



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region, 900 North Skyline Drive, Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

July 26, 2012

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

RON BAIR
JANIECE BAIR
3969 W 4100 N
MACKAY, ID 83251

RE: Transfer No. 78044
Water Right No(s). 34-14259, 34-14261, 34-14263

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 CHALLIS MESSENGER on August 2 and 9, 2012. 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



State of Idaho

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July 25, 2012

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

ROGER TOTTEN
WATER DISTRICT 34
PO BOX 53
MACKAY, ID 83251

RE: Application for Transfer 78044
Water Right Number(s) 34-14259, 34-14261, 34-14263

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: Thursday, July 26, 2012 8:31 AM
To: 'Challis Messenger (ameans@challismessenger. com) '
Subject: Legal Notice for your paper
Attachments: Challis Messenger E-Mail.doc

Contacts: Challis Messenger

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. 78044

RON BAIR and JANIECE BAIR, 3969 W 4100 N, MACKAY, ID 83251 has filed Application No. 78044 for changes to the following water rights within CUSTER County(s): Right No(s). 34-14259, 34-14261, 34-14263; 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, to change the nature of use, to change the period of use and to change the place of use. The points of diversion are in the NESENE Sec 8 and SESENE Sec 9 T6N R25E for .99 cfs from the Big Lost River. The place of use is within Sec 9 T6N R25E for irrigation of 25.7 acres and diversion to storage from 05/01 to 10/15 and recreation storage and aesthetic storage from 01/01 to 12/31.

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 August 20, 2012. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on August 2 and 9, 2012