



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" OTIER
Governor

GARY SPACKMAN
Director

September 4, 2013

NANCY LINELL BILLS
BOX 137
CARMEN, ID 83462

RE: Transfer No. 78799 and Exchange No. 78000

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 12 and 19, 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,

A handwritten signature in blue ink that reads "Sharla Cox". The signature is written in a cursive style with a large, looping initial 'S'.

Sharla Cox
Administrative Assistant

CC: ROBERT L HARRIS
HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS, ID 83405-0130



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September 4, 2013

Brian Keller
PO Box 253
Carmen ID 83462

RE: Application for Transfer 78799 and Exchange 78800

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: Wednesday, September 04, 2013 3:11 PM
To: 'Recorder Herald (rhlegals@custertel.net)'
Subject: Legal Notice for your paper
Attachments: Recorder Herald.doc

Contacts: Recorder Herald

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
EXCHANGE NO. 78800

NANCY LINELL BILLS, BOX 137, CARMEN, ID 83462; has filed Application No. 78800 for changes to the following water rights within LEMHI County(s): Right No(s). 75-10061AB, 75-10062Z, 75-14530, 75-66; 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 exchange is to change a portion of the above rights as follows:

This exchange proposes to divert 3.35 cfs from Freeman Creek at the point of diversion located in the NWSW Sec 36 T23N R22E. The place of use under the exchange is in Sec 17 and 20, T22N R22E for 111.5 acres within a 408.6 acre permissible place of use.

TRANSFER NO. 78799

NANCY LINELL BILLS, BOX 137, CARMEN, ID 83462; has filed Application No. 78799 for changes to the following water rights within LEMHI County(s): Right No(s). 75-10630, 75-2123; 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 add a point of diversion and to create a permissible place of use. The points of diversion is in the NWSW Sec 36 T23N R22E from Freeman Creek and the SENW Sec 9 T22N R22E from Freeman Cree / Carmen Creek for 7.89 cfs. The place of use is within Sec 17 and 20 T22N R22E for 408.6 acre permissible place of use.

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 September 30, 2013. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on September 12 and 19, 2013