



State of 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

Website: idwr.idaho.gov • Email: easterninfo@idwr.idaho.gov

BRAD LITTLE
Governor

August 8, 2019

GARY SPACKMAN
Director

BURGESS CANAL & IRRIGATING CO
C/O CHRIS BOLTER SEC
PO BOX 536
RIGBY, ID 83442

RE: Transfer No. 83503
Water Right No(s). 1-10093, 1-10418, 1-117P, 1-249, 1-29, 1-31, 1-32, 1-33,
1-353, 1-35P

Dear Applicant(s):

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

A legal notice of the application has been prepared and is scheduled for publication in the JEFFERSON STAR on August 14 and 21, 2019 and POST REGISTER, TIMES NEWS, IDAHO STATESMAN, LEWISTON TRIBUNE, on August 15 and 22, 2019. Protests to this application may be submitted for a period ending ten (10) days after the second publication (**on September 3, 2019 at 5pm**).

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application 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 application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

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

Sincerely,

Sharla Cox
Administrative Assistant



State of 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

Website: idwr.idaho.gov • Email: easterninfo@idwr.idaho.gov

BRAD LITTLE

August 8, 2019

GARY SPACKMAN

Director

Tony Olenichak
Water District 01
900 N Skyline Dr Ste A
Idaho Falls ID 83402

RE: Application for Transfer 83503, **Michael processed, protest date 9/3/2019**

Dear Watermaster:

A copy of the above referenced application is enclosed. Please review the application, then complete the enclosed recommendation form and return it to this office within 21 days of the date of this letter.

IDWR's regional offices can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered during regional review. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

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

Sincerely,

Sharla Cox
Administrative Assistant

Enclosure(s)

Cox, Sharla

From: Cox, Sharla
Sent: Thursday, August 08, 2019 8:55 AM
To: 'info@jeffersonstarnews.com'
Subject: Legal Notice for your paper
Attachments: Jefferson Star E-Mail.doc

Sharla

*Sharla Cox
Administrative Assistant
Idaho Dept of Water Resources
900 N Skyline Dr. Ste A.
Idaho Falls ID 83402
sharla.cox@idwr.idaho.gov
208-525-7161 phone
208-525-7177 fax*

Cox, Sharla

From: Cox, Sharla
Sent: Thursday, August 08, 2019 8:54 AM
To: 'legals@magicvalley.com'
Subject: Legal Notice for your paper
Attachments: Times News E-Mail.doc

Sharla

*Sharla Cox
Administrative Assistant
Idaho Dept of Water Resources
900 N Skyline Dr. Ste A.
Idaho Falls ID 83402
sharla.cox@idwr.idaho.gov
208-525-7161 phone
208-525-7177 fax*

Cox, Sharla

From: Cox, Sharla
Sent: Thursday, August 08, 2019 8:53 AM
To: 'legalnotices@postregister.com'
Subject: Legal Notice for your paper
Attachments: Post Register E-Mail.doc

Sharla

*Sharla Cox
Administrative Assistant
Idaho Dept of Water Resources
900 N Skyline Dr. Ste A.
Idaho Falls ID 83402
sharla.cox@idwr.idaho.gov
208-525-7161 phone
208-525-7177 fax*

Cox, Sharla

From: Cox, Sharla
Sent: Thursday, August 08, 2019 8:53 AM
To: 'legals@lmtribune.com'
Subject: Legal Notice for your paper
Attachments: Lewiston Morning Tribune E-Mail.doc

August 8, 2019

MAY CONTAIN MORE THAN 1 PAGE!

Legal Notice Department
LEWISTON MORNING TRIBUNE
505 C ST PO BOX 957
LEWISTON ID 83501

RE: Legal Ad

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper 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 September 3, 2019. Your cooperation is appreciated.

Sincerely,

Sharla Cox
Administrative Assistant
Department of Water Resources
900 N Skyline Dr Ste A
Idaho Falls ID 83402
208-525-7161
208-525-7177 – fax

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 83503**

BURGESS CANAL & IRRIGATING CO, C/O CHRIS BOLTER SEC, PO BOX 536, RIGBY, ID 83442; has filed Application No. 83503 for changes to the following water rights within BONNEVILLE, JEFFERSON County(s): Right No(s). 1-10093, 1-10418, 1-117P, 1-249, 1-29, 1-31, 1-32, 1-33, 1-353, 1-35P; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to change a portion of the above rights as follows: add point of diversion. The points of diversion are in NWSESW Sec 13 T3N R37E; Lot 2 (SWSESW) and Lot 4 (SESESW) Sec 23, SWSWSW (new) Sec 25, Lot 1 (NWNWNW), Lot 2 (NESWNW), and NWSESW Sec 36, T4N R37E; and SESESW Sec 20, T4N R40E for 1130 cfs from Snake River. The new point of diversion will be limited to 4.21 cfs. The place of use remains the same.

For additional information concerning the property location, contact Eastern Region office at (208) 525-7161. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222.

Any protest against the proposed change must be filed with the Department 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 September 3, 2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 8/15/2019 and 8/22/2019

Cox, Sharla

From: Cox, Sharla
Sent: Thursday, August 08, 2019 8:51 AM
To: 'legals@idahostatesman.com'
Subject: Legal Notice for your paper
Attachments: Idaho Statesman 1.RTF

Sharla

*Sharla Cox
Administrative Assistant
Idaho Dept of Water Resources
900 N Skyline Dr. Ste A.
Idaho Falls ID 83402
sharla.cox@idwr.idaho.gov
208-525-7161 phone
208-525-7177 fax*

August 8, 2019

Main contain more than 1 page

Legal Notice Department

IDAHO STATESMAN

PO BOX 40

BOISE ID 83707

RE: Legal Ad

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper 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 September 3, 2019. Your cooperation is appreciated.

Sincerely,

Sharla Cox
Administrative Assistant
Department of Water Resources
900 N Skyline Dr Ste A
Idaho Falls ID 83402
208-525-7161
208-525-7177 – fax

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 83503

BURGESS CANAL & IRRIGATING CO, C/O CHRIS BOLTER SEC, PO BOX 536, RIGBY, ID 83442; has filed Application No. 83503 for changes to the following water rights within BONNEVILLE, JEFFERSON County(s): Right No(s): 1-10093, 1-10418, 1-117P, 1-249, 1-29, 1-31, 1-32, 1-33, 1-353, 1-35P; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to change a portion of the above rights as follows: add point of diversion. The points of diversion are in NWSESW Sec 13 T3N R37E; Lot 2 (SWSESW) and Lot 4 (SESESW) Sec 23, SWSWSW (new) Sec 25, Lot 1 (NWNWNW), Lot 2 (NESWNW), and NWSESW Sec 36, T4N R37E; and SESESW Sec 20, T4N R40E for 1130 cfs from Snake River. The new point of diversion will be limited to 4.21 cfs. The place of use remains the same.

For additional information concerning the property location, contact Eastern Region office at (208) 525-7161. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222.

Any protest against the proposed change must be filed with the Department 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 September 3, 2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 8/15/2019 and 8/22/2019

August 8, 2019

MAY CONTAIN MORE THAN 1 PAGE!

Legal Notice Department

LEWISTON MORNING TRIBUNE
505 C ST PO BOX 957
LEWISTON ID 83501

RE: Legal Ad

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper 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 September 3, 2019. Your cooperation is appreciated.

Sincerely,

Sharla Cox
Administrative Assistant
Department of Water Resources
900 N Skyline Dr Ste A
Idaho Falls ID 83402
208-525-7161
208-525-7177 – fax

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 83503**

BURGESS CANAL & IRRIGATING CO, C/O CHRIS BOLTER SEC, PO BOX 536, RIGBY, ID 83442; has filed Application No. 83503 for changes to the following water rights within BONNEVILLE, JEFFERSON County(s): Right No(s). 1-10093, 1-10418, 1-117P, 1-249, 1-29, 1-31, 1-32, 1-33, 1-353, 1-35P; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to change a portion of the above rights as follows: add point of diversion. The points of diversion are in NWSESW Sec 13 T3N R37E; Lot 2 (SWSESW) and Lot 4 (SESESW) Sec 23, SWSWSW (new) Sec 25, Lot 1 (NWNWNW), Lot 2 (NESWNW), and NWSESW Sec 36, T4N R37E; and SESESW Sec 20, T4N R40E for 1130 cfs from Snake River. The new point of diversion will be limited to 4.21 cfs. The place of use remains the same.

For additional information concerning the property location, contact Eastern Region office at (208) 525-7161. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222.

Any protest against the proposed change must be filed with the Department 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 September 3, 2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 8/15/2019 and 8/22/2019

August 8, 2019

Legal Notice Department

Post Register

PO Box 1800

Idaho Falls ID 83403

RE: Legal Adds for your paper

Dear Taylor Winger:

Enclosed you will find a legal notice which we wish to have published in your newspaper 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 September 3, 2019. Your cooperation is appreciated.

Sincerely

Sharla Cox

Administrative Assistant

Dept of Water Resources

900 N Skyline Dr Ste A

Idaho Falls ID 83402

208-525-7161

208-525-7177 – fax

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 83503

BURGESS CANAL & IRRIGATING CO, C/O CHRIS BOLTER SEC, PO BOX 536, RIGBY, ID 83442; has filed Application No. 83503 for changes to the following water rights within BONNEVILLE, JEFFERSON County(s): Right No(s). 1-10093, 1-10418, 1-117P, 1-249, 1-29, 1-31, 1-32, 1-33, 1-353, 1-35P; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to change a portion of the above rights as follows: add point of diversion. The points of diversion are in NWSESW Sec 13 T3N R37E; Lot 2 (SWSESW) and Lot 4 (SESESW) Sec 23, SWSWSW (new) Sec 25, Lot 1 (NWNWNW), Lot 2 (NESWNW), and NWSESW Sec 36, T4N R37E; and SESESW Sec 20, T4N R40E for 1130 cfs from Snake River. The new point of diversion will be limited to 4.21 cfs. The place of use remains the same.

For additional information concerning the property location, contact Eastern Region office at (208) 525-7161. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222.

Any protest against the proposed change must be filed with the Department 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 September 3, 2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 8/15/2019 and 8/22/2019

August 8, 2019

Legal Notice Department
TIMES NEWS
PO BOX 548
TWIN FALLS ID 83303-0548

RE: Legal Ad

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper 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 September 3, 2019. Your cooperation is appreciated.

Sincerely,

Sharla Cox
Administrative Assistant
Water Resources
900 N Skyline Dr Ste A
Idaho Falls ID 83402
208-525-7161

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 83503

BURGESS CANAL & IRRIGATING CO, C/O CHRIS BOLTER SEC, PO BOX 536, RIGBY, ID 83442; has filed Application No. 83503 for changes to the following water rights within BONNEVILLE, JEFFERSON County(s): Right No(s). 1-10093, 1-10418, 1-117P, 1-249, 1-29, 1-31, 1-32, 1-33, 1-353, 1-35P; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to change a portion of the above rights as follows: add point of diversion. The points of diversion are in NWSESW Sec 13 T3N R37E; Lot 2 (SWSESW) and Lot 4 (SESESW) Sec 23, SWSWSW (new) Sec 25, Lot 1 (NWNWNW), Lot 2 (NESWNW), and NWSESW Sec 36, T4N R37E; and SESESW Sec 20, T4N R40E for 1130 cfs from Snake River. The new point of diversion will be limited to 4.21 cfs. The place of use remains the same. For additional information concerning the property location, contact Eastern Region office at (208) 525-7161. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department 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 September 3, 2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on 8/15/2019 and 8/22/2019

CAN CONTAIN MORE THAN 1 (ONE) PAGE

August 8, 2019

Legal Notice Department
JEFFERSON COUNTY STAR
PO BOX 37
RIGBY ID 83442

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper 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 **September 3, 2019**. Your cooperation is appreciated.

Sincerely

Sharla Cox
Administrative Assistant

PLEASE PUT IN NORMAL COLUMN AND NO BORDERS. THANK YOU.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 83503**

BURGESS CANAL & IRRIGATING CO, C/O CHRIS BOLTER SEC, PO BOX 536, RIGBY, ID 83442; has filed Application No. 83503 for changes to the following water rights within BONNEVILLE, JEFFERSON County(s): Right No(s). 1-10093, 1-10418, 1-117P, 1-249, 1-29, 1-31, 1-32, 1-33, 1-353, 1-35P; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to change a portion of the above rights as follows: add point of diversion. The points of diversion are in NWSESW Sec 13 T3N R37E; Lot 2 (SWSESW) and Lot 4 (SESESW) Sec 23, SWSWSW (new) Sec 25, Lot 1 (NWNWNW), Lot 2 (NESWNW), and NWSESW Sec 36, T4N R37E; and SESESW Sec 20, T4N R40E for 1130 cfs from Snake River. The new point of diversion will be limited to 4.21 cfs. The place of use remains the same. For additional information concerning the property location, contact Eastern Region office at (208) 525-7161. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department 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 September 3, 2019. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director
Published on 8/14/2019 and 8/21/2019