



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

July 12, 2012

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

KEVIN YELTON
395 PAHSIMEROI RD
ELLIS, ID 83253

Application For Permit No. 73-12203

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 July 19 and 26, 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: Thursday, July 12, 2012 4:09 PM
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

A COPY WILL BE FAXED TO YOU ALSO. Thank you. Sharla

July 12, 2012

Legal Notice Department

Recorder Herald
PO Box 310
Salmon ID 83467

RE: Legal Ad for your paper

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 August 6, 2012. Your cooperation is appreciated.

Sincerely

Sharla Cox
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

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

73-12203

KEVIN YELTON

395 PAHSIMEROI RD

ELLIS, ID 83253

Point of Diversion

NESENW S8 T15N R21E

LEMHI County

Source SPRINGS Tributary PAHSIMEROI RIVER

Use: IRRIGATION

04/01 to 10/31 0.05 CFS

Use: IRRIGATION FROM STORAGE

04/01 to 10/31 0.05 CFS

Use: IRRIGATION STORAGE

04/01 to 10/31 0.5 AF

Use: STOCKWATER

01/01 to 12/31 0.02 CFS

Use: STOCKWATER STORAGE

01/01 to 12/31 0.5 AF

Total Diversion: 0.05 CFS

0.5 AF

Date Filed: 5/18/2012

Place Of Use: IRRIGATION STORAGE, IRRIGATION FROM STORAGE, IRRIGATION, STOCKWATER STORAGE, STOCKWATER

T15N R21E S8 SENW

This application proposes the diversion and use of water from springs tributary to Pahsimeroi River 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 0.05 cfs and 2.5 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 August 8, 2012. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on July 19 and 26, 2012