



**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

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**EASTERN REGION**

June 10, 2008

**C. L. "BUTCH" OTTER**  
Governor

**DAVID R. TUTHILL, JR.**  
Director

**Legal Notice Department**

ARCO ADVERTISER

PO BOX C

ARCO ID 83213

RE: Transfer No. 73303 AND 74214

**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 July 7, 2008. Your cooperation is appreciated.

Sincerely

Sharla Cox  
Administrative Assistant

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 73303

BIRCH CREEK RANCHES LLC, 5203 S 11TH E, IDAHO FALLS ID 83404, has filed Application No. 73303 for changes to the following water rights within BUTTE County: Right No. 33-87, Right No. 33-2034, Right No. 33-7179, Right No. 33-2141, Right No. 33-14875, Right No. 33-14873; to see a full description of these rights and the proposed transfer, please see: [www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp](http://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 transfer water and acres off the original place of use and to move a 193.1 acres downstream on the Little Lost River. The points of diversion (see IDWR web page for details of points of diversion and sources) and sources remain the same, water will be injected into the Little Lost River to be re-diverted downstream for a total of 5.44 cfs. The place of use is within Sec 3, 10 and 11, T8N R27E and Sec 9 T9N R27E for 193.1 acres. 90.5 of a groundwater right will remain at the current place of use of 114 acres.

TRANSFER NO. 74214

BIRCH CREEK RANCHES LLC, 5203 S 11TH E, IDAHO FALLS ID 83404, has filed Application No. 74214 for changes to the following water rights within BUTTE County: Right No. 33-14874 and Right No. 33-14872; to see a full description of these rights and the proposed transfer, please see: [www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp](http://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 for one water right and changing the place of use to combine and move 23.5 acres into an adjacent ground water right. The point of diversion in the NWSE Sec 19 T10N R27E for .75 cfs. The place of use is within Sec 19, 20, 29 and 30 T10N R27E for 114 acres.

Protests may be submitted based on the criteria of Sec 42-222, Idaho Code.

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 July 07, 2008. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director

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