

FEB 21 2018

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAMENDED
APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for a water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right. See the [Application for Transfer Instructions](#) for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

- ☐ Change diversion point(s) ☒ Add diversion point(s) ☐ Ownership change ☐ Ownership split

1. APPLICANT(S) Mary J Horgan and Robert H Horgan Phone 208-796-2184
 2. MAILING ADDRESS 14180 NE Cross Water Lane City Mountain Home
 State ID Zip 83647 Email m_breezy@msn.com

- ☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.
☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.
☒ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) are required for water right ownership changes; see Item 9 for the [fee schedule](#).

If the ownership change resulted in the water right(s) being split, how did the division occur? Mark one:

- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

- ☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. LIST WATER RIGHT NUMBER(S) 61-12226

- ☒ Attach a copy of the water right(s) as recorded, available at www.idwr.idaho.gov, *Water Right Transfers, Step 1*, or by contacting any Department office.

4. TOTAL AMOUNT OF WATER transferred is 0.31 cubic feet per second and/or _____ acre-feet per annum.
 (diversion rate) (storage volume)

5. POINT OF DIVERSION – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

- ☐ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at www.idwr.idaho.gov, *Water Right Transfers, Online Resources*.

New?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
No			NE	SE	11	02S	06E	Elmore	Canyon Creek	
No			NW	NW	12	02S	06E	Elmore	Canyon Creek	
Yes			NE	SE	11	02S	06E	Elmore	Canyon Creek	

6. GENERAL INFORMATION

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:
Output delivery by electric 2-hp pump. Future measuring device would accommodate this.

- b. Who owns the property at the point(s) of diversion? Sec 11 => Applicants, Sec 12=> Bureau of Reclamation
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right(s), or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe:

- d. Is any portion of the water right(s) proposed to be changed currently leased to the Water Supply Bank? ☒ Yes ☐ No

- ☐ If yes and there are multiple owners, attach a Lessor Designation form.
☒ If yes, the individual owner or designated lessor must complete, sign and attach an IRS Form W-9.
(Disregard if these items are on file and ownership has not changed.)

7. **MAP** - ☒ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurred. Clearly label the map with township, range, section and $\frac{1}{4}$ $\frac{1}{4}$ of section information. The Map Tool, available at maps.idwr.idaho.gov/TransferApplicationLayouts/ provides a satisfactory template for creating the required map.

8. **SIGNATURE** - The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.

Mary J Horgan
Signature of applicant or authorized agent

Mary J Horgan
Print name and title if applicable

2/17/2018
Date

Robert L Horgan
Signature of applicant or authorized agent

Robert L Horgan
Print name and title if applicable

2/17/2018
Date

9. **FEE** - ☐ The application filing fee provided in Section 42-221, Idaho Code, must be submitted with the application for transfer. The Application fee is based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The Fee Schedule is available at www.idwr.idaho.gov, Water Right Transfers, Step 4 and in the Application for Transfer Instructions.

FOR DEPARTMENT USE ONLY

Transfer includes 10 pages of attachments. Received by _____ Date 2-21-18
Fee paid \$500 Date _____ Received by _____ Receipt # W0458551(\$200), W046068(\$300)
Preliminary review by CP Date 2/21/18 Active in the Water Supply Bank? Yes ☒ No ☐
W-9 received? Yes ☒ No ☐ Name on W-9 Mary J Norstebon Horgan W-9 forwarded to fiscal? Yes ☐ No ☐
(Do NOT scan the W-9 - confidential information is held by fiscal only)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 20 2017

WATER RESOURCES
WESTERN REGION
DIVISION

APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION

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Check all that apply:

- ☐ Change diversion point(s) ☒ Add diversion point(s) ☐ Ownership change ☐ Ownership split

1. APPLICANT(S) Margaret Horgan and Robert L. Horgan Phone 208 796 2184

2. MAILING ADDRESS 14180 NE Crosswater Ln City Yam Hill

State TX Zip 83647 Email m_breezy@msn.com

- ☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.

- ☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.

- ☒ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) are required for water right ownership changes; see Item 9 for the [fee schedule](#). *- A separate packet of documents are included for this -*

If the ownership change resulted in the water right(s) being split, how did the division occur? Mark one:

- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
- ☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

- ☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. LIST WATER RIGHT NUMBER(S) 61-12226

- ☒ Attach a copy of the water right(s) as recorded, available at www.idwr.idaho.gov, *Water Right Transfers, Step 1*, or by contacting any Department office.

4. **TOTAL AMOUNT OF WATER** transferred is 0.20 cubic feet per second and/or _____ acre-feet per annum.
(diversion rate) (storage volume)

5. **POINT OF DIVERSION** – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

- ☐ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at www.idwr.idaho.gov, *Water Right Transfers, Online Resources*.

[illegible]

6. GENERAL INFORMATION

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

Output delivery by electric 2 hsp pump - future measuring device would accommodate this.

- b. Who owns the property at the point(s) of diversion? 11, 025, 06E: Mary and Bob Horgan, Bureau of Reclamation
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system: 17, 025, 06E

Irrigation easement - deeded

- c. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right(s), or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe:

- d. Is any portion of the water right(s) proposed to be changed currently leased to the Water Supply Bank? ☒ Yes ☐ No

- ☐ If yes and there are multiple owners, attach a [Lessor Designation](#) form.
☒ If yes, the individual owner or designated lessor must complete, sign and attach an [IRS Form W-9](#).
(Disregard if these items are on file and ownership has not changed.)

7. **MAP** - ☒ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurred. Clearly label the map with township, range, section and $\frac{1}{4}$ $\frac{1}{4}$ of section information. The *Map Tool*, available at maps.idwr.idaho.gov/TransferApplicationLayouts/ provides a satisfactory template for creating the required map.

8. **SIGNATURE** - The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.

Mary J. Horgan
Signature of applicant or authorized agent

Mary J. Horgan
Print name and title if applicable

11/15/2017
Date

Robert L. Horgan
Signature of applicant or authorized agent

Robert L. Horgan
Print name and title if applicable

11-15-2017
Date

9. **FEE** - ☒ The application filing fee provided in Section 42-221, Idaho Code, must be submitted with the application for transfer. The Application fee is based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The [Fee Schedule](#) is available at www.idwr.idaho.gov, *Water Right Transfers, Step 4* and in the [Application for Transfer Instructions](#).

FOR DEPARTMENT USE ONLY

Transfer includes 10 pages of attachments. Received by CJ Date 11/20/17

Fee paid \$200 Date 11/20/17 Received by CJ Receipt # W045851

Preliminary review by _____ Date _____ Active in the Water Supply Bank? Yes ☒ No ☐

W-9 received? Yes ☒ No ☐ Name on W-9 Mary J Norsteban Horgan W-9 forwarded to fiscal? Yes ☐ No ☐

(Do NOT scan the W-9 - confidential information is held by fiscal only)

* Superseded by amendment
2/21/18
82043

* W-9 forwarded
w/ ownership
change sent to
state office.
-CJ

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

11/15/2017

WATER RIGHT NO. 61-12226

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARY J HORGAN 14180 NE CROSS WATER LN MOUNTAIN HOME, ID 83647 2087962184
Original Owner	STANLEY G NORSTEBON 14158 NE MEMORY LN MOUNTAIN HOME, ID 83647 2087962770
Original Owner	MILDRED M NORSTEBON 1458 MAYFIELD RD MOUNTAIN HOME, ID 83647 2087962770

Priority Date: 10/01/1874
Basis: Decreed
Status: Active
Water Supply Bank Status: Active

<u>Source</u>	<u>Tributary</u>
CANYON CREEK	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.3 CFS	40 AFA
STOCKWATER	01/01	12/31	0.01 CFS	0.3 AFA
Total Diversion			0.31 CFS	

Location of Point(s) of Diversion:

CANYON CREEK NESE Sec. 11 Township 02S Range 06E ELMORE County

CANYON CREEK NWNW Sec. 12 Township 02S Range 06E ELMORE County

IRRIGATION Use:

Acre Limit: 10

Place(s) of use:

Place of Use Legal Description: IRRIGATION ELMORE County

<u>Townshi</u> <u>p</u>	<u>Rang</u> <u>e</u>	<u>Section</u> <u>n</u>	<u>Lo</u> <u>t</u>	<u>Tract</u>	<u>Acre</u> <u>s</u>	<u>Lo</u> <u>t</u>	<u>Trac</u> <u>t</u>	<u>Acre</u> <u>s</u>	<u>Lo</u> <u>t</u>	<u>Trac</u> <u>t</u>	<u>Acre</u> <u>s</u>	<u>Lo</u> <u>t</u>	<u>Trac</u> <u>t</u>	<u>Acre</u> <u>s</u>
02S	06E	11		SEN E	0.5									
				NES E	27		SESE 31							

Place of Use Legal Description: STOCKWATER ELMORE County

<u>Townshi</u> <u>p</u>	<u>Rang</u> <u>e</u>	<u>Section</u> <u>n</u>	<u>Lo</u> <u>t</u>	<u>Tract</u>	<u>Acre</u> <u>s</u>	<u>Lo</u> <u>t</u>	<u>Trac</u> <u>t</u>	<u>Acre</u> <u>s</u>	<u>Lo</u> <u>t</u>	<u>Trac</u> <u>t</u>	<u>Acre</u> <u>s</u>	<u>Lo</u> <u>t</u>	<u>Trac</u> <u>t</u>	<u>Acre</u> <u>s</u>
02S	06E	11		SEN E										
				NES E			SESE							

Total Acres: 58.5

Conditions of Approval:

1. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

- Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
3. T19 The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 10/26/2000.
 4. X61 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 61.
 5. R05 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions.
 6. R43 This right is limited to the irrigation of 10 acres within the place of use described above in a single irrigation season.
 7. X27 Rights 61-12223 thru 61-12226 when combined shall not exceed a total diversion rate of 0.03 cfs and a total annual maximum diversion volume of 1.0 af for stockwater purposes and a total diversion rate of 1.19 cfs for irrigation purposes.
 8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
 9. R64 All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
 10. X63 Rights 61-12223 thru 61-12226 share the point of diversion located in the NWNW, S12, T2S, R6E.
 - 11.

Dates:

Licensed Date:

Decreed Date: 10/26/2000

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

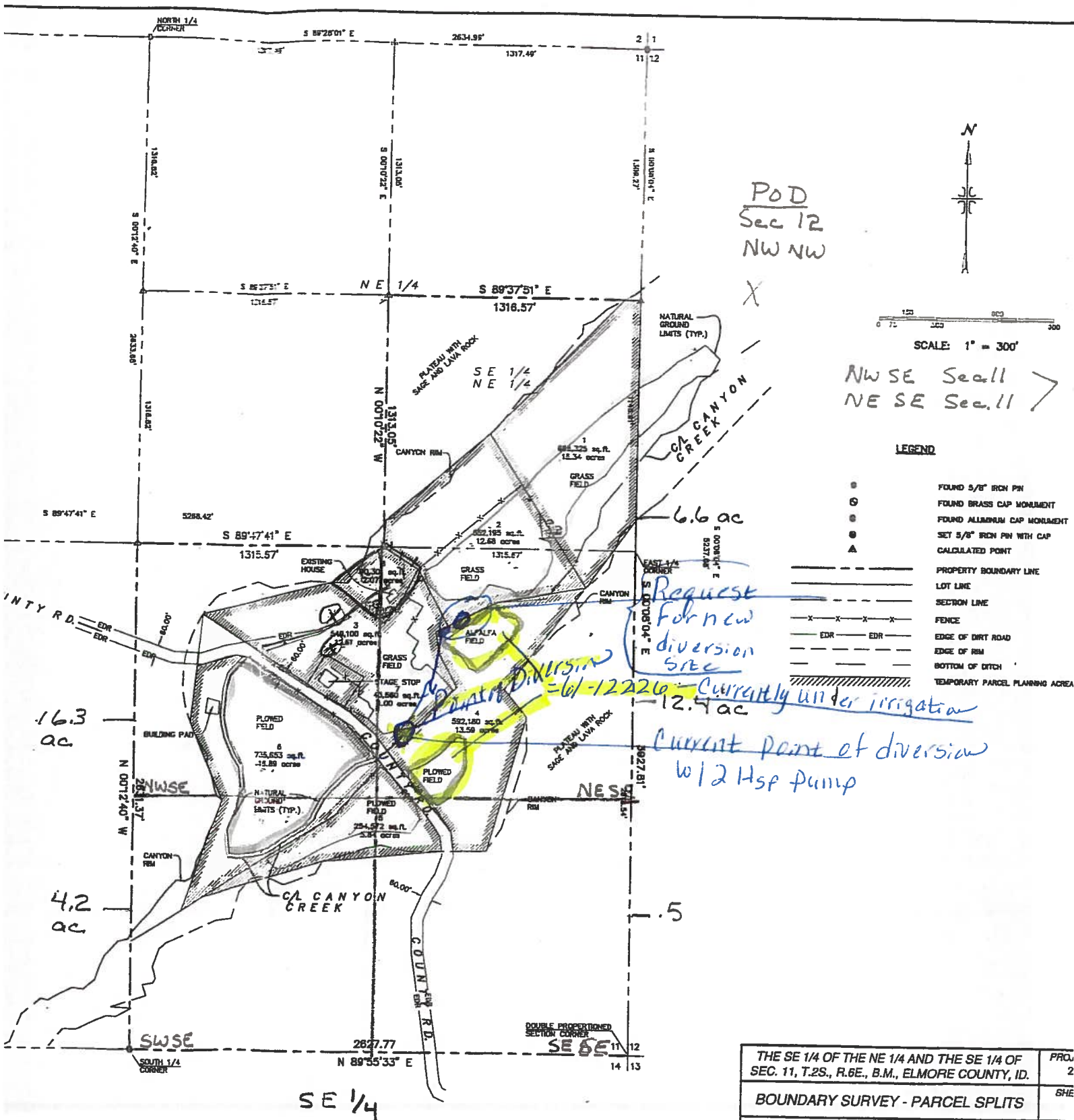
Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: 61A
Generic Max Rate per Acre: 0.02
Generic Max Volume per Acre: 4
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Water Supply Bank:
Lessor Name(s):MARY J HORGAN
Lease Status: Active
Lease Amount: 27.2
Rental Availability: 18.4
Date Received: 2/18/2014
Lease Begin Date: 2/18/2014
Expiration Date: 12/31/2018



PoD
Sec 12
NW NW



SCALE: 1" = 300'

NW SE Sec. 11
NE SE Sec. 11

LEGEND

- FOUND 5/8" IRON PIN
- FOUND BRASS CAP MONUMENT
- FOUND ALUMINUM CAP MONUMENT
- SET 5/8" IRON PIN WITH CAP
- CALCULATED POINT
- PROPERTY BOUNDARY LINE
- LOT LINE
- SECTION LINE
- x-x-x-x- FENCE
- - - EDR - EDR - EDGE OF DIRT ROAD
- - - - - BOTTOM OF DITCH
- TEMPORARY PARCEL PLANNING AREA

Request for new diversion SREC
Currently under irrigation
Current point of diversion w/ 2 Hsp pump

THE SE 1/4 OF THE NE 1/4 AND THE SE 1/4 OF SEC. 11, T.2S., R.6E., B.M., ELMORE COUNTY, ID.	PROJ. 2
BOUNDARY SURVEY - PARCEL SPLITS	GHE
NORSTEBON FAMILY	
claiborn ▲ waite consulting	
180 N. CURTIS ROAD, BOISE, ID 83706 PH. (208) 376-8555	

82043

#61-12226 Transfer Bank #75120 Mary Hansen 11/11/2017

Application for New/Additional Point of Diversion

Water Right: 61-12226

Mary and Bob Horgan

Attachments for 42-222 POD – 09/14; 7) Distribution System

Photo 1 represents site of take out for diversion 11, 02S, 06E: 2hsp elect pump

Photo 2 represents PVC pipe used to delivery water from pump to distribution systems for irrigated fields

Photo 3 represents gated pipe as used to deliver water to corrugated hay field > water distributed to gated pipe is from PVC pipe from pump

Photo 6 represents sprinkler used to deliver water to hay field > water distribution is from PVC pipe from pump

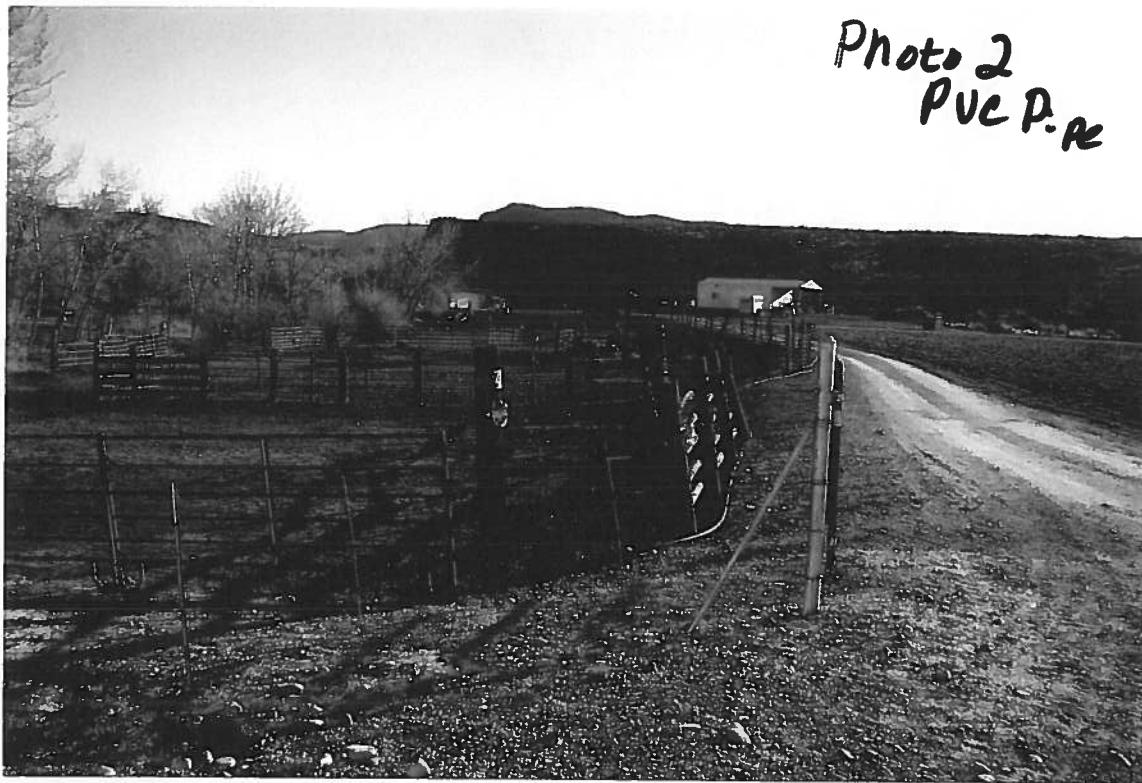
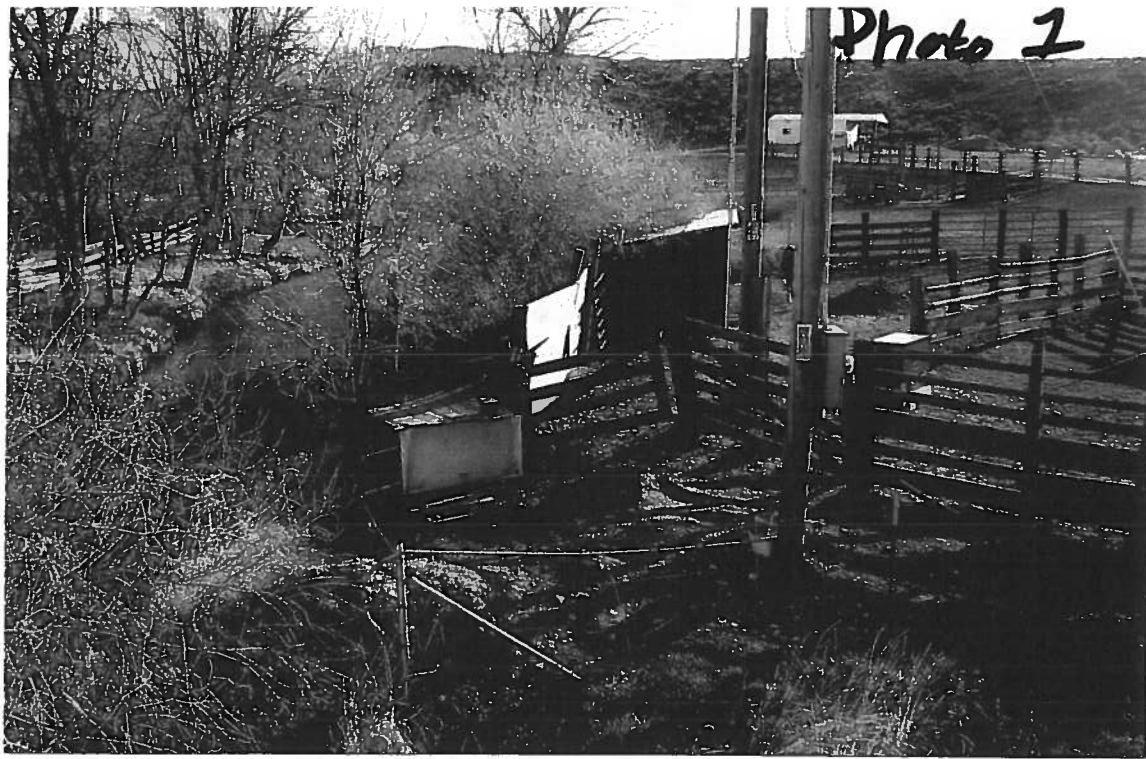


Photo 3-Field 5
Gated pipe



Photo 6
Sprinkler 4
Field 5



Request for Taxpayer Identification Number and Certification

Give Form to the
requester. Do not
send to the IRS.

► Go to www.irs.gov/FormW9 for instructions and the latest information.

1 Name (as shown on your income tax return). Name is required on this line; do not leave this line blank.
Mary J Norseth Horgan

2 Business name/disregarded entity name, if different from above

3 Check appropriate box for federal tax classification of the person whose name is entered on line 1. Check only one of the following seven boxes.

☒ Individual/sole proprietor or single-member LLC

☐ C Corporation

☐ S Corporation

☐ Partnership

☐ Trust/estate

☐ Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=Partnership) ►

Note: Check the appropriate box in the line above for the tax classification of the single-member owner. Do not check LLC if the LLC is classified as a single-member LLC that is disregarded from the owner unless the owner of the LLC is another LLC that is not disregarded from the owner for U.S. federal tax purposes. Otherwise, a single-member LLC that is disregarded from the owner should check the appropriate box for the tax classification of its owner.

☐ Other (see instructions) ►

4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3):

Exempt payee code (if any) _____

Exemption from FATCA reporting code (if any) _____

(Applies to accounts maintained outside the U.S.)

5 Address (number, street, and apt. or suite no.) See instructions.
14180 NE Cross Water Ln

6 City, state, and ZIP code
Yuma Home AZ 83647

7 List account number(s) here (optional)

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the instructions for Part I, later. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN*, later.

Note: If the account is in more than one name, see the instructions for line 1. Also see *What Name and Number To Give the Requester* for guidelines on whose number to enter.

Social security number

____ - ____ - _____

or

Employer identification number

____ - _____

Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
- I am a U.S. citizen or other U.S. person (defined below); and
- The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions for Part II, later.

Sign Here

Signature of
U.S. person ►

Mary J. Norseth Horgan

Date ►

Nov 15, 2017

General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

Future developments. For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted after they were published, go to www.irs.gov/FormW9.

Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following.

- Form 1099-INT (interest earned or paid)

- Form 1099-DIV (dividends, including those from stocks or mutual funds)
 - Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
 - Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
 - Form 1099-S (proceeds from real estate transactions)
 - Form 1099-K (merchant card and third party network transactions)
 - Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
 - Form 1099-C (canceled debt)
 - Form 1099-A (acquisition or abandonment of secured property)
- Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See *What is backup withholding*, later.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 15, 2018

ROBERT L HORGAN
MARY J HORGAN
14180 NE CROSS WATER LN
MOUNTAIN HOME, ID 83647

RE: Transfer No. 82043
Water Right No(s). 61-12226

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 MOUNTAIN HOME NEWS on 3/21/2018 and 3/28/2018. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

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,

Rachel Neely
Administrative Assistant

Neely, Rachel

From: Neely, Rachel
Sent: Thursday, March 15, 2018 8:44 AM
To: Swenson, Stacy
Subject: Elmore Legal Ad
Attachments: Elmore Cover Letter.docx; Elmore Legal Ad.docx

Good Morning Legal Clerk,

Please see the attached ads for publication on 3/21/2018 & 3/28/2018.

Please confirm these are okay to publish as shown.

Thank you,

Rachel Neely

Administrative Assistant I
IDWR-Western Region
2735 Airport Way Boise, ID 83705
Rachel.Neely@idwr.idaho.gov

March 15, 2018

LEGAL NOTICE DEPARTMENT
MOUNTAIN HOME NEWS
PO BOX 1330
MOUNTAIN HOME, ID 83647-1330

RE: Transfer No. 82043

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 4/9/2018. Your cooperation is appreciated.

Sincerely,

Rachel Neely
Administrative Assistant

Enclosure(s)

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

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 82043**

ROBERT L HORGAN and MARY J HORGAN, 14180 NE CROSS WATER LN, MOUNTAIN HOME, ID 83647; has filed Application No. **82043** for changes to the following water rights within ELMORE County(s): Right No(s). 61-12226. The purpose of this transfer is to add a point of diversion from Canyon Creek to water right 61-12226 for stockwater and irrigation use. The proposed point of diversion is located in the NESE of Section 11, Township 02 South, Range 06 East, Boise Meridian. Water will continue to be used at the current place of use located approximately 8.5 miles north of Mountain Home, Idaho.

For additional information concerning the property location, contact Western Region office at (208) 334-2190; or for a full description of the right(s) or proposed transfer(s), please see www.idwr.idaho.gov. Protests may be submitted based on the criteria of Idaho Code § 42-222. Any protest against the proposed change(s) must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 together with a protest fee of \$25.00 for each application on or before 4/9/2018. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

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State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 15, 2018

ROBERT NORSTEBON
14158 NE MEMORY LN
MTN HOME ID 83647

ANITA FICKLE
6955 MAYFIELD RD
MTN HOME ID 83647

Re: Application for Transfer No. 82043

Dear Interested Party:

The above referenced application may be of interest to you. I would like to inform you that the application has been submitted to the *Mountain Home News* for advertising. I have enclosed a copy of the application for your convenience. This information is also available on our website www.idwr.idaho.gov.

If you desire to file a formal protest against approval of the application, a written protest along with the \$25.00 protest fee must be received in this office by **April 9, 2018**. A copy of the protest must also be sent to the applicant.

If you have any questions regarding the application, please contact this office at 208-334-2190.

Sincerely,

A handwritten signature in black ink, appearing to read 'Rachel Neely'.

Rachel Neely
Administrative Assistant
Western Regional Office

Enclosures