

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

July 9, 2009

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

RE: Application for Permit No.: 72-16802

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 8/3/2009. Your cooperation is appreciated.

Sincerely,

Mary Baldwin
Administrative Assistant

Enclosure

NOTICE OF APPLICATION

Application for Permit No. 72-16802 has been filed to appropriate the public waters of the State of Idaho, Custer County as listed:

KENNETH J. AND WENDY A. RODGERS

PO BOX 659

CHALLIS, ID 83226-0659

Point of Diversion: SENWSW, S28, T13N, R19E

Source: SALMON RIVER Tributary to SNAKE RIVER

Use: IRRIGATION - 04/15 to 10/15 (0.08 CFS)

Use: STOCKWATER - 01/01 to 12/31 (0.02 CFS)

Total Diversion: (0.1 CFS)

Date Filed: 6/24/2009

Place Of Use: Parts of S28, T13N, R19E.

Application for permit proposes to divert 0.10 cfs for irrigation (0.08) and stockwater (0.02) use from the Salmon River via a pump located approximately 3.4 mi. south and 1.1 mi. west of the HWY 93 and HWY 75 junction south of Challis.****This application proposes the diversion and use of water tributary to 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 it is for stockwater purpose and the irrigation diversion rate and 2.6 acres will be applied to the subordination amounts specified in the decree for the applicable Wild & Scenic River.****Permit 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, Southern Region, 1341 Fillmore St, Suite 200, Twin Falls ID 83301 together with a protest fee of \$25.00 on or before 8/3/2009. The protestant must also send a copy of the protest to the applicant.

Published in the Challis Messenger on 7/16 & 7/23/09.