

Maline, Denise

From: Maline, Denise
Sent: Friday, June 01, 2012 9:57 AM
To: Challis Messenger
Subject: LEGAL NOTICE
Attachments: Challis Messenger Cover Letter.docx; Challis Messenger Ad.docx

Attached please find (1) legal notice being submitted for publication on June 7th & 14th, 2012. Please contact me if you have any questions, or if you are not able to run the ad on the dates requested.

We have been having computer problems the past few days, so can you please confirm and verify that you received this e-mail and legal notice? It is greatly appreciated.

Thank you in advance,

Denise Maline
Administrative Assistant
Idaho Department of Water Resources
1341 Fillmore St, Ste 200
Twin Falls, Idaho 83301
(208) 736-3033
denise.maline@idwr.idaho.gov

June 1, 2012

LEGAL NOTICE DEPARTMENT
CHALLIS MESSENGER
PO BOX 405
CHALLIS, ID 83226

RE: Application For Permit No.(s): 72-7579 & 72-7580

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.

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 June 25, 2012. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

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

72-7579

LOIS VON MORGANROTH
L & M ANGUS RANCH
1223 MONTANA AVE
SANTA MONICA, CA 90403

Point of Diversion NENWSW S10 T12N R20E CUSTER County Source WARM SPRING CREEK Tributary SALMON RIVER

Use: WILDLIFE STORAGE 1/01 to 12/31 1.7 AF

Total Diversion: 1.7 AF

Date Filed: 10/25/1999

Place Of Use: WILDLIFE STORAGE

T12N R20E S10 NWSW

Application seeks to appropriate 1.7 acre-feet of water for wildlife storage in an existing pond located on Warm Spring Creek approximately 6.4 miles south and 6.0 miles east of the Highway 75 & Highway 93 intersection south of Challis. This application proposes the diversion and use of water tributary to a federally designated Wild & Scenic River (Salmon 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 storage purposes.

72-7580

LOIS VON MORGANROTH
L & M ANGUS RANCH
1223 MONTANA AVE
SANTA MONICA, CA 90403

Point of Diversion NENWSW S10 T12N R20E CUSTER County Source WARM SPRING CREEK Tributary SALMON RIVER

Use: COMMERCIAL 6/01 to 9/30 0.02 CFS

Use: DIVERSION TO STORAGE 1/01 to 12/31 0.1 CFS

Use: WILDLIFE STORAGE 1/01 to 12/31 0.1 AF

Total Diversion: 0.1 CFS

Date Filed: 12/17/1999

Place Of Use: WILDLIFE STORAGE

T12N R20E S10 SWNW

Place Of Use: COMMERCIAL

T12N R20E S9 SENE

Application seeks to appropriate 0.10 cfs of water from Warm Spring Creek for diversion to storage for two small wildlife ponds totaling 0.1 acre-feet. The application also proposes to allow for the diversion of 0.02 cfs of water from Warm Spring Creek for commercial use associated with filling tanker trucks to cool live fish shipments. The property involved with the application is located approximately 6.0 - 6.4 miles south and 5.5 - 6.0 miles east of the Highway 75 & Highway 93 intersection south of Challis. This application proposes the diversion and use of water tributary to a federally designated Wild & Scenic River (Salmon 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. A portion of the water use proposed in this application will benefit from the subordination provision because it is for storage purposes and 0.02 cfs (commercial use) will be applied to the subordination amounts specified in the decree for the Salmon River Wild & Scenic River.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or for a full description of the right(s), please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. 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, Southern Region, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301 together with a protest fee of \$25.00 for each application on or before June 25, 2012. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director
Published on June 7th & 14th, 2012