

RECEIVED

FORM 202 Rev. 09/16

SEP 22 2023

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Ident. No. 75-15090Department of Water Resources
Eastern Region**APPLICATION FOR PERMIT**

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) STATE OF IDAHO, Idaho Fish and Game Commission Phone 208-334-3700
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address P.O. Box 25 City Boise
 State ID ZIP 83707 Email mike.demick@idfg.idaho.gov
2. Name of representative, if any Mike Demick - Easement Specialist Phone 208-756-6022
 Mailing address 97 Highway 93 North City Salmon
 State ID ZIP 83467 Email mike.demick@idfg.idaho.gov
- a. ☐ Send all correspondence for this application to the representative and not to the applicant OR
☒ Send original correspondence to the applicant and copies to the representative.
- b. ☒ The representative may submit information for the applicant but is not authorized to sign for the applicant OR
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation.
3. Source of water supply Tower Creek which is a tributary of Salmon River
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
23N	22E	17			SW	NW	Lemhi	Tower Creek	SToC-03

5. Water will be used for the following purposes:
- Amount .80 for Fish Propagation purposes from 4/1 to 10/31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
6. Total quantity to be appropriated is (a) .80 cubic feet per second (cfs) and/or (b) _____ acre-feet per year (af).
7. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source. Single rotary drum fish screen (18-inch dia. by 6-foot perf. plate), paddlewheel powered, 10-inch fish bypass pipe from stream to creek, lockable headgate.
- b. Height of storage dam na feet; active reservoir capacity na acre-feet; total reservoir capacity na acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 12. For dams 10 feet or more in height AND having a storage capacity of 50 acre-feet or more, submit a separate [Application for Construction or Enlargement of a New or Existing Dam](#). Application required? ☐ Yes ☒ No
- c. Proposed well diameter is na inches; proposed depth of well is na feet.
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No
- e. If well is already drilled, when? na; drilling firm na; well was drilled for (well owner) na; Drilling Permit No. na

For Department Use

Received by _____ Date _____ Time _____ Preliminary check by _____
 Fee \$ 250.00 Receipted by atd Receipt No. 8000001 Date 9/22/23

8. Description of proposed uses (if irrigation only, go to item 9):
- Hydropower; show total feet of head and proposed capacity in kW. na
 - Stockwatering; list number and kind of livestock. na
 - Municipal; must complete and attach the [Municipal Water Right Application Checklist](#).
 - Domestic; show number of households na
 - Other; describe fully. This is a non-consumptive use that enables fish entrained in ditch to return to stream through a fish bypass pipe that runs from the screen to the stream.
9. Description of place of use:
- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
 - If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
23N	22E	17							H										

Total number of acres to be irrigated: 0

10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? Point of Diversion is shared with other water right holder. This is the only right for fish screen.
11. a. Who owns the property at the point of diversion? Barry P. Klinger
b. Who owns the land to be irrigated or place of use? Barry P. Klinger
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: IDFG has a recorded easement for ingress/egress to construct/operate/maintain fish screen on property
12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. To record a non-consumptive use of water for a fish screen/fish bypass pipe installed and currently operating.
13. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year).
14. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map or maps clearly identifying the proposed point of diversion, place of use, section #, township & range. The map scale shall not be less than two (2) inches equal to one (1) mile.

The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Signature of Applicant

Signature of Applicant

Print Name (and title, if applicable)

Print Name (and title, if applicable)

Application for Water Right - Tower Creek 03



2/19/2021, 2:11:58 PM

Points



Override 1



Override 2



Counties



Quarter Quarter



Section



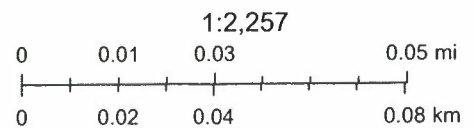
Township/Range



Idaho Outline



Idaho Mask



GeoEye, Maxar, Microsoft, Created by NRCS from 1:24,000 scale USGS topographic maps., Esri, HERE, IPC, Idaho Department of Water Resources

Idaho Department of Water Resources

Maxar, Microsoft | Created by NRCS from 1:24,000 scale USGS topographic maps. | Idaho Department of Water Resources | USDA, Natural Resources Conservation Services | Esri, HERE, IPC |



IDAHO DEPARTMENT OF FISH AND GAME

600 S Walnut / P.O. Box 25
Boise, Idaho 83707

Brad Little / Governor
Ed Schriever / Director

RECEIVED

September 5, 2023

SEP 22 2023

Idaho Department of Water Resources
Eastern Region
900 N. Skyline Dr. Suite A
Idaho Falls, ID 83402-1718

Department of Water Resources
Eastern Region

Dear IDWR:

Enclosed please find four (3) "Application for Permit" documents for non-consumptive water rights in Basin 75.

Please initiate the Interagency Billing Process for the \$750.00 fee (\$250.00 each).
When processing these documents, please use the following LUMA coding:

Agency	260
Project	2601477102024
Org Cost Center	4770
Program	260C1NX
Appropriation	FGAA
Fund	16090
Location	260703

Please send the billing documents to IDFG Headquarters Office, Attention: Tom Bassista, P.O. Box 25, Boise, ID 83707, or by email at Tom.Bassista@idfg.idaho.gov.

Please send copies of the approved transfers to IDFG, Attn: Mike Demick, 97 Hwy 93 N, Salmon, ID 83467. Please call or email me if you have any questions at 208-756-6022, mike.demick@idfg.idaho.gov.

Sincerely,

Mike Demick
Easement Specialist

Enc: Three (3) "Application for Permit" forms

Keeping Idaho's Wildlife Heritage



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

October 12, 2023

STATE OF IDAHO
DEPT OF FISH AND GAME
PO BOX 25
BOISE, ID 83707-0025

RE: Application for Permit Nos. 75-15089, 75-15090, 75-15091

Dear Applicant:

The Department of Water Resources has received your water right applications. Please refer to the number referenced above in all future correspondence regarding these applications.

A legal notice of the applications has been prepared and is scheduled for publication in the RECORDER HERALD on 10/19/2023 and 10/26/2023. Protests to these applications may be submitted for a period ending ten (10) days after the second publication.

If the applications are protested, you will be sent a copy of each protest. All protests must be resolved before the applications can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the applications are not protested, the Department will process your applications and notify you of any action taken on the applications. If your applications are approved, the Department will send you a copy of the permits.

Please contact this office if you have any questions regarding the applications.

Sincerely,

Christina Henman
Administrative Assistant

CC:
MICHAEL DEMICK
97 HIGHWAY 93 N
SALMON, ID 83467-5292

Henman, Christina

From: Henman, Christina
Sent: Thursday, October 12, 2023 12:31 PM
To: rhlegals@custertel.net
Subject: Legal Notice for Recorder Herald
Attachments: 75-15089, 75-15090, 75-15091 Recorder Herald.docx

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

RE: Application for Permit No. 75-15089, 75-15090, 75-15091

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 11/6/2023. Your cooperation is appreciated

Thank You,



Christina Henman
Administrative Assistant
IDWR, Eastern Region
900 N Skyline Ste. A
Idaho Falls, ID 83402
Phone: (208) 525-7161

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

75-15089

STATE OF IDAHO DEPT OF FISH AND GAME, PO BOX 25, BOISE, ID 83707-0025

Point of Diversion NWSE S6 T22N R22E LEMHI County

Source SALMON RIVER Tributary SNAKE RIVER

Use: FISH PROPAGATION

04/01 to 10/31

0.8 CFS

Total Diversion:

0.8 CFS

Date Filed: 09-22-2023

Place Of Use: FISH PROPAGATION

T22N R22E S6

NWSE

This application proposes the diversion and use of water from 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 nonconsumptive.

75-15090

STATE OF IDAHO DEPT OF FISH AND GAME, PO BOX 25, BOISE, ID 83707-0025

Point of Diversion SWNW S17 T23N R22E LEMHI County

Source TOWER CREEK Tributary SALMON RIVER

Use: FISH PROPAGATION

04/01 to 10/31

0.8 CFS

Total Diversion:

0.8 CFS

Date Filed: 09-22-2023

Place Of Use: FISH PROPAGATION

T23N R22E S17

SWNW

This application proposes the diversion and use of water from Tower Creek a 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 it is nonconsumptive.

75-15091

STATE OF IDAHO DEPT OF FISH AND GAME, PO BOX 25, BOISE, ID 83707-0025

Point of Diversion NWNW S22 T25N R21E LEMHI County

Source SALMON RIVER Tributary SALMON RIVER

Use: FISH PROPAGATION

04/01 to 10/31

0.8 CFS

Total Diversion:

0.8 CFS

Date Filed: 09-22-2023

Place Of Use: FISH PROPAGATION

T25N R21E S21

NENE

Place Of Use: FISH PROPAGATION

T25N R21E S22

NWNW

This application proposes the diversion and use of water from North Fork Salmon River 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 nonconsumptive.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Eastern office at (208)525-7161; or for a full description of the right(s), please see <https://idwr.idaho.gov/apps/ExtSearch/WRAApplicationResults/>.

Protests may be submitted based on the criteria of Idaho Code § 42-203A. 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 83402-1718 together with a protest fee of \$25.00 for each application on or before 11/6/2023. The protestant must also send a copy of the protest to the applicant.

MATHEW WEAVER, Director

Published on 10/19/2023 and 10/26/2023