

IDAHO DEPARTMENT OF WATER RESOURCES
1341 FILLMORE STREET-STE# 200
TWIN FALLS ID 83301
Phone: 736-3033, Fax#: 736-3037

July 28, 2010

Legal Notice Department
Custer Publishing Co
PO Box 405
Challis ID 83226

Ladies and Gentlemen:

Enclosed you will find a legal notice which we wish to have published in the Challis Messenger 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. Your cooperation is appreciated.

Sincerely,

Mary A. Baldwin
Administrative Assistant

NOTICE OF APPLICATIONS

The following applications have been filed by the **UNITED STATES OF AMERICA ACTING THROUGH USDI - FISH AND WILDLIFE SERVICE, DIVISION OF ENGINEERING, 911 N E 11TH AVE; PORTLAND OR 97232-4181** concerning the public waters of the State of Idaho, Custer County:

Application for Permit No. 71-10934

Two Points of Diversion within NENE, S01, T09N, R13E
Four Points of Diversion within L5 (NWSE), S36, T10N, R13E
Two Points of Diversion within L8 (SESE), S36, T10N, R13E
Source: GROUND WATER
Use: FISH PROPAGATION, 01/01 to 12/31 (2.5 CFS)
Total Diversion: 2.5 CFS
Date Filed: 7/14/2010

Place Of Use: L4 (SWNE) & L5 (NWSE), S36, T10N, R13E

Application seeks to appropriate 2.5 cfs of groundwater from four existing wells and up to four new wells for fish propagation use associated with the Sawtooth Fish Hatchery located approximately 4.6 miles south and 2.5 miles east of Stanley. This application proposes the diversion and use of water tributary to the federally designated 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 it is for a United States right.****Permit will be subject to all prior water rights. Protests may be submitted based on the criteria of Idaho Code § 42-203A.*******Application for Transfer No. 76669** proposes adding up to four new wells as authorized points of diversion for right 71-7078 which currently authorizes the diversion of up to 9.3 cfs from a system of five existing wells utilized for irrigation, domestic, and fish propagation uses. The well locations and property associated with the application is located at the Sawtooth Fish Hatchery approximately 4.6 miles south and 2.5 miles east of Stanley.***Protests may be submitted based on the criteria of Idaho Code Sec. 42-222.**** To see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. Any protest must be filed with the Department 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 August 23, 2010. The protestant must also send a copy of the protest to the applicant.

Gary Spackman, Interim Director

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