



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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

December 18, 2013

MERLIN SMITH SR
833 S STOUT
BLACKFOOT, ID 83221

MERLIN SMITH JR
JENNIFER SMITH
399 N 500 W
BLACKFOOT, ID 83221

RE: Transfer No. 78973, 78974, 78980, 78982, 78983, 78984, 78989, 78991

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 MORNING NEWS on December 26, 2013 and January 2, 2014. 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,



Sharla Cox
Administrative Assistant

CC: JARED HARRIS
266 W BRIDGE
BLACKFOOT, ID 83221

Cox, Sharla

From: Cox, Sharla
Sent: Wednesday, December 18, 2013 9:51 AM
To: 'Morning News (legals@cableone.net)'
Subject: Legal Notice for your paper
Attachments: Morning News E-Mail.doc

Contacts: Morning News

Sharla

*Sharla Cox
Administrative Assistant
Idaho Dept of Water Resources
900 N Skyline Dr. Ste A.
Idaho Falls ID 83402
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208-525-7161 phone
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NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 78973

MERLIN SMITH SR, 833 S STOUT, BLACKFOOT, ID 83221; MERLIN SMITH JR and JENNIFER SMITH, 399 N 500 W, BLACKFOOT, ID 83221; has filed Application No. 78973 for changes to the following water rights within BINGHAM County(s): Right No(s). 33-14928, 33-14930, 35-14246, 35-14250, 35-14257, 35-14330, 35-14331, 35-14341, 35-14342, 35-8022; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. The purpose of the transfer is to change a portion of the above rights as follows: The applicant proposes to change the point of diversion and to change the place of use. The point of diversion is in the SWNW Sec 12 T2S R33E for 3.14 cfs from ground water. The place of use is within Sec 12 T2S R33E for 198.2 acres.

TRANSFER NO. 78977

MERLIN SMITH SR, 833 S STOUT, BLACKFOOT, ID 83221; MERLIN SMITH JR, 399N 500W, BLACKFOOT, ID 83221; has filed Application No. 78977 for changes to the following water rights within BINGHAM County(s): Right No(s). 33-14928, 33-14930; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. The purpose of the transfer is to change a portion of the above rights as follows: The applicant proposes to change the point of diversion and to change the place of use. The point of diversion is in the SWNW Sec 12 T2S R33E for .06 cfs from ground water. The place of use is in the SWNE, SENW and NESW Sec 12 T2S R33E for 4.1 acres.

TRANSFER NO. 78980

MERLIN SMITH SR, 833 S STOUT, BLACKFOOT, ID 83221; has filed Application No. 78980 for changes to the following water rights within BINGHAM County(s): Right No(s). 33-14928, 33-14930; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. The purpose of the transfer is to change a portion of the above rights as follows: The applicant proposes to change the point of diversion and to change the place of use. The point of diversion is in the NWSWSW Sec 13 T2S R33E for .06 cfs from ground water. The place of use is in the SESW Sec 13 T2S R33E for 4.1 acres.

TRANSFER NO. 78982

MERLIN SMITH SR, 833 S STOUT, BLACKFOOT, ID 83221; has filed Application No. 78982 for changes to the following water rights within BINGHAM County(s): Right No(s). 33-14928, 33-14930; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. The purpose of the transfer is to change a portion of the above rights as follows: The applicant proposes to change the point of diversion and to change the place of use. The point of diversion is in the SWSW Sec 36 T1S R33E for .06 cfs from ground water. The place of use is in the SWSW Sec 36 T1S R33E for 4.1 acres.

TRANSFER NO. 78983

MERLIN SMITH SR, 833 S STOUT, BLACKFOOT, ID 83221; has filed Application No. 78983 for changes to the following water rights within BINGHAM County(s): Right No(s). 33-14928, 33-14930; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. The purpose of the transfer is to change a portion of the above rights as follows: The applicant proposes to change the point of diversion and to change the place of use. The point of diversion is in the SWSW Sec 8 T2S R35E for .06 cfs from ground water. The place of use is in the SWSW Sec 8 T2S R36E for 4.1 acres.

TRANSFER NO. 78984

MERLIN SMITH SR, 833 S STOUT, BLACKFOOT, ID 83221; has filed Application No. 78984 for changes to the following water rights within BINGHAM County(s): Right No(s). 33-14928, 33-14930; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. The purpose of the transfer is to change a portion of the above rights as follows: The applicant proposes to change the point of diversion and to change the place of use. The point of diversion is in the NWSW Sec 8 T2S R35E for .06 cfs from ground water. The place of use is in the NESW and NWSW Sec 6 T2S R35E for 4.1 acres.

TRANSFER NO. 78989

MERLIN SMITH SR, 833 S STOUT, BLACKFOOT, ID 83221; has filed Application No. 78989 for changes to the following water rights within BINGHAM County(s): Right No(s). 33-14928, 33-14930; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. The purpose of the transfer is to change a portion of the above rights as follows: The applicant proposes to change the point of diversion and to change the place of use. The point of diversion is in the NESW Sec 15 T1S R32E for .06 cfs from ground water. The place of use is in the NESW Sec 15 T1S R32E for 4.1 acres.

TRANSFER NO. 78991

MERLIN SMITH SR, 833 S STOUT, BLACKFOOT, ID 83221; JENNIFER SMITH and MERLIN SMITH JR, 399 N 500 W, BLACKFOOT, ID 83221; has filed Application No. 78991 for changes to the following water rights within BINGHAM County(s): Right No(s). 33-14928, 33-14930; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. The purpose of the transfer is to change a portion of the above rights as follows: The applicant proposes to change the point of diversion and to change the place of use. The point of diversion is in the NWNE Sec 26 T1S R33E for .06 cfs from ground water. The place of use is in the NWNE Sec 26 T1S R33E for 4.1 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 January 13, 2014. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on December 26, 2013 and January 2, 2014