

Form 217 11/91

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

OFFICE USE	ONLY
Amt. of Fee	\$
Date	
Receipt No.	
Receipt by	
na V	

RECEIVED

APR 1 3 1994

opoland Construction I'

PROOF OF BENEFICIAL USE

Department of Water resolutions

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 a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

	, a
1.	Permit No. 75-07597 Telephone No. (203)865-2224
2.	Name(s) of Permit Holder(s): Dan Copeland
3.	Malling Address: P.O. Box 1181 Salmon Idaho 83467
4.	Source of Water: Springs
	If GROUNDWATER, Well Driller's Name: Date Drilled:
	OPTIONAL: Pump horsepower: Pressure (psi): Dynamic pumping level (ft.):
5.	Extent of Use (as authorized by the permit):
	Domestic (No. of households) Stockwater (No. and type of stock)
	Irrigation (No. of acres) Other water fow + upland game birds
6.	Total rate and/or volume for which proof is submitted cfs OR acre/feet
7.	Refer to the approval conditions on your permit and respond accordingly:
	Measuring device: Required? Yes NoInstalled? Yes No
	Flow Measurement Port: Required? Yes No Installed? Yes No
8.	Fee Enclosed: \$ (See License Fee Schedule on back of Instruction Sheet)
9.	Person to contact to accompany the Department representative during field examination of the water system.
	Name Copeland (200865-2224) Telephone No.
	P.O Box 1181 Salmon, Idaho 83467 Address
10	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.

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

State of Idaho Department of Water Resources

Permit To Appropriate Water

NO. 75-07597

Proposed Priority: January 27, 1993

Maximum Storage Volume:

1.2 AF

This is to certify, that DAN H COPELAND

PO BOX 1181

SALMON ID 83467

has applied for a permit to appropriate water from:

UNNAMED SPRING

tributary of FOURTH OF JULY CREEK

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

ANNUAL VOLUME

RECREATION

01/01 to 12/31

1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 30, Township 24N, Range 22E LEMHI County

PLACE OF USE: RECREATION

TWN RGE SEC

24N 22E 29

SWNW

30

SENE

CONDITIONS/REMARKS:

- Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 1994.
- 2. Subject to all prior water rights.
- 3. Use of water under this right shall be non-consumptive.
- 4. Recreational use is for creating a wetland habitat.

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

DA day of

, 19**7 5**.

R. Keith Higginson, Director

BICKAII BEN

Cr.

Ident. No. _

Form 202 6/85

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1.	Name of applicant Dan_H. Copeland Phone _208-756-2343
	Post office address P.O. BOX 1181 SALMON, ID. 83467
2.	Source of water supply Unamed Spring which is a tributary ofFourth of July
3.	Location of point of diversion is S.E. ¼ of N.E. ¼ of Sec 30- ¼, Govt. Lot
	Sec. 30 Township 24N Range 22E B.M. Lemhi County; additional
	points of diversion if any: N/A
4.	Water will be used for the following purposes:
	Amount $\frac{1.25}{\text{draw}+\text{acre-feet per annum}}$ for Recreation purposes from $\frac{1-1}{\text{draw}}$ to $\frac{12-31}{\text{draw}+\text{draw}}$ (both dates inclusive)
	Amount for purposes from to (both dates inclusive)
	Amount for purposes from to (both dates inclusive)
	Amount for purposes from to (both dates inclusive)
5.	Total quantity to be appropriated is (a) $\frac{N/A}{\text{cubic feet per second}}$ and/or (b) $\frac{1.25}{\text{acre feet per annum}}$
6.	Proposed diverting works:
	a. Description of ditches, flumes, pumps, headgates, etc. $\underline{\texttt{Approx.1,000}}$ $\underline{\texttt{ft.of}}$ $\underline{\texttt{3x1.5ft}}$ $\underline{\texttt{ditch}}$
	12-24"x48" Canals Checks w/ 12" CMP outlets, 2-12" Headgates w/ 15"
	over flow risers, and 2-4'x1' Geo-Tex lined Rock spillways
	b. Height of storage dam 15.0 feet; active reservoir capacity 0.6 acre-feet; total
	reservoir capacity 1.25 acre-feet; period of year when water will be diverted to storage:
	$\frac{1-1}{}$ to $\frac{12-31}{}$ inclusive.
	c. Proposed well diameter is N/A inches; proposed depth of well is N/A feet.
	d. Is ground water with a temperature of greater than 90°F being sought?
7.	Time required for the completion of the works and application of the water to the proposed beneficial use is
	d. Is ground water with a temperature of greater than 90°F being sought?No
	- • ;

8.	Descri a. Hvd						_						KW	1	I/A		_		
		b. Stockwatering; list number and kind of livestockN/A																	
	d. Dor	nestic	; shov	v nun	nber d	of hou	useho	ids	N/	A		<u>.</u>							·
	e. Oth	er; de	scribe	fully	W	<u>etl</u>	<u>and</u>	Hab	<u>ita</u>	<u>t ;</u>	Ser	ies	of	poi	nds	and	sti	ream	channels
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	_ <u>w</u>	<u>ater</u>	fow	1, 8	and	wil	<u>dli:</u>	<u>fe.</u>											
9.	Descr	iption	of pl	ace o	f use:	:													
	a. If w	/ater i	s for	irriga	ition,	indic	cate a	crea	ge in	each	subo	divisi	on in	the t	abul	ation	belov	W.	
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TWP	RANGE	SEC.	Γ	N	E¼		<u> </u>	NV	N1/4			sv	V1/4		Γ	s	E1/4		TOTALS
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24N	22£	29							R										N/A
24N	22E	30			8.	R													N/A
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												Total	numl	oer of	acre	s to b	e irri	gated	N/A
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10.	Descri	be any	othe	r wat	er rigi	hts us	sed fo	r the	same	purp	oses	as de	scribe	ed ab	ove.		/ <u>A</u>		
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															MAY	25	133)	T



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

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of

Scale: 2 inches equal 1 mile.

the State of Idaho as herein set forth.

(k#ユフフ3 湿 0.00 心/4 Received by WH_ Date <u>1/26/93</u> Time <u>1:00</u> Preliminary check by	_
ee s 20 % Receipted by HUT # 2018214 Date 1-27-93	_
Publication prepared by \(\frac{\mathcal{B}}{\mathcal{B}} \) Date \(\frac{2-18!25-95}{25-95} \) Published in \(\frac{\ellocorder-\text{\text{dero}}}{\text{dero}} \)	10
Publication approved	_
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	of
daho No, and said application is hereby	
. 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	е
, 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 a 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 thi permit.	
a. Othory	

\ NOTICE OF APPLICATION FOR WATER RIGHT

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

\$6 noderbyer n**74-07339**;s seoneno STATE OF IDAHO DEPT OF FISH & GAME PO BOX 25 **BOISE, ID 83720** Source: LEMHI Tributary: SALMON County: LEMHI

Diversion Pt: NWSW Sec 9 T 18N R 24E

Use: FISH PROPAGATION (.800 CFS)

Total Diversion: (.800 CFS) Date Filed: 1/13/1993 In: LEMHI County T18N R24E S09 NWSW 74-07340

STATE OF IDAHO DEPT OF FISH & GAME PO BOX 1336 SALMON, ID 83467

Source: LEMHI RIVER Tributary: SALMON RIVER

County: LEMHI Diversion Pt: SESW Sec 20 T 19N R 24E

Use: FISH PROPAGATION (.800

Total Diversion: (.800 CFS)
Date Filed: 1/3/1993
In: LEMHI County
T19N R21E S20 SWSE
74-07341 STATE OF IDAHO

DEPT OF FISH & GAME PO BOX 1336 **SALMON, ID 83467** Source: LEMHI RIVER

Tributary: SALMON RIVER

County: LEMHI

Diversion Pt: NESW Sec 5 T 21N R 22E

Use: FISH PROPAGATION (.800 CFS)

Total Diversion: (.800 CFS) Date Filed: 1/13/1993 In: LEMHI County T21N R22E S05 NESW 75-07597

COPELAND, DAN H PO BOX 1181

SALMON, ID 83467 Source: UNNAMED SPRING

Tributary: FOURTH OF JULY CREEK

County: LEMHI

Diversion Pt: SENE Sec 30 T 24N R 22E

Use: RECREATION (1.250 CFS) Total Diversion: (1.25 AF)

Date Filed: 1/26/1993 In: LEMHI County

T24N R22E S29 SWNW S30 SENE

The permit(s) will be subject to the prior water rights. Protests must be filed with the Director, Dept of Water Resources, Eastern Region, 900 N Skyline, Idaho Falls, Idaho 83402 on or before MARCH 8, 1993.

R. Keith Higginson, Director Published: 2/18/1993 & 2/25/1993

Affidavit of Publication

STATE OF IDAHO County of Lembi

RICKY G. HODGES , being first duly sworn, depose and says he is one of the printers (publishers) of the RECORDER-HERALD, a newspaper publisher weekly at Salmon, Lemhi County, Idaho, and of general circulation therein.
That the Notice of Application for Water Right
74-07339; 74-07340; 74-07341; 75-07597, a tru
printed copy of which is attached to the margin hereof, has been and was correctly printed and public
lished in the regular and entire issue of every number of said newspaper and not in any supplement
thereof or thereto for two (2) consecutive issues, commencing with the issue
dated Feb 18
19. 93
STATE OF IDAHO)
COUNTY OF LEMHI) ss.
25
On this 25 day of February In the year of 1993
before me, A Notary Public, personally appeared RICKY G. HODGES
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 hi
executed the same.
Machel & Snock Notary Public for Idaho
Residing At Salmon, Idaho
My Commission expires:
Publication Fee \$85.32

#630



ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No. 75-07597 Reviewe	d by Date 4:18-94
GENERAL CONSIDERATIONS T	YPES OF USE
(1.65 Name same as permit?	Lecreation
Address same as permit?	
Proof timely received? C If not, complete calculation	orrect Uses? UCS
SOURCE OF WATER	
Surface water source	
Ground water source	
Drilling permit req	uired?
Copy in the file?	Drilling Permit No.
Amount paid for per	mit Correct?
Well log in the fil	e?
LICENSE EXAMINATION FEE	MEASURING DEVICE
(), CS Required?	Required?
Amount Submitted	Installed?
Correct?	Waiver requested?
PRIORITY CALCULATION	
Date proof received	
Date proof due -	
No. of days late =	
Priority Date +	
New Priority Date	
DEFICIENCIES OR ACTION ITEMS	
	OV COM LA C
and back proposed	30.00
Proof acceptable	•

DAT <i>I</i>	ENTRY		
New	Address	Proof	Made $4 - 13 - 94$

May 18, 1994

DAN COPELAND P O BOX 1181 SALMON ID 83467

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 75-07597

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 conduct a field examination to determine and confirm the use being made of the water.

On April 18, 1994, I mailed you a letter stating that a \$50.00 license exam fee was required to be submitted with the proof. Since you store less than 4.0 acre feet you are exempt from the fee. If you have already mailed the license exam fee, it will be refunded to you. I'm sorry for any inconvenience this may have caused you.

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls, at (208)525-7161.

Sincerely,

JULIE L. YARBROUGH Senior Secretary

c: IDWR - Region

April 18, 1994

Dan H. Copeland P.O. Box 1181 Salmon, ID 83467

RE: Permit No. 75-07597

Dear Permit Holder:

Returned is the proof of beneficial use you submitted in connection with the above referenced permit. Unfortunately, it can not be accepted as filed.

The Department has determined, from pertinent sections of the Idaho Code, that the permit holder must meet two requirements in order to be exempt from the license exam fee. They are:

- 1. The water right must use a groundwater (well) source.
- 2. The rate of diversion must be .04 cfs or 4.0 AF or less.

As you can see, you do not meet requirement #1 since you use a spring (surface) for your source. Therefore, a license examination fee of \$50.00 applies to the permit. I have enclosed a copy of the Instructions for the Proof of Beneficial Use for your convenience.

Please return the original proof and license exam fee within thirty (30) days of receipt of this letter.

If you have any questions or if I can be of any further assistance, please feel to contact me.

Sincerely,

JULIE L. YARBROUGH Senior Secretary

Enclosure

February 28, 1994

DAN H COPELAND PO BOX 1181 SALMON ID 83467

PROOF DUE NOTICE

RE: PERMIT NO.

75-07597

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 May 1, 1994. (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.

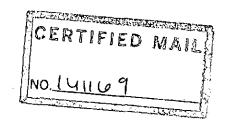
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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,

JULIE L. YARBROUGH Senior Secretary

Enclosures





State of Inho DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000 Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON DIRECTOR

March 30, 1993

DAN H COPELAND PO BOX 1181 SALMON ID 83467

PERMIT APPROVAL NOTICE

RE: PERMIT NO.

75-07597

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.

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. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Sincerely,

BRENDA L. CHAPMAN

Water Resource Agent

senda L. Chapman

BLC:cz

Enclosures

MILENATURED

APPLICATION FOR PERMIT REVIEW

Application #: 75-7597 Date: 3-25-93 Reviewer: Brendal Chapman

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AREA OF CONCERN?
SYSTEM COMPLETED:
                             26A-P17
 No
     Complete in 1 year
                             P16
     Proof not submitted
                             P16
     Proof submitted
                             N/A
GROUNDWATER:
     GT. 0.2 cfs <flo-ch> -
                             01G-P03, 01C-P03 (existing well)
                             No measurement required <flow chart>
     LT. 0.2 cfs
                             No measurement required <flow chart>
  Drilling Permit:
     Approved w/permit
                             P99
                                    Permit No.
     Not included
                             046-46A-46B-P23 (after 7/1/87), N/A
SURFACE WATER: not in w/d -
                             01C-P03 (=/GT.2 w/pump), NMR <flow chart>
LOCATION:
     Water Districts
                             WD No.
                             R04, R04-01H-P01(LT.2 w/pump)
          Surface water
                                   R04-01J-P08(GT.2), NMR <flow chart>
          Groundwater
                             P05
     Irrigation Districts -
                             023
     Canal Co. Areas
                             023
     Drainage Districts
                             024
     Boise Front (63)
                             058 (Groundwater)
     Swan Falls Flag
                                  - (1, Blank or Other)
                             051-052-053-P74 (Consumptive Uses)
     Trust
     Non Trust <1>
                             048-049
RIVER BASINS:
                             Water District Control Condition &....
     (Surface Water)
                             05A & 11E
     Boise (63)
                             047-P04, 059-P71
     Payette (65)
     Snake (01, 02 & 03)
                             11A-P04(01), 061-P07(02/03 No W.D.Cond.)
USE:
     Fish Propagation
                              06A, 09E-P10 & 010 (WQ/Choose One),
                              042(req.), 002-P06(MD), 07A(Spec.),
                              044(Policy 5G)
     Power
                                                       Use Power Review
                             06A, 010, or 09E-P10 & 054(req.)
     Mining
                             18A-for multiple measuring devices (In WD),
     Storage
                              18B-P09(Size)
                              027 (Non-Consumptive)
     Rec/Wildlf/Aes
     Domestic
                              021 (Boise River - upstream from L Peak)
                              27A (Payette River & main tributaries)
      (restricted areas)
-OWNERSHIP:-
    -Non-land owner
                            --004--
PROTESTED:
     Agreement
                              05-01-1994
Beneficial Use Due Date
Other Conditions/Remarks:
```



SALMON REGION P.O. Box 1336 Salmon, ID 83467-1336 (208) 756-2271



FEB 2 3 1993

Department of Water Resources
Eastern District Office

February 22, 1993

Harold W. Jones Water Right Supervisor Idaho Department of Water Resources 900 N. Skyline Dr. Idaho Falls, Idaho 83402-1718

Re: Application 75-07597 - Dan Copeland

Dear Harold:

Department personnel have reviewed Mr. Copeland's application to store 1.25 acre feet of water from springs adjacent to Fourth of July Creek and have no objection to the permit issuance. We have been involved with the planning of this project and feel that it will enhance wetland habitat and improve flows in Fourth of July Creek by raising the adjacent water table.

Thank you for the opportunity to comment on this matter.

Sincerely,

Gary Power

Regional Supervisor

Region 7

GP:JRL:jw

c: U.S. Fish & Wildlife Service Bureau of Fisheries Natural Resource Policy Bureau James R. Lukens Russ Kozacek

Cecil D. Andrus / Governor Jerry M. Conley / Director



Mivoull Med

MAR 2 3 1993

Department of Water Resourc

orm No. 202a :/87

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

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Ove	rlapping	place of us	se (Describe	source &	relationship to	present
ant	olication	on the bac	ck.)			-
		point of da				
		Field check				
	/	Field check				
Yes	No	Field repor				
Yes			roundwater ar	ea		
Yes			r management			
Yes			afety informa			
Yes	No		requirement			
Yes	- No		farm requirem		er	
Yes			dency affidav			
Yes		Power effic	ciency form			
Yes	No	Within true	stwater bound	lary (If	yes, attach trus	t water
	 "		ary analysis			
Yes	No	Diversion (areater than	5 cfs or	500 acre ft. (I	f ves.
res		attach lar	greater than	supplemen	ntary analysis s	heet.)
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					Date Requested	DISCIPLIANCE
					quadaa	

		<u> </u>		·	
	Yes No S	n form for actatewide adve	ertising	Io. recorded on	application
SEND COPIES TO	Idaho De	pt. of Health pt. of Fish opt. of Lands tion Bureau C	Game - Solmon -	U.S. BLM U.S. Forest Water Dist	
FINAL REGIONAL	PROCESSING E	EVIEW			
		f publication published co		ot, record act	ion taken.
Yes No	Protests re	ceived	er, recorded on	a application	
Yes No	Recommendat Measuring d	ions attached evice require	i	c, recorded on a	application
Yes No Yes No	Will water	be delivered		? If yes, what er letter below.	
				r additional in	
Date of pr	ority, recomm	ended	1-26-93		
ВУ	HWJ		Date _3~19-9	3	
STATE OFFICE	REVIEW				<u> </u>
Ву			 _	or additional i	
ADDITIONAL INFO	DRMATION				
			 		
					
					
			_ 		
					
<u>-</u>					
	,,				

LOCAL PUBLIC INTEREST		
	Comments received from:	•
City County Reservations	_Idaho Fish & Game _Idaho Health & Welfare Division of Environment	Irrigation DistrictCanal CompanyOther
Project impacts/impl:	ications report	•.

16-Feb-1993

DEPT OF FISH & GAME REGION 7 PO BOX 1336 SALMON ID 83467

RE: Application No. 75-07597

Dear Sir:

We are enclosing a copy of the application(s) that may be of interest to your department. Please review the application(s) and submit any comments you may have to our Department as soon as possible. The last date of protest is 3-8-93, and we are required to take final action shortly thereafter.

If we may be of further assistance, please feel free to contact us.

Respectfully submitted,

Harold W. Jones
Water Right Supervisor

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HWJ:rb enc

2 5 1993

16-Feb-1993

DAN H COPELAND PO BOX 1181 SALMON ID 83467

RE: Application No. 75-07597

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in the Recorder-Herald on 2-18 & 25-93. The advertisement will be published 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.

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.

Sincerely,

Harold W. Jones 1-5 Water Right/Supervisor

HWJ:rb

75-07597

COPELAND, DAN H PO BOX 1181 SALMON, ID 83467

Source: UNNAMED SPRING

Tributary: FOURTH OF JULY CREEK

Diversion Pt:

SENE Sec 30 T 24N R 22E in LEMHI County.

Use: RECREATION

(1.250 CFS)

Total Diversion:

(1.25 AF)

Date Filed: 1/26/1993

In: LEMHI County

T24N R22E 529

SWNW

S30

SENE

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Eastern Region, 900 N Skyline, Idaho Falls, Idaho 83402 on or before MARCH 8, 1993.

R. KEITH HIGGINSON, Director

Published: 2/18/1993 & 2/25/1993