



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

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

February 10, 2011

FOSTER COMPANY
PO BOX 626
RIRIE, ID 83443

RE: Transfer No. 77056
Water Right No(s). 35-13932, 35-13934, 35-13936, 35-13938, 35-13940, 35-13942, 35-13950, 35-13952

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 JEFFERSON COUNTY STAR on February 16 and 23, 2011. 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.

Please contact this office if you have any questions regarding the application.

Sincerely,

Sharla Cox
Administrative Assistant



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February 10, 2011

JAMES CEFALO
WATER DISTRICT 120
900 N SKYLINE DR STE A
IDAHO FALLS, ID 83402

RE: Application for Transfer 77056
Water Right Number(s) 35-13932, 35-13934, 35-13936, 35-13938,
35-13940, 35-13942, 35-13950, 35-13952

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, February 10, 2011 2:14 PM
To: 'Jefferson Star (info@jeffersonstarnews.com)'
Subject: Legal Ad for your paper

Contacts: Jefferson Star



Jefferson Star
E-Mail.doc

Sharla

Sharla Cox
Administrative Assistant
Idaho Department of Water Resources
900 N. Skyline Dr. Ste. A
Idaho Falls ID 83402
208-525-7161 - telephone
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sharla.cox@idwr.idaho.gov

PLEASE NOTE: CAN CONTAIN 2 OR MORE PAGES

February 10, 2011

Legal Notice Department
JEFFERSON COUNTY STAR
PO BOX 37
RIGBY ID 83442

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before March 7, 2011. Your cooperation is appreciated.

Sincerely

Sharla Cox
Administrative Assistant

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 77056

FOSTER COMPANY, PO BOX 626, RIRIE, ID 83443 has filed Application No. 77056 for changes to the following water rights within JEFFERSON County(s): Right No(s) 35-13932, 35-13934, 35-13936, 35-13938, 35-13940, 35-13942, 35-13950, 35-13952; 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 NWNE Sec 22 T4N R35E for 6.67 cfs. The place of use is within Sec 22 T4N R35E for 544 acres authorized in a 640 acres permissible place of use.

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 March 7, 2011. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Published on February 16 and 23, 2011