



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

February 15, 2012

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

FOSTER LAND & CATTLE
PO BOX 40
RIRIE, ID 83443

RE: Transfer No. 77736
Water Right No(s). 25-137B, 25-57A, 25-59, 25-136B, 25-7494C, 25-7567, 25-7592, 25-57B

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 POST-REGISTER on February 23 and March 1, 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

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



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LYLE SWANK
WATER DISTRICT 01
900 N SKYLINE DR STE A
IDAHO FALLS, ID 83402-1718

RE: Application for Transfer 77736
Water Right Number(s) 25-59, 25-57A, 25-57B, 25-136B, 25-137B,
25-7494C, 25-7567, 25-7592

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,

Blake Jordan
Sr. Water Resources Agent

Enclosure(s)

BJ:sc

Cox, Sharla

From: Cox, Sharla
Sent: Wednesday, February 15, 2012 3:40 PM
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 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. 77736

FOSTER LAND & CATTLE, PO BOX 40, RIRIE, ID 83443 has filed Application No. 77736 for changes to the following water rights within BONNEVILLE County(s): Right No(s). 25-137B, 25-57A, 25-59, 25-136B, 25-7494C, 25-7567, 25-7592, 25-57B; 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 place of use. The points of diversion remain the same for 31.78 cfs from Willow Creek and ground water. The place of use is within Sec 4 and 5 T2N R40E and Sec 16, 17, 20, 21, 22, 27, 28, 29, 32, 33 and 34 T3N R40E for 3591.7 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 3/12/2012. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Published on February 23 and March 1, 2012