

IDAHO DEPARTMENT OF WATER RESOURCES
1341 FILLMORE STREET-STE# 200
TWIN FALLS ID 83301
Phone: 736-3033, Fax#: 736-3037
May 28, 2009

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 APPLICATION FOR PERMIT

The following application has been filed to appropriate the public waters of the State of Idaho within Custer County:

Application for Permit No. 72-16772

TRAVIS & BRENDA BULLOCK

PO BOX 1189

CHALLIS ID 83226

Source: GROUND WATER

Points of Diversion: SESENW,SWNE, S10, T14N, R19E

Uses: IRRIGATION 04/15 To 10/15 (0.72 CFS)

Use: IRRIGATION STORAGE 04/15 To 10/15 (0.5 AFA)

Use: IRRIGATION FROM STORAGE - 04/15 To 10/15 (0.5 AFA)

Use: COMMERCIAL 01/01 To 12/31 (0.19 CFS)

Use: FISH PROPAGATION 01/01 To 12/31 (0.23 CFS)

Use: HEATING 01/01 To 12/31 (0.55 CFS)

Use: DOMESTIC 01/01 To 12/31 (0.04 CFS)

Use: RECREATION 01/01 To 12/31 (0.26 CFS)

Use: DIVERSION TO STORAGE - 01/01 To 12/31 (0.78 CFS)

Total Diversion: 0.78 CFS, 0.5 AFA

Date Filed: 08/05/2008

Place Of Use: IRRIGATION of 36 acres and other uses within parts of S10, T14N, R19E

Remark: This application covers irrigation and additional non-consumptive uses (fish propagation, recreation, heating, commercial and domestic) from a well that was drilled for irrigation under an earlier permit.

Geothermal water was encountered during the drilling process, and the heat value of the water must be used before the water can be used for irrigation unless a waiver is granted; a waiver has been requested. The well is located about 3 1/2 miles north and 1 mile east of Challis. The application also requests a second well on the same property, as the first well does not provide enough water for the proposed uses. This application proposes the diversion and use of water tributary to the Salmon River (a federally designated 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 non-consumptive uses proposed in this application will benefit from the subordination provision.

The irrigation use proposed in this application will benefit from the subordination provision because the diversion rate and acres are the same as those permitted by 72-16699 which have been applied to the subordination amounts specified in the decree for the Wild & Scenic River listed above. Permit will be subject to all prior water rights. For specific details regarding the application, please contact IDWR Southern Regional Office at 208-736-3033 or visit the website for the Department at

<http://www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp> Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code. Protests against approval must be filed with IDWR, Southern Region, 1341 Fillmore St.-Suite 200; Twin Falls, ID 83301 with a protest fee of \$25.00 for each application on or before June 22, 2009. The protestant must also send a copy of the protest to the applicant.

David R. Tuthill, JR., Director