



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

May 15, 2013

MERLIN SMITH
833 S STOUT AVE
BLACKFOOT, ID 83221

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

RE: Transfer No. 78579
Water Right No(s). 33-14928, 33-14930, 35-14246, 35-14250, 35-14257 and
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 May 23, and 30, 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

CC: BAKER & HARRIS
JARED M. HARRIS
266 W BRIDGE STREET
BLACKFOOT, ID 83221

Cox, Sharla

From: Cox, Sharla
Sent: Wednesday, May 15, 2013 9:43 AM
To: 'Morning News (legals@cablone.net)'
Subject: Legal Notice for your paper
Attachments: Morning News E-Mail.doc

Contacts: Morning News

Sharla

Sharla Cox
Administrative Assistant
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. 78579

MERLIN SMITH,
833 S STOUT AVE,
BLACKFOOT, ID 83221;
MERLIN SMITH JR and
JENNIFER SMITH,
399 N 500 W,
BLACKFOOT, ID 83221; has
filed Application No. 78579 for
changes to the following water
rights within BINGHAM,
County(s): Right No(s).
33-14928, 33-14930, 35-14246,
35-14250, 35-14257, 35-8022;
to see a full description of these
rights and the proposed transfer,
please see

www.idwr.idaho.gov/apps

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 will be in the SWNW
Sec 12 T2S R33E for 3.03 cfs from
ground water. The place of use will
be in Sec 12 T2S R33E for 190.7 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 June 10, 2013.

The protestant must also send a
copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on May 23, and 30, 2013