

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

August 15, 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

The following numbered applications have been filed to appropriate the public waters of the State of Idaho, Custer County by the **IDAHO DEPT FISH AND GAME, 600 S WALNUT; BOISE ID 83707**. These applications propose 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 these applications will benefit from the subordination provision because it is for non consumptive purposes.

**71-10909**

Point of Diversion: SESWSW, S9, T08N, R14E

Source: FOURTH OF JULY CREEK Tributary To SALMON RIVER

Use: 04/01 To 11/01

FISH PROPAGATION (0.8 CFS)

Total Diversion: 0.8 CFS

Date Filed: 12/20/2007

Place Of Use: SWSW, S9, T08N, R14E

Remark: Application proposes the diversion of 0.80 cfs from Fourth of July Creek for the installation of a fish screen located approximately 13.0 miles south and 5.25 miles east of Stanley.

**71-10910**

Point of Diversion: SWNENE, S12, T08N, R14E

Source: FOURTH OF JULY CREEK Tributary To SALMON RIVER

Use: 04/01 To 11/01

FISH PROPAGATION (0.8 CFS)

Total Diversion: 0.8 CFS

Date Filed: 12/20/2007

Place Of Use: NENE, S12, T08N, R14E

Remark: Application proposes the diversion of 0.80 cfs from Fourth of July Creek for the installation of a fish screen located approximately 12.25 miles south and 9.0 miles east of Stanley.

**71-10911**

Point of Diversion: SESWSE, S10, T08N, R14E

Source: FOURTH OF JULY CREEK Tributary To SALMON RIVER

Use: 04/01 To 11/01

FISH PROPAGATION (0.8 CFS)

Total Diversion: 0.8 CFS

Date Filed: 12/20/2007

Place Of Use: SWSE, S10, T08N, R14E

Remark: Application proposes the diversion of 0.80 cfs from Fourth of July Creek for the installation of a fish screen located approximately 13.0 miles south and 6.5 miles east of Stanley.

**71-10912**

Point of Diversion: NESWSE, S5, T10N, R13E

Source: IRON CREEK Tributary To VALLEY CREEK

Use: 04/01 To 11/01

FISH PROPAGATION (0.8 CFS)

Total Diversion: 0.8 CFS

Date Filed: 12/20/2007

Place Of Use: SWSE, S5, T10N, R13E

Remark: Application proposes the diversion of 0.80 cfs for installation of a fish screen located approximately 5.25 miles West and 1.0 miles North of Stanley.

**71-10913**

Point of Diversion: SENWNW, S8, T10N, R13E

Source: IRON CREEK Tributary To VALLEY CREEK

Use: 04/01 To 11/01

FISH PROPAGATION (0.8 CFS)

Total Diversion: 0.8 CFS

Date Filed: 12/20/2007

Place Of Use: NWNW, S8, T10N, R13E

Remark: Application proposes the diversion of 0.80 cfs from Iron Creek for the installation of a fish screen located approximately 1.75 miles west and 0.1 miles south of Stanley.

**71-10914**

Point of Diversion: SWSWSW, S15, T08N, R14E

Source: CHAMPION CREEK Tributary To SALMON RIVER

Use: 04/01 To 11/01

FISH PROPAGATION (0.8 CFS)

Total Diversion: 0.8 CFS

Date Filed: 12/20/2007

Place Of Use: SWSW, S15, T08N, R14E

Remark: Application proposes the diversion of 0.80 cfs from Champion Creek for the installation of a fish screen located approximately 13.9 miles south and 6.1 miles east of Stanley.

**71-10915**

Point of Diversion: NENWNW, S23, T08N, R14E

Source: CHAMPION CREEK Tributary To SALMON RIVER

Use: 04/01 To 11/01

FISH PROPAGATION (0.8 CFS)

Total Diversion: 0.8 CFS

Date Filed: 12/20/2007

Place Of Use: NWNW, S23, T08N, R14E

Remark: Application proposes the diversion of 0.80 cfs from Champion Creek for the installation of a fish screen located approximately 14.5 miles south and 7.25 miles east of Stanley.

**71-10916**

Point of Diversion: NWNENE, S23, T08N, R14E

Source: CHAMPION CREEK Tributary To SALMON RIVER

Use: 04/01 To 11/01

FISH PROPAGATION (0.8 CFS)

CM-Combo-Applications

Total Diversion: 0.8 CFS

Date Filed: 12/20/2007

Place Of Use: NENE, S23, T08N, R14E

Remark: Application proposes the diversion of 0.80 cfs from Champion Creek for the installation of a fish screen located approximately 14.5 miles south and 8.5 miles east of Stanley.

**71-10917**

Point of Diversion: SWSENE, S7, T10N, R13E

Source: IRON CREEK Tributary To VALLEY CREEK

Use: 04/01 To 11/01

FISH PROPAGATION (0.8 CFS)

Total Diversion: 0.8 CFS

Date Filed: 12/20/2007

Place Of Use: SENE, S7, T10N, R13E

Remark: Application proposes the diversion of 0.80 cfs from Iron Creek for the installation of a fish screen located approximately 2.2 miles west and 0.4 miles south of Stanley.

**71-10920**

Point of Diversion: NESENE, S7, T10N, R13E

Source: IRON CREEK Tributary To VALLEY CREEK

Use: 04/01 To 11/01

FISH PROPAGATION (0.8 CFS)

Total Diversion: 0.8 CFS

Date Filed: 12/20/2007

Place Of Use: SENE, S7, T10N, R13E

Remark: Application proposes the diversion of 0.80 cfs from Iron Creek for the installation of a fish screen located approximately 2.0 miles west and 0.25 miles south of Stanley.

**72-16745**

Point of Diversion: SWNENE, S28, T11N, R17E

Source: SQUAW CREEK Tributary To SALMON RIVER

Use: 04/01 To 11/01

FISH PROPAGATION (0.8 CFS)

Total Diversion: 0.8 CFS

Date Filed: 12/20/2007

Place Of Use: NENE, S28, T11N, R17E

Remark: Application proposes the diversion of 0.80 cfs from Squaw Creek for installation of a fish screen located 2.8 miles due West of Clayton.

**72-16746**

Point of Diversion: SWNESW, S16, T11N, R17E

Source: SQUAW CREEK Tributary To SALMON RIVER

Use: 04/01 To 11/01

FISH PROPAGATION (0.8 CFS)

Total Diversion: 0.8 CFS

Date Filed: 12/20/2007

Place Of Use: NESW, S16, T11N, R17E

Remark: Application proposes the diversion of 0.80 cfs from Squaw Creek for installation of a fish screen located approximately 3.3 miles West and 1.5 miles North of Clayton.

**72-16747**

Point of Diversion: NENWNE, S28, T11N, R17E

Source: SQUAW CREEK Tributary To SALMON RIVER

Use: 04/01 To 11/01

FISH PROPAGATION (0.8 CFS)

Total Diversion: 0.8 CFS

Date Filed: 12/20/2007

Place Of Use: NWNE, S28, T11N, R17E

Remark: Application proposes the diversion of 0.80 cfs from Squaw Creek for installation of a fish screen located approximately 2.9 miles West and 0.1 miles North of Clayton.

**72-16748**

Point of Diversion: SESENE, S8, T11N, R17E

Source: SQUAW CREEK Tributary To SALMON RIVER

Use: 04/01 To 11/01

FISH PROPAGATION (0.8 CFS)

Total Diversion: 0.8 CFS

Date Filed: 12/20/2007

Place Of Use: SENE, S8, T11N, R17E

Remark: Application proposes the diversion of 0.80 cfs from Squaw Creek for installation of a fish screen located approximately 3.6 miles west and 2.7 miles north of Clayton.

**72-16750**

Point of Diversion: NENESE, S8, T11N, R17E

Source: SQUAW CREEK Tributary To SALMON RIVER

Use: 04/01 To 11/01

FISH PROPAGATION (0.8 CFS)

Total Diversion: 0.8 CFS

Date Filed: 12/20/2007

Place Of Use: NESE, S8, T11N, R17E

Remark: Application proposes the diversion of 0.80 cfs from Squaw Creek for installation of a fish screen located approximately 3.6 miles west and 2.5 miles north of Clayton.

**72-16751**

Point of Diversion: SWNWSE, S22, T09N, R17E

Source: EAST FORK SALMON RIVER Tributary To SALMON RIVER

Use: 04/01 To 11/01

FISH PROPAGATION (0.8 CFS)

Total Diversion: 0.8 CFS

Date Filed: 12/20/2007

Place Of Use: NWSE, S22, T09N, R17E

Remark: Application proposes the diversion of 0.80 cfs from the East Fork of the Salmon River for installation of a fish screen located approximately 11.5 miles south and 2.0 miles west of Clayton.

**72-16752**

Point of Diversion: L9 (SWSWNW), S4, T14N, R18E

Source: CHALLIS CREEK Tributary To SALMON RIVER

Use: 04/01 To 11/01

FISH PROPAGATION (0.8 CFS)

Total Diversion: 0.8 CFS

Date Filed: 12/20/2007

Place Of Use: SWNW, S4, T14N, R18E

Remark: Application proposes the diversion of 0.8 cfs from Challis Creek for installation of a fish screen located approximately 5 miles north and 5.75 miles west of Challis.

**72-16753**

Point of Diversion: SENWSW, S14, T15N, R19E

Source: MORGAN CREEK Tributary To SALMON RIVER

Use: 04/01 To 11/01

FISH PROPAGATION (0.8 CFS)

Total Diversion: 0.8 CFS

Date Filed: 12/20/2007

Place Of Use: NWSW, S14, T15N, R19E

Remark: Application proposes the diversion of 0.8 cfs from Morgan Creek for installation of a fish screen located approximately 9 miles north and 2 miles east of Challis.

**72-16754**

Point of Diversion: SWNWNE, S23, T15N, R19E

Source: MORGAN CREEK Tributary To SALMON RIVER

Use: 04/01 To 11/01

FISH PROPAGATION (0.8 CFS)

CM-Combo-Applications

Total Diversion: 0.8 CFS  
Date Filed: 12/20/2007  
Place Of Use: NWNE, S23, T15N, R19E  
Remark: Application proposes the diversion of 0.8 cfs from Morgan Creek for installation of a fish screen located approximately 8 miles north and 2.4 miles east of Challis.

**72-16755**

Point of Diversion: NENESE, S23, T15N, R19E  
Source: MORGAN CREEK Tributary To SALMON RIVER  
Use: 04/01 To 11/01  
FISH PROPAGATION (0.8 CFS)  
Total Diversion: 0.8 CFS  
Date Filed: 12/20/2007  
Place Of Use: NESE, S23, T15N, R19E  
Remark: Application proposes the diversion of 0.8 cfs from Morgan Creek for installation of a fish screen located approximately 7.5 miles north and 2.75 miles east of Challis.

**72-16756**

Point of Diversion: NWNENW, S9, T14N, R19E  
Source: CHALLIS CREEK Tributary To SALMON RIVER  
Use: 04/01 To 11/01  
FISH PROPAGATION (0.8 CFS)  
Total Diversion: 0.8 CFS  
Date Filed: 12/20/2007  
Place Of Use: NENW, S9, T14N, R19E  
Remark: Application proposes the diversion of 0.8 cfs from Challis Creek for installation of a fish screen located approximately 4 miles north of Challis.

**72-16757**

Point of Diversion: SWNWNW, S7, T14N, R19E  
Source: CHALLIS CREEK Tributary To SALMON RIVER  
Use: 04/01 To 11/01  
FISH PROPAGATION (0.8 CFS)  
Total Diversion: 0.8 CFS  
Date Filed: 12/20/2007  
Place Of Use: NWNW, S7, T14N, R19E  
Remark: Application proposes the diversion of 0.8 cfs from Challis Creek for installation of a fish screen located approximately 3.8 miles north and 2 miles west of Challis.

**72-16758**

Point of Diversion: SWSWSE, S3, T14N, R19E  
Source: CHALLIS CREEK Tributary To SALMON RIVER  
Use: 04/01 To 11/01  
FISH PROPAGATION (0.8 CFS)  
Total Diversion: 0.8 CFS  
Date Filed: 12/20/2007  
Place Of Use: SWSE, S3, T14N, R19E  
Remark: Application proposes the diversion of 0.8 cfs from Challis Creek for installation of a fish screen located approximately 4.1 miles north and 1.3 miles east of Challis.

\*\*\*\*\*The following numbered application has also been filed to appropriate the public waters of the State of Idaho, Custer County. 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 domestic purposes.

**72-16744**

DAVID and JOANNE TEFERTILLER  
286 N 700 E  
KAYSVILLE UT 84037

Point of Diversion: L1 (SWNENW), S19, T12N, R19E  
Source: SALMON RIVER Tributary To SNAKE RIVER  
Use: 04/01 To 10/31  
DOMESTIC (0.02 CFS)  
Total Diversion: 0.02 CFS  
Date Filed: 12/06/2007  
Place Of Use: NENW Lot 1, S19, T12N, R19E

Remark: Application proposes to divert 0.02 cfs from the Salmon River for domestic use to irrigate up to 1/2 acre, Lot 6 Blk 1, Tunnel Rock Acres, approximately 7 miles North and 7 miles east of the city of Clayton.

\*\*\*\*\*Permits will be subject to all prior water rights. Protests against an above listed application may be submitted based on the criteria of Sec 42-203A, Idaho Code.

#### NOTICE OF PROPOSED CHANGE TO WATER RIGHTS

Notice is hereby given that an Application for Transfer has been filed with the Idaho Department of Water Resources for changes to water rights within Custer County. **Application No. 74777 filed by ROGER A. and KATHERINE A. BROWNING, 360 N BEDFORD DR STE 204; BEVERLY HILLS CA 90210-5157** proposes to add two points of diversion from Goat Creek to two existing water Rights that authorize the diversion of 0.28 cfs for the irrigation of 7.1 acres on land located approximately 0.7-0.8 mi. south and 1.5-1.7 mi. west of the HWY 75 and HWY 21 junction at Stanley. In total, three diversions (one existing and the two new) located approximately 0.7-0.8 mi. south and 1.5-1.7 mi. west of the HWY 75 and HWY 21 junction will be used after the transfer. Protests against the proposed change 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 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 September 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 8/21 & 8/28/08.