



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

December 16, 2009

LEGAL NOTICE DEPARTMENT
RECORDER-HERALD
PO BOX 310
SALMON, ID 83467

RE: Transfer No. 75355, 76164, 76182,

Dear Legal Notice Department:

Please publish the enclosed legal notice 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 1/11/2010. Your cooperation is appreciated.

Sincerely,

Sharla Cox
Administrative Assistant

Enclosure(s)

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 76182

PATRICK E SIMPSON, PO BOX 414, HAILEY , ID 83333 has filed Application No. 76182 for changes to the following water rights within LEMHI County(s): Right No(s). 73-127, 73-12041; 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 by drying up a portion of irrigated land and move to new fields. The points of diversion are in the Lot 6 SWNW Sec 31 T16N R22E for 2 points and in Lot 8 NWSW Sec 31 T16N R22E for 7.02 cfs. The place of use will be in Sec 36 T16N R21E and Sec 31 T16N R22E for 46.5 acres.

TRANSFER NO. 75355

F JAMES WHITTAKER, 83 BIG EIGHT MILE RD, PO BOX 240, LEADORE, ID 83464 has filed Application No. 75355 for changes to the following water rights within LEMHI County(s): Right No(s). 74-341; 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 at a higher elevation to increase gravity pressure. They also propose to change the point of diversion. The points of diversion are in the NENE Sec 5, SWNE Sec 8 T15N and the SWSE Sec 28 T16N R25E for 6.98 cfs. The place of use will remain the same in Sec 26 and 27 T16N R25E for 314.7 acres and stockwater use.

TRANSFER NO. 76164

F JAMES WHITTAKER and PAULA J WHITTAKER, 83 BIG EIGHT MILE RD, PO BOX 240, LEADORE, ID 83464 has filed Application No. 76164 for changes to the following water rights within LEMHI County(s): Right No(s). 74-345; 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 at a higher elevation to increase gravity pressure out of Big Eightmile Creek. They also propose to change the point of diversion. The points of diversion are in the NENE Sec 5, SWNE Sec 8 T15N and the SWSE Sec 28 T16N R25E for 7.04 cfs. The place of use will remain the same in Sec 26 T16N R25E for 359 acres.

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 January 11, 2010. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Published on December 24 and 31, 2009