



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

June 27, 2013

CIRCLE PI LLC
HC 62 BOX 2295
MAY, ID 83253

RE: Transfer No. 78650, 78653 and 78654
Applications for Permit No. 73-12219 and 73-12220

Dear Applicant(s):

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

A legal notice of the application has been prepared and is scheduled for publication for Transfer No. 78650 and Applications for Permit No. 73-12219 and 73-12220 will be in the CHALLIS MESSENGER on July 3 and 11, 2013 and Transfer No. 78654 will be in the CHALLIS MESSENGER AND RECORDER HERALD on July 3 and 11, 2013 and Transfer No. 78653 will be in the CHALLIS MESSENGER, RECORDER HERALD on July 3 and 11, 2013 and the IDAHO STATESMAN, LEWISTON TRIBUNE, POST REGISTER, TIMES NEWS on July 4 and 11, 2013. 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 approval document.

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

Sincerely,

A handwritten signature in blue ink that reads "Sharla Cox".

Sharla Cox
Administrative Assistant

CC: SPF WATER ENGINEERING LLC, C/O ROXANNE BROWN



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

June 26, 2013

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

Ted L O'Neal
11 O Neal Ln
May ID 83253

RE: Application for Transfer 78654 and 78653

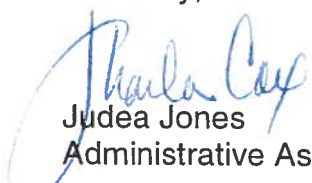
Dear Watermaster:

A copy of the above referenced application is enclosed. Please review the application, then complete the enclosed recommendation form and return it to this office within 21 days of the date of this letter.

IDWR's regional offices 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 during regional review. 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.

Sincerely,


Judea Jones
Administrative Assistant

Enclosure(s)

Cox, Sharla

From: Cox, Sharla
Sent: Thursday, June 27, 2013 11:52 AM
To: 'Post Register (legalnotices@postregister.com)'
Subject: Legal Notice for your paper
Attachments: Post Register E-Mail.doc

Contacts: Post Register

Sharla

Sharla Cox
Administrative Assistant
Idaho Department of Water Resources
900 N. Skyline Dr. Ste. A
Idaho Falls ID 83402
208-525-7161 - telephone
208-525-7177 - fax
sharla.cox@idwr.idaho.gov

Cox, Sharla

From: Cox, Sharla
Sent: Thursday, June 27, 2013 11:53 AM
To: 'Times News (legals@magicvalley.com)'
Subject: Legal Notice for your paper
Attachments: Times News E-Mail.doc

Contacts: Times News

Sharla

Sharla Cox
Administrative Assistant
Idaho Department of Water Resources
900 N. Skyline Dr. Ste. A
Idaho Falls ID 83402
208-525-7161 - telephone
208-525-7177 - fax
sharla.cox@idwr.idaho.gov

Cox, Sharla

From: Cox, Sharla
Sent: Thursday, June 27, 2013 11:53 AM
To: 'ID Statesman (legals@idahostatesman.com)'
Subject: Legal Notice for your paper
Attachments: Idaho Statesman 1.RTF

Contacts: Idaho Statesman

Sharla

Sharla Cox
Administrative Assistant
Idaho Department of Water Resources
900 N. Skyline Dr. Ste. A
Idaho Falls ID 83402
208-525-7161 - telephone
208-525-7177 - fax
sharla.cox@idwr.idaho.gov

Cox, Sharla

From: Cox, Sharla
Sent: Thursday, June 27, 2013 11:54 AM
To: 'Lewiston Morning Tribune'
Subject: Legal Notice for your paper

Contacts: Lewiston Morning Tribune

June 27, 2013

Legal Notice Department
LEWISTON MORNING TRIBUNE
505 C ST PO BOX 957
LEWISTON ID 83501

RE: Legal Ad

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before July 22, 2013. Your cooperation is appreciated.

Sincerely,

Sharla Cox
Administrative Assistant
Department of Water Resources
900 N Skyline Dr Ste A
Idaho Falls ID 83402
208-525-7161
208-525-7177 – fax

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 78653**

CIRCLE PI LLC, HC 62 BOX 2295, MAY, ID 83253; has filed Application No. 78653 for changes to the following water rights within CUSTER, LEMHI County(s): Right No(s). 73-10037, 73-10063, 73-105, 73-107, 73-108, 73-114, 73-115, 73-12, 73-2015, 73-2037, 73-2053, 73-6; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. The purpose of the transfer is to change a portion of the above rights as follows:

The applicant proposes to change the point of diversion and to change the place of use. The points of diversion are in the SWNW Sec 1 T14N R21E from Pahsimeroi River, Sulphur Creek, Patterson Creek, unnamed stream and springs, also in the NENE from Patterson Creek and springs, in the SWNE from spring and unnamed stream, in the SENW from Patterson Creek, unnamed stream and springs within Sec 7 T14N R22E for 14.88 cfs. The place of use is within Sec 1, 2, 3, 11 and 12 T14N R21E for 626.1 acres.

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 together with a protest fee of \$25.00 for each application on or before 7/22/2013. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on July 4 and 11, 2013

Cox, Sharla

From: Cox, Sharla
Sent: Thursday, June 27, 2013 11:51 AM
To: 'Recorder Herald (rhlegals@custertel.net)'
Subject: Legal Notice for your paper
Attachments: Recorder Herald.doc

Contacts: Recorder Herald

Sharla

Sharla Cox
Administrative Assistant
Idaho Department of Water Resources
900 N. Skyline Dr. Ste. A
Idaho Falls ID 83402
208-525-7161 - telephone
208-525-7177 - fax
sharla.cox@idwr.idaho.gov

Cox, Sharla

From: Cox, Sharla
Sent: Thursday, June 27, 2013 11:52 AM
To: 'Challis Messenger (ameans@challismessenger. com) '
Subject: Legal Notice for your paper
Attachments: Challis Messenger E-Mail.doc

Contacts: Challis Messenger

Sharla

Sharla Cox
Administrative Assistant
Idaho Department of Water Resources
900 N. Skyline Dr. Ste. A
Idaho Falls ID 83402
208-525-7161 - telephone
208-525-7177 - fax
sharla.cox@idwr.idaho.gov

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

74-15996

CITY OF SALMON

200 MAIN ST

SALMON, ID 83467

Point of Diversion

NESW S9 T21N R22E

NESW S9 T21N R22E

SWNW S9 T21N R22E

LEMHI County

Source GROUND WATER Tributary

Use: RECREATION STORAGE

03/15 to 11/15 35 AF

Total Diversion: 35 AF

Date Filed: 9/10/2012

Place Of Use: RECREATION STORAGE

T21N R22E S9 NESW

This application proposes the diversion and use of water from ground water tributary to 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 the diversion rate 35 acre feet for recreational storage will be applied to the subordination amounts specified in the decree for the Wild & Scenic River listed above.

75-14773

JEROLD W WALLACE

PO BOX 126

CARMEN, ID 83642

Point of Diversion

NENW S31 T23N R23E

LEMHI County

Source WASTE WATER Tributary FREEMAN CREEK

Use: IRRIGATION

04/01 to 10/31 0.26 CFS

Total Diversion: 0.26 CFS

Date Filed: 5/13/2013

Place Of Use: IRRIGATION

T23N R23E S31 SENW

Total Acres: 13

This application proposes the diversion and use of water from waste water tributary to 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 the diversion rate 0.26 cfs for 13 acres will be applied to the subordination amounts specified in the decree for the Wild & Scenic River listed above.

Permits will be subject to all prior water rights. 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 § 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 together with a protest fee of \$25.00 for each application on or before July 22, 2013. The protestant must also send a copy of the protest to the applicant.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 78653

CIRCLE PI LLC, HC 62 BOX 2295, MAY, ID 83253; has filed Application No. 78653 for changes to the following water rights within CUSTER, LEMHI County(s): Right No(s). 73-10037, 73-10063, 73-105, 73-107, 73-108, 73-114, 73-115, 73-12, 73-2015, 73-2037, 73-2053, 73-6; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. The purpose of the transfer is to change a portion of the above rights as follows:

The applicant proposes to change the point of diversion and to change the place of use. The points of diversion are in the SWNW Sec 1 T14N R21E from Pahsimeroi River, Sulpher Creek, Patterson Creek, unnamed stream and springs, also in the NENE from Patterson Creek and springs, in the SWNE from spring and unnamed stream, in the SENW from Patterson Creek, unnamed stream and springs within Sec 7 T14N R22E for 14.88 cfs. The place of use is within Sec 1, 2, 3, 11 and 12 T14N R21E for 626.1 acres.

TRANSFER NO. 78654

CIRCLE PI LLC, HC 62 BOX 2295, MAY, ID 83253; has filed Application No. 78654 for changes to the following water rights within CUSTER, LEMHI County(s): Right No(s). 73-10037, 73-10063, 73-105, 73-107, 73-108, 73-114, 73-115, 73-12, 73-2015, 73-2037, 73-2053, 73-6; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. The purpose of the transfer is to change a portion of the above rights as follows:

The applicant proposes to change the point of diversion and to change the place of use. The points of diversion are in the SESW Sec 1 T14N R21E from Pahsimeroi River, Patterson Creek, Sulpher Creek, unnamed stream and springs and in the NENE from Patterson Creek and Spring, the SWNE from spring and unnamed stream, the SENW from Patterson Creek, springs and unnamed stream Sec 7 T14N R22E for 2.32 cfs. The place of use is within Sec 2 and 3 T14N R21E for 97.7 acres.

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 together with a protest fee of \$25.00 for each application on or before July 22, 2013. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on July 3 and 11, 2013

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

CIRCLE PI LLC
HC 62 BOX 2295
MAY, ID 83253

73-12219

Point of Diversion
NENW S12 T14N R21E
CUSTER County
Source GROUND WATER Tributary
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: IRRIGATION
04/01 to 10/31 0.1 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Total Diversion: 0.1 CFS

Date Filed: 3/20/2013

Place Of Use: DOMESTIC

T14N R21E S1 SESW
T14N R21E S12 NENW
Place Of Use: STOCKWATER

T14N R21E S1 SESW
T14N R21E S12 NENW
Place Of Use: IRRIGATION

T14N R21E S1 SESW
T14N R21E S12 NENW
Total Acres: 5.1

This application proposes the diversion and use of water from ground water tributary to 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 the diversion rate 0.10 cfs for 5.1 acres, along with domestic and stockwater use will be applied to the subordination amounts specified in the decree for the Wild & Scenic River listed above.

73-12220

Point of Diversion
NWNW S12 T14N R21E
CUSTER County
Source GROUND WATER Tributary
Use: IRRIGATION
04/01 to 10/31 3.05 CFS
Total Diversion: 3.05 CFS

Date Filed: 3/20/2013

Place Of Use: IRRIGATION

T14N R21E S1 NWSW SWSW SESW
T14N R21E S2 NESE SESE
T14N R21E S11 NENE
T14N R21E S12 NWNE SWNE NENW NWNW SWNW SENW NESW NWSW
Total Acres: 258.4

This application proposes the diversion and use of water from ground water tributary to 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 the diversion rate of 3.05 cfs for 258.4 acres will be applied to the subordination amounts specified in the decree for the Wild & Scenic River listed above.

Permits will be subject to all prior water rights. 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 § 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 together with a protest fee of \$25.00 for each application on or before July 22, 2013. The protestant must also send a copy of the protest to the applicant.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 78650

CIRCLE PI LLC, HC 62 BOX 2295, MAY, ID 83253; has filed Application No. 78650 for changes to the following water rights within CUSTER County(s): Right No(s). 73-7025; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. The purpose of the transfer is to change a portion of the above rights as follows: The applicant proposes to change the place of use. The point of diversion remains the same for 2.12 cfs from ground water. The place of use is within Sec 1, 2, 11 and 12 T14N R21E for 106 acres within the 258.4 acre place of use.

TRANSFER NO. 78653

CIRCLE PI LLC, HC 62 BOX 2295, MAY, ID 83253; has filed Application No. 78653 for changes to the following water rights within CUSTER, LEMHI County(s): Right No(s). 73-10037, 73-10063, 73-105, 73-107, 73-108, 73-114, 73-115, 73-12, 73-2015, 73-2037,

73-2053, 73-6; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. The purpose of the transfer is to change a portion of the above rights as follows: The applicant proposes to change the point of diversion and to change the place of use. The points of diversion are in the SWNW Sec 1 T14N R21E from Pahsimeroi River, Sulpher Creek, Patterson Creek, unnamed stream and springs, also in the NENE from Patterson Creek and springs, in the SWNE from spring and unnamed stream, in the SENW from Patterson Creek, unnamed stream and springs within Sec 7 T14N R22E for 14.88 cfs. The place of use is within Sec 1, 2, 3, 11 and 12 T14N R21E for 626.1 acres.

TRANSFER NO. 78654

CIRCLE PI LLC, HC 62 BOX 2295, MAY, ID 83253; has filed Application No. 78654 for changes to the following water rights within CUSTER, LEMHI County(s): Right No(s). 73-10037, 73-10063, 73-105, 73-107, 73-108, 73-114, 73-115, 73-12, 73-2015, 73-2037, 73-2053, 73-6; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. The purpose of the transfer is to change a portion of the above rights as follows: The applicant proposes to change the point of diversion and to change the place of use. The points of diversion are in the SESW Sec 1 T14N R21E from Pahsimeroi River, Patterson Creek, Sulpher Creek, unnamed stream and springs and in the NENE from Patterson Creek and Spring, the SWNE from spring and unnamed stream, the SENW from Patterson Creek, springs and unnamed stream Sec 7 T14N R22E for 2.32 cfs. The place of use is within Sec 2 and 3 T14N R21E for 97.7 acres. 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 together with a protest fee of \$25.00 for each application on or before July 22, 2013. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on July 3 and 11, 2013

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 78653

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GARY SPACKMAN, Director

Published on July 4 and 11, 2013