



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

September 26, 2012

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

GLORIA H EBERHARD
MILTON KIRK EBERHARD
PO BOX 251
CARMEN, ID 83462-0251

Application For Permit No. 75-14734, 75-14735

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 October 4 and 11, 2012. 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: Wednesday, September 26, 2012 11:30 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:

GLORIA H EBERHARD
MILTON KIRK EBERHARD
PO BOX 251
CARMEN, ID 83462-0251
75-14734

Point of Diversion
NWNE S17 T22N R22E
LEMHI County
Source WASTE WATER Tributary

Use: IRRIGATION
04/15 to 10/31 0.06 CFS
Total Diversion: 0.06 CFS
Date Filed: 8/28/2012

Place Of Use: IRRIGATION

T22N R22E S8 SWSE
T22N R22E S17 NWNE
Total Acres: 3

This application proposes the diversion and use of water from waste water 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 the diversion rate .06 cfs and 3 acres will be applied to the subordination amounts specified in the decree for the Wild & Scenic River listed above.

75-14735

Point of Diversion
SWSE S8 T22N R22E
LEMHI County
Source CARMEN CREEK Tributary SALMON RIVER

Use: IRRIGATION
04/15 to 10/31 0.01 CFS
Total Diversion: 0.01 CFS
Date Filed: 8/27/2012

Place Of Use: IRRIGATION

T22N R22E S8 SWSE

This application proposes the diversion and use of water from Carmen 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 the diversion rate .01 cfs and .5 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 October 22, 2012. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on October 4 and 11, 2012