



**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](http://www.idwr.idaho.gov)**

**C.L. "BUTCH" OTTER**  
Governor

**GARY SPACKMAN**  
Director

November 6, 2013

PEP LLC  
1356 S 3000 W  
ABERDEEN, ID 83210

RE: Transfer No. 78896  
Water Right No(s). 35-14001, 35-14003, 35-2128, 35-7228, 35-7229

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, Idaho Statesman, Lewiston Tribune, Post Register and the Times News on November 14 and 21, 2013. 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

## Cox, Sharla

---

**From:** Cox, Sharla  
**Sent:** Wednesday, November 06, 2013 8:26 AM  
**To:** 'ID Statesman (legals@idahostatesman.com)'  
**Subject:** Legal Notice for your paper  
**Attachments:** Idaho Statesman 1.RTF  
  
**Contacts:** Idaho Statesman

*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](mailto:sharla.cox@idwr.idaho.gov)  
208-525-7161 phone  
208-525-7177 fax*

## Cox, Sharla

---

**From:** Cox, Sharla  
**Sent:** Wednesday, November 06, 2013 8:27 AM  
**To:** 'Lewiston Morning Tribune'  
**Subject:** Legal Notice for your paper  
**Attachments:** Lewiston Morning Tribune E-Mail.doc

**Contacts:** Lewiston Morning Tribune

November 6, 2013

**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 December 2, 2013. 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. 78896

PEP LLC, 1356 S 3000 W, ABERDEEN, ID 83210; has filed Application No. 78896 for changes to the following water rights within BINGHAM County(s): Right No(s). 35-14001, 35-14003, 35-2128, 35-7228, 35-7229; to see a full description of these rights and the proposed transfer, please see [www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp](http://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, to change the place of use and to create a permissible place of use. The points of diversion are in the SESWSW Sec 1 T5S R30E, SENESE SEC 26, SWSE SEC 35, SWNW and SWSW SEC 36 T4S R30E for 15.53 cfs. The place of use is within Sec 25, 26, 35 and 36 T4S R30E and Sec 1 T5S R30E within a permissible place of use for 1117.75 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 December 2, 2013. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on November 14 and 21, 2013

*Sharla*

## Cox, Sharla

---

**From:** Cox, Sharla  
**Sent:** Wednesday, November 06, 2013 8:28 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  
[sharla.cox@idwr.idaho.gov](mailto:sharla.cox@idwr.idaho.gov)  
208-525-7161 phone  
208-525-7177 fax*

## Cox, Sharla

---

**From:** Cox, Sharla  
**Sent:** Wednesday, November 06, 2013 8:28 AM  
**To:** 'Post Register (legalnotices@postregister.com)'  
**Subject:** Legal Notice for your paper  
**Attachments:** Post Register E-Mail.doc  
  
**Contacts:** Post Register

*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](mailto:sharla.cox@idwr.idaho.gov)  
208-525-7161 phone  
208-525-7177 fax*

## Cox, Sharla

---

**From:** Cox, Sharla  
**Sent:** Wednesday, November 06, 2013 8:28 AM  
**To:** 'Times News (legals@magicvalley.com)'  
**Subject:** Legal Notice for your paper  
**Attachments:** Times News E-Mail.doc  
  
**Contacts:** Times News

*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](mailto:sharla.cox@idwr.idaho.gov)  
208-525-7161 phone  
208-525-7177 fax*

NOTICE OF PROPOSED CHANGE OF WATER RIGHT  
TRANSFER NO. 78896

PEP LLC, 1356 S 3000 W, ABERDEEN, ID 83210; has filed Application No. 78896 for changes to the following water rights within BINGHAM County(s): Right No(s). 35-14001, 35-14003, 35-2128, 35-7228, 35-7229; to see a full description of these rights and the proposed transfer, please see [www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp](http://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, to change the place of use and to create a permissible place of use. The points of diversion are in the SESWSW Sec 1 T5S R30E, SENESE SEC 26, SWSE SEC 35, SWNW and SWSW SEC 36 T4S R30E for 15.53 cfs. The place of use is within Sec 25, 26, 35 and 36 T4S R30E and Sec 1 T5S R30E within a permissible place of use for 1117.75 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 December 2, 2013. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on November 14 and 21, 2013