



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region, 900 North Skyline Drive, Suite A • Idaho Falls, Idaho 83402-1718

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

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

January 24, 2013

DAN E FRENCH
EILEEN T FRENCH
218 HWY 28
SALMON, ID 83467

Application For Permit No. 74-15990

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 2/7/2013 and 2/14/2013. 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 permit.

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

Sincerely,

Sharla Cox
Administrative Assistant

Cox, Sharla

From: Cox, Sharla
Sent: Thursday, January 24, 2013 11:33 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

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

74-15990

DAN E FRENCH

EILEEN T FRENCH

218 HWY 28

SALMON, ID 83467

Point of Diversion SENE S14 T21N R22E

LEMHI County

Source LEMHI RIVER Tributary SALMON RIVER

Use: STOCKWATER

01/01 to 12/31 0.1 CFS

Total Diversion: 0.1 CFS

Date Filed: 12/7/2012

Place Of Use: STOCKWATER

T21N R22E S14 NWNE NENW SWNW

This application proposes the diversion and use of water from Lemhi River 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 .10 cfs for stockwater use will be applied to the subordination amounts specified in the decree for the Wild & Scenic River listed above.

74-15992

JORDAN JAMES WHITTAKER

SUSAN M WHITTAKER

PO BOX 177

LEADORE, ID 83464

Point of Diversion NENW S8 T15N R25E

LEMHI County

Source BIG EIGHTMILE CREEK Tributary LEMHI RIVER

Use: POWER

01/15 to 03/14 6.98 CFS

Use: POWER

03/15 to 11/15 25.26 CFS

Total Diversion: 25.26 CFS

Date Filed: 1/4/2013

Place Of Use: POWER

T16N R25E S33 SESE

This application proposes the diversion and use of water from Big Eightmile Creek tributary to Lemhi River 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 the diversion rate of 25.26 cfs for power use 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 2/25/2013. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 2/7/2013 and 2/14/2013