



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

September 21, 2017

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

ROBIN R HERBST
LYNN A HERBST
26 PINE CREEK RANCH RD
SALMON, ID 83467

RE: Transfer No. 80150 - Amendment
Water Right No(s). 74-7147, 74-740, 74-741, 74-742

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 RECORDER HERALD on September 28 and October 5, 2017. Protests to this application may be submitted for a period ending ten (10) days after the second publication (**on October 16, 2017 at 5:00 pm**).

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

CC: LUKE H MARCHANT
HOLDEN KIDWELL HAHN & CRAPO PLLC
PO BOX 50130
IDAHO FALLS, ID 83405



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

September 21, 2017

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

Rick Sager
Water District 74
985 Hwy 28
Salmon ID 83467

RE: Application for Transfer 80150 - AMENDED

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, September 21, 2017 3:06 PM
To: 'rhlegals@custertel.net'
Subject: Legal Notice for your paper
Attachments: Recorder Herald.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*

Legal Notice Department

Recorder Herald
PO Box 310
Salmon ID 83467

RE: Legal Ad for your paper

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 October 16, 2017. Your cooperation is appreciated.

Sincerely

Sharla Cox
Idaho Department of Water Resources
900 N Skyline Dr Ste A
Idaho Falls ID 83402
208-525-7161 – telephone
208-525-7177 – Fax
Sharla.cox@idwr.idaho.gov

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 80150 - Amendment

ROBIN R HERBST and LYNN A HERBST, 26 PINE CREEK RANCH RD, SALMON, ID 83467; has filed Application No. 80150 for changes to the following water rights within LEMHI County(s): Right No(s). 74-7147, 74-740, 74-741, 74-742; 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: The applicant has amended their application to change point of diversion, add point of injection, add points of re-diversion, and change the place of use. The points of diversion are in SENW (L-31), Section 29, T19N, R24E, NESW (I,R), NWSW (R), Section 20, T19N, R24E for 5.76 cfs from the Lemhi River. The place of use is in Sections 17, 20, T19N, R24E for 186.2 acres.

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 together with a protest fee of \$25.00 for each application on or before October 16, 2017. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on September 28 and October 5, 2017

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 80150 - Amendment

ROBIN R HERBST and LYNN A HERBST, 26 PINE CREEK RANCH RD, SALMON, ID 83467; has filed Application No. 80150 for changes to the following water rights within LEMHI County(s): Right No(s). 74-7147, 74-740, 74-741, 74-742; 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: The applicant has amended their application to change point of diversion, add point of injection, add points of re-diversion, and change the place of use. The points of diversion are in SENW (L-31), Section 29, T19N, R24E, NESW (I,R), NWSW (R), Section 20, T19N, R24E for 5.76 cfs from the Lemhi River. The place of use is in Sections 17, 20, T19N, R24E for 186.2 acres.

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 together with a protest fee of \$25.00 for each application on or before October 16, 2017. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on September 28 and October 5, 2017