

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

November 13, 2008

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

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NOTICE OF APPLICATIONS

Notice is hereby given that the following two applications have been filed with the Idaho Department of Water Resources concerning the public waters of the State of Idaho, Custer County by **KETCHUM LONG ISLAND LLC, PO BOX 2238; KETCHUM ID 83340.**

Application for Permit No. 71-10921

Point of Diversion: SWSESW, S10, T07N, R14E

Source: SALMON RIVER Tributary To SNAKE RIVER

Uses: 01/01 To 12/31

RECREATION (1.22 CFS)

RECREATION STORAGE (12 AFA)

AESTHETIC (1.22 CFS)

AESTHETIC STORAGE (12 AFA)

Total Diversion: (1.22 CFS, 12 AFA)

Date Filed: 12/10/2007

Place Of Use: SWSE, S10, T07N, R14E

Remark: Application seeks to appropriate 1.21 cfs to be diverted from the Salmon River at a point located approximately 18.9 miles south and 6.1 miles east of Stanley for recreation and aesthetic uses associated with ponds that will impound 12 acre-feet of storage on property located approximately 18.75 - 19.0 miles south and 6.25 - 6.5 miles east of Stanley. Companion transfer application # 74715 proposes converting a 1.5 acre portion of an irrigation right to mitigate evaporative losses associated with this application. 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 storage and non-consumptive purposes. Permit will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code. \*\*\*\*Application for Transfer No. 74715 proposes changing the point of diversion and place of use for a 12.5 acre (1.63 cfs) portion of a Salmon River irrigation water right by moving it from its current diversion located approximately 21.75 miles south and 6.9 miles east of Stanley and its place of use located approximately 20.6 - 21.0 miles south and 6.5 - 6.75 miles east of Stanley to land further downstream. The new point of diversion from the Salmon River will be located approximately 18.9 miles south and 6.1 miles east of Stanley. The application proposes the irrigation of 11.0 acres within a 33.6 acre permissible place of use located approximately 18.75 - 19.0 miles south and 6.25 - 6.5 miles east of Stanley, with a 1.5 acre portion of the right being converted to mitigation use associated with ponds to be constructed on the permissible place of use property as described by companion Application for Permit 71-10921. Protests may be submitted based on the criteria of Sec 42-222, Idaho Code. \*\*\*\*\*For specific details regarding an 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 against approval of an application 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 December 8, 2008. The protestant must also send a copy of the protest to the applicant.

David R. Tuthill, JR., Director

Published in the Challis Messenger on 11/20 & 11/26/08.