

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

Ident. No. 75-15002
RECEIVED
DEC 21 2020
Department of Water Resources
Eastern Region

1. Name of applicant(s) STATE OF IDAHO, Idaho Fish and Game Commission Phone 208-334-3700
Name connector (check one): ☐ and ☐ or ☐ and/or
Mailing address P.O. Box 25 City Boise
State ID _____ ZIP 83707 Email _____
2. Name of representative, if any Mike Demick - Easement Specialist Phone 208-756-6022
Mailing address 97 Highway 93 North City Salmon
State ID _____ ZIP 83467 Email mike.demick@idfg.idaho.gov
- a. ☐ Send all correspondence for this application to the representative and not to the applicant OR
☒ Send original correspondence to the applicant and copies to the representative.
- b. ☒ The representative may submit information for the applicant but is not authorized to sign for the applicant OR
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation.
3. Source of water supply Perreau Creek which is a tributary of Salmon River
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
20N	21E	2	2		NW	NE	Lemhi	Perreau Creek	SPerC-04

5. Water will be used for the following purposes:
- Amount .80 for Fish Propagation purposes from April 1 to Oct 31 (both dates inclusive)
(cfs or acre-feet per year)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)
6. Total quantity to be appropriated is (a) .80 cubic feet per second (cfs) and/or (b) _____ acre-feet per year (af).
7. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source. Single rotary drum fish screen(24-inch dia. by 6-foot perforated plate),paddlewheel powered,10-inch fish bypass pipe from screen to creek, lockable headgate.
- b. Height of storage dam na feet; active reservoir capacity na acre-feet; total reservoir capacity na acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 12. For dams 10 feet or more in height AND having a storage capacity of 50 acre-feet or more, submit a separate [Application for Construction or Enlargement of a New or Existing Dam](#). Application required? ☐ Yes ☒ No
- c. Proposed well diameter is na inches; proposed depth of well is na feet.
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No
- e. If well is already drilled, when? na; drilling firm na;
well was drilled for (well owner) na; Drilling Permit No. na.

For Department Use

Received by MH Date 12/21/2020 Time _____ Preliminary check by MH
Fee \$ 250 Received by _____ Receipt No. 8000001 Date _____

75-15002

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in kW. na
- b. Stockwatering; list number and kind of livestock. na
- c. Municipal; must complete and attach the [Municipal Water Right Application Checklist](#).
- d. Domestic; show number of households na
- e. Other; describe fully. A non-consumptive use that enables fish entrained in ditch to safely return to stream through a bypass pipe that runs from the screen to the stream, eliminating fish mortality while ensuring user's water rights.

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	
20N	21E	2		H															

Total number of acres to be irrigated: 0

10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? _____
Point of Diversion is shared with other water right holders. This is the only right for fish screen/bypass. _____

11. a. Who owns the property at the point of diversion? Bureau of Land Management
- b. Who owns the land to be irrigated or place of use? Bureau of Land Management
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: BLM ROW(IDI-021169) for ingress/egress to screen & bypass;IDFG's policy to hold screen/bypass WR

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. To record a non-consumptive use of water for an existing fish screen/bypass installed and currently operating.

13. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year).

14. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map or maps clearly identifying the proposed point of diversion, place of use, section #, township & range. The map scale shall not be less than two (2) inches equal to one (1) mile.

The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

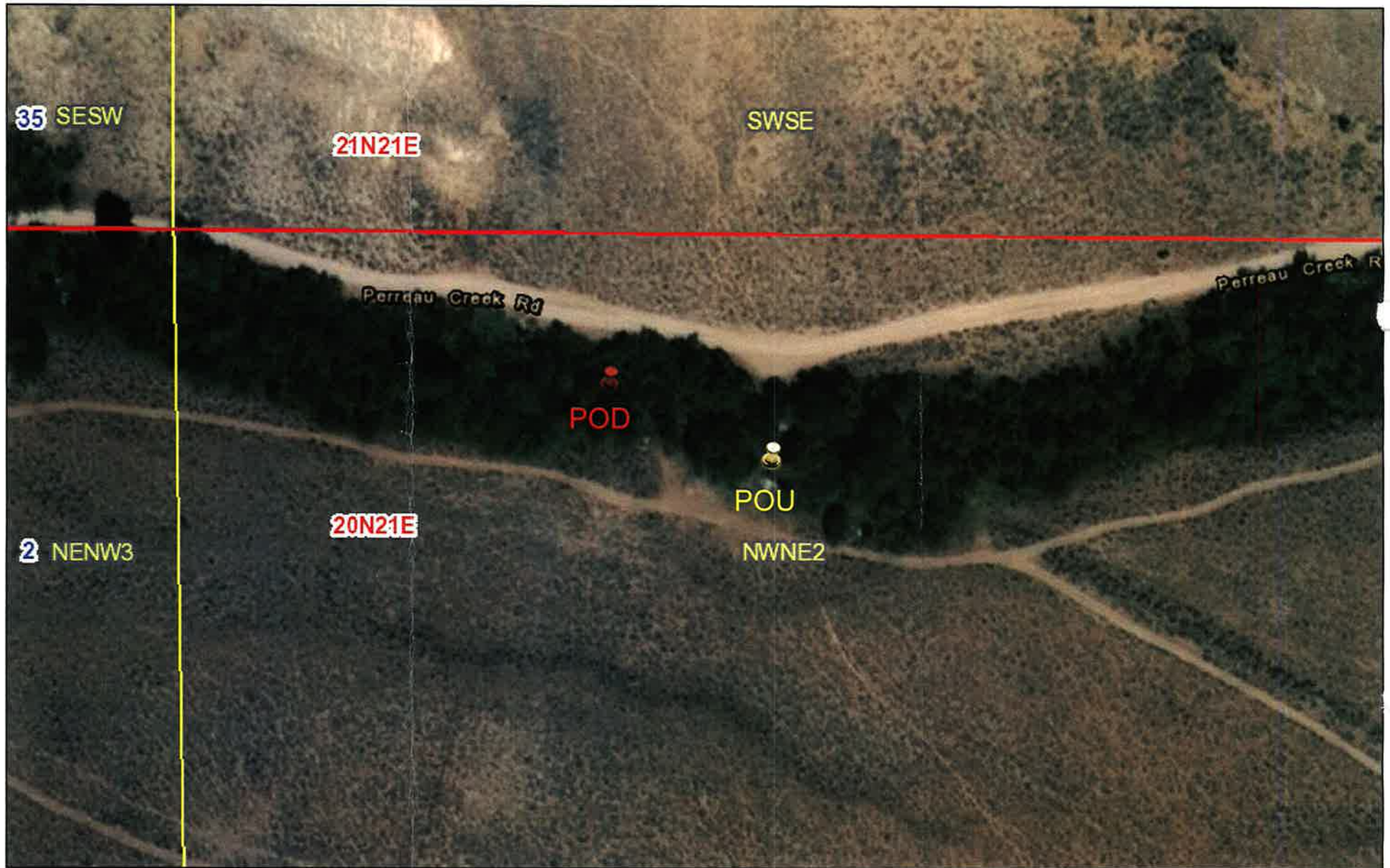
Tom Curet
Signature of Applicant

Tom Curet Regional Supervisor
Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

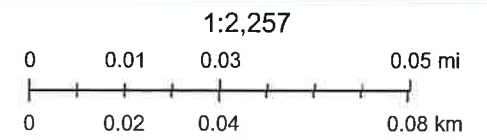
Application for Water Right



75-15002

1/13/2020, 9:47:13 AM

- Points
 - Override 1 (red dot)
 - Override 2 (yellow dot with white circle)
- Counties (dashed line)
- Quarter Quarter (yellow outline)
- Section (blue outline)
- Township/Range (red outline)
- Idaho Outline (thick black line)
- Idaho Mask (thin black line)



Esri, HERE, Garmin, (c) OpenStreetMap contributors, Source: Esri,



IDAHO DEPARTMENT OF FISH AND GAME

600 S Walnut / P.O. Box 25
Boise, Idaho 83707

Brad Little / Governor
Ed Schriever / Director

Idaho Department of Water Resources
Eastern Regional Office
900 North Skyline
Idaho Falls, Idaho 83402

Dear IDWR:

Enclosed please find one (1) "Application for Permit" for a new water right in Basin 75.

Please initiate the Interagency Billing Process for the \$250 application fee, using PCA 35796 and activity/species code CINX. Please send the billing documents to the attention of Kim Rau, IDFG Headquarters, P.O. Box 25, Boise ID 83707.

Please send a copy of the approved permit to IDFG Salmon Region, Attn: Mike Demick, 97 Hwy. 93 N, Salmon, ID 83467. Please call me if you have any questions at 208-756-6022.

Sincerely,

A handwritten signature in blue ink that reads "Mike Demick".

Mike Demick
Easement Specialist

Enc: one (1) "Application for Permit" form, Perreau Creek

Keeping Idaho's Wildlife Heritage

Equal Opportunity Employer • 208-334-3700 • Fax: 208-334-2114 • Idaho Relay (TDD) Service: 1-800-377-3529 • <https://idfg.idaho.gov>

75-15002



State of Idaho

DEPARTMENT OF WATER RESOURCES

EASTERN Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718

Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

January 27, 2021

IDAHO FISH AND GAME COMMISSION
PO BOX 25
BOISE, ID 83707-0025

RE: Application for Permit No. 75-15002

Dear Applicant(s):

The Department of Water Resources has received your water right application. Please refer to the number referenced above in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the RECORDER HERALD on 2/4/2021 and 2/11/2021. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the permit.

Please contact this office if you have any questions regarding the application.

Sincerely,

Christina Henman
Administrative Assistant

CC:
USDI BLM IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE, ID 83709-1657

MIKE DEMICK
97 HIGHWAY 93 N
SALMON, ID 83467-5292

Henman, Christina

From: Henman, Christina
Sent: Wednesday, January 27, 2021 3:21 PM
To: 'Jeff.richards@idfg.idaho.gov'
Subject: Fish & Game Comment Request: Permit 75-15002
Attachments: F&G Comment Letter.docx

Hello Jeff,

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from your organization regarding the above referenced water right application. You can find a complete copy of the application(s) at: <https://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>. Please review the application, complete the enclosed recommendation form, and submit it to this office within 21 days of the date of this letter.

IDWR can finish reviewing an unprotested application as soon as the protest period has past. Therefore, your prompt response to this request is appreciated. If your organization desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days after final publication (on or before June 6, 2020).

Please contact this office if you have any questions regarding the application.

Thank You,

Christina Henman
Administrative Assistant
Idaho Dept. of Water Resources, Eastern Region
900 N Skyline Ste. A
Idaho Falls, ID 83402
Phone: (208) 497-3793

Henman, Christina

From: Henman, Christina
Sent: Wednesday, January 27, 2021 3:24 PM
To: Cassel, Amy; Clark, Cynthia Bridge; Yenter, Cindy
Subject: IDWR Comment Request; Salmon Wild & Scenic Permit Application 75-15002
Attachments: RecommendationForm New Appropriation8.docx

The Idaho Department of Water Resources (IDWR) is providing notice to your organization regarding the above referenced water right application. You can find a complete copy of the application(s) at: <https://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>.

Watermaster, please complete and return the attached form within 21 days of the date of this letter.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Please contact this office if you have any questions regarding the application.

Thank You,

Christina Henman
Administrative Assistant
Idaho Dept. of Water Resources, Eastern Region
900 N Skyline Ste. A
Idaho Falls, ID 83402
Phone: (208) 497-3793

Henman, Christina

From: Henman, Christina
Sent: Wednesday, January 27, 2021 4:43 PM
To: RECORDER HERALD (Rhlegals@custertel.net)
Subject: Legal Notice for Recorder Herald
Attachments: 84626, 75-15001, 75-15002, 75-15003 Recorder Herald.docx

LEGAL NOTICE DEPARTMENT
RECORDER HERALD
PO BOX 310
SALMON, ID 83467

RE: Transfer No. 84626
Water Right No(s). 75-10392

Dear Legal Notice Department:

Please publish the enclosed legal notice 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. *Attachment is multiple pages*

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 2/22/2021. Your cooperation is appreciated.

Thank You,

Christina Henman
Administrative Assistant
Idaho Dept. of Water Resources, Eastern Region
900 N Skyline Ste. A
Idaho Falls, ID 83402
Phone: (208) 497-3793

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 84626**

SUSAN K KOZACEK LIVING TRUST, 7850 N SILVERBELL RD STE 114-316, TUCSON, AZ 85743 has filed Application No. 84626 for changes to the following water rights within LEMHI County(s): Right No(s). 75-10392; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: change point of diversion. The proposed points of diversion are SESWSW Sec 15 (existing Spring diversion), SENENE Sec 21 (new Spring diversion), and NENWNW Sec 22 (NF7), T25N R21E for 0.16 cfs from Springs and North Fork Salmon River.

For additional information concerning the property location, contact Eastern Region office at (208)525-7161. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of \$25.00 for each application on or before 2/22/2021. The protestant must also send a copy of the protest to the applicant.

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

75-15001

MICHAEL J CLEEVES
PO BOX 542
SALMON, ID 83467-0542
Point of Diversion L2(NWNE) S36 T20N R21E LEMHI County
Source SALMON RIVER Tributary SNAKE RIVER
Use: IRRIGATION
04/01 to 10/31
0.1 CFS
Total Diversion:
0.1 CFS
Date Filed: 12-14-2020
Place Of Use: IRRIGATION
T20N R21E S36
NENW,L2(NWNE)
Total Acres: 5

This application proposes the diversion and use of water from the Salmon River, a tributary of the Main Salmon Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because the diversion rate and acres will be applied to the subordination amounts specified in the decree for the Wild & Scenic River listed above.

75-15002

IDAHO FISH AND GAME COMMISSION
PO BOX 25
BOISE, ID 83707-0025
Point of Diversion L2(NWNE) S2 T20N R21E LEMHI County
Source PERREAU CREEK Tributary SALMON RIVER
Use: FISH PROPAGATION
04/01 to 10/31
0.8 CFS
Total Diversion:
0.8 CFS
Date Filed: 12-21-2020
Place Of Use: FISH PROPAGATION
T20N R21E S2
L2(NWNE)

This application proposes the diversion and use of water from a tributary of the Salmon Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for non-consumptive fish propagation purposes.

75-15003

LEE NESTOR
PO BOX 103
NORTH FORK, ID 83466-0103
Point of Diversion NESE S8 T25N R21E LEMHI County
Source DITCH CREEK Tributary HUGHES CREEK

Use: DOMESTIC

01/01 to 12/31

0.04 CFS

Use: STOCKWATER

01/01 to 12/31

0.02 CFS

Total Diversion:

0.06 CFS

Date Filed: 11-18-2020

Place Of Use: DOMESTIC,STOCKWATER

T25N R21E S8

NESE,NWSE,SWSE,SESE

This application proposes the diversion and use of water from Ditch Creek, a tributary of the Salmon Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for domestic and stockwater purposes.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Eastern office at (208)525-7161; or for a full description of the right(s), please see <https://idwr.idaho.gov/apps/ExtSearch/WRAApplicationResults/>. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of \$25.00 for each application on or before 2/22/2021. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 2/4/2021 and 2/11/2021