



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" OTTIER
Governor

GARY SPACKMAN
Director

September 19, 2013

MERLIN SMITH
833 S STOUT AVE
BLACKFOOT, ID 83221

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

RE: Transfer No. 78823
Water Right No(s). 33-14928, 33-14930, 35-14246, 35-14250, 35-14257,
35-14330, 35-14331, 35-8022

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.

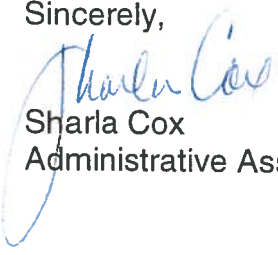
A legal notice of the application has been prepared and is scheduled for publication in the MORNING NEWS on September 26 and October 3, 2013. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

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: Thursday, September 19, 2013 10:02 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
208-525-7161 phone
208-525-7177 fax*

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 78823

MERLIN SMITH, 833 S STOUT AVE, BLACKFOOT, ID 83221; JENNIFER SMITH, 399 N 500 W, BLACKFOOT, ID 83221; MERLIN SMITH JR, 399N 500W , BLACKFOOT, ID 83221; has filed Application No. 78823 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, 35-8022; 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 3.08 cfs from ground water. The place of use is within Sec 12 T2S R33E for 194.1 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 October 15, 2013. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on September 26 and October 3, 2013