



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
Interim Director

August 26, 2009

LEGAL NOTICE DEPARTMENT
RECORDER-HERALD
PO BOX 310
SALMON, ID 83467

RE: Application For Permit No.: 75-14612, 75-14607, 75-14606 and 75-14490

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 September 21, 2009. Your cooperation is appreciated.

Sincerely,

Sharla Cox
Administrative Assistant

Enclosure(s)

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

75-14612

CUSTER TELEPHONE BROADBAND SERVICES LLC
BOX 324
CHALLIS, ID 83226

Point of Diversion SENESE S6 T21N R22E LEMHI County Source GROUND WATER

Use: HEATING 01/01 to 12/31 0.05 CFS
Use: COOLING 01/01 to 12/31 0.05 CFS
Total Diversion: 0.05 CFS

Date Filed: 6/19/2009
Place Of Use: COOLING
T21N R22E S6 NESE

This application proposes the diversion and use of water from ground water 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 .05 cfs for heating and cooling for a heat pump will be applied to the subordination amounts specified in the decree for the Wild & Scenic River listed above.

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

75-14607

JOE ENGLE
SANDIE ENGLE
311 AVE A
SALMON, ID 83467

Point of Diversion SENW S6 T21N R22E LEMHI County Source JESSE CREEK

Use: IRRIGATION 04/01 to 10/31 0.04 CFS
Total Diversion: 0.04 CFS

Date Filed: 5/4/2009
Place Of Use: IRRIGATION
T21N R22E S6 SENE

This application proposes the diversion and use of water from Jesse Creek tributary to Pollard Creek, 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 of .04 cfs and 1.9 acres will be applied to the subordination amounts specified in the decree for the Wild & Scenic River listed above.

75-14606

JOHN A GILK
DOROTHY B GILK
PO BOX 262
CARMEN, ID 83462

Point of Diversion NWNESE S36 T23N R22E LEMHI County Source FREEMAN CREEK
Tributary to CARMEN CREEK

Use: IRRIGATION 04/01 to 11/01 0.02 CFS
Total Diversion: 0.02 CFS

Date Filed: 4/20/2009
Place Of Use: IRRIGATION
T23N R22E S36 NESE
Total Acres: 1

This application proposes the diversion and use of water from Freeman Creek tributary to Carmen Creek, 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 of .02 cfs and 1.0acre will be applied to the subordination amounts specified in the decree for the Wild & Scenic River listed above.

75-14490

GEARY SPATH
BILLIE SPATH
PO BOX 12
CARMEN, ID 83462

Point of Diversion SWSW S2 T22N R22E LEMHI County Source FREEMAN CREEK
Tributary to CARMEN CREEK

Use: IRRIGATION 04/01 to 10/31 0.04 CFS
Total Diversion: 0.04 CFS

Date Filed: 10/16/2007
Place Of Use: IRRIGATION
T22N R22E S2 SWSW
Total Acres: 2

This application proposes the diversion and use of water from Freeman Creek tributary to Carmen Creek 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 .04 cfs 2.0 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. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

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 September 21, 2009. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Published on September 3 and 10, 2009