



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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EASTERN REGION

October 08, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

Legal Notice Department

CHALLIS MESSENGER

PO BOX 405

CHALLIS ID 83226

RE: Transfer No. 75114 and 75154

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 November 3, 2008. Your cooperation is appreciated.

Sincerely

Sharla Cox
Administrative Assistant

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 75114

FIVE E GROUP LLLP, 3094 S ABIGAIL WAY, BOISE ID 83706, has filed Application No. 75114 for changes to the following water rights within CUSTER County: Right No. 73-12129; Right No. 73-12137; Right No. 73-12124; 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 to better describe their irrigation uses. The points of diversion remain the same in the Lot 7 SWSW Sec 5 T12N R24E, NENE Sec 6 T11N R24E, NWNW Sec 2 T12N R23E and the SESE Sec 35 T13N R23E for 8.85 cfs. The place of use is within Sec 3, T12N R23E for 90.5 acres and Sec 34 and 35 T13N R23E for 287.7 acres for a total of 378.2 acres.

TRANSFER NO. 75154

FIVE E GROUP LLLP, 3094 S ABIGAIL WAY, BOISE ID 83706, has filed Application No. 75154 for changes to the following water rights within CUSTER County: Right No. 73-2160; 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 new point of diversion and to change the place of use. The points of diversion are in Lot 1 SENENE Sec 3 T12N R23E and the NWSWSW Sec 35 T13N R23E for 2.62 cfs. The place of use is within Sec 3 T12N R23E for 61.2 acres and Sec 35 T13N R23E for 143.8 acres for a total of 205 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 November 03, 2008. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director

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