35E FOR 11 ACRES

Diversion Means: WELL, PUMP & SPRINKLER SYSTEM

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho 83401 on or before AUGUST 6, 1979.

C. STEPHEN ALLRED

Director

Published 7/19 & 7/26/79.

MICROFILMED

July 12, 1979

Dave S. Darnon
Restlawn Memorial Gardens
2864 South Fifth Avenue
Pocatello, Idaho 83201

Dear Sir:

Re: Application for Permit

Attached herewith is Departmental receipt No. 11989 in the
amount of \$35.00 for the above referenced application.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:dh

Attachment

RECEIVED

June 25, 1979

Dave S. Damron
Restlawn Memorial Gardens
2864 South Fifth Avenue
Pocatello, Idaho 83201

Dear Mr. Damron:

During the Department's initial review, it was determined that your application was not in form to receipt. However, since I talked with you over the telephone concerning the above, we have taken the liberty of typing an application for perfit for the additional eleven acres which you wish to irrigate.

Please review the application to insure that it is consistent with your intentions and initial any changes which you make. Sign the application where indicated once you feel it is in correct form and return it to our office with a \$35.00 check in payment of the statutory filing fee. If there are any questions concerning this matter or toher water rights, please feel free to call or visit our eastern regional office.

Respectfully submitted,

ERNEST M. CARLSEN
Water Resource Analyst

EMC:dh

Enclosures

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