

IDAHO DEPARTMENT OF WATER RESOURCES
1341 FILLMORE STREET-STE# 200
TWIN FALLS ID 83301

Phone: 736-3033

Fax: 736-3037

January 31, 2008

ATTN ANNIE HOLMES
SOUTH IDAHO PRESS
230 E MAIN ST
BURLEY ID 83318

Dear Mrs. Holmes:

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 at 736-3033.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Sincerely,

Trish Fawcett
Technical Records Specialist

NOTICE OF PROPOSED CHANGE TO WATER RIGHTS

Notice is hereby given that an Application for Transfer has been filed with the Idaho Department of Water Resources for changes to water rights within Cassia County by **MATTHEW C GARDINER & MARIE JEANNE GARDINER, 234 S 100 W; ST GEORGE UT 84770. Transfer No. 74278** proposes transferring a 50-acre portion (1.00 cfs) of a groundwater right from a farm located approximately 1.5 - 2.0 miles south and 0.0 - 0.5 miles west of Malta to a farm located approximately 14.75 - 15.25 miles south and 3.0 - 3.25 miles east of Malta. An existing irrigation well located at the farm southeast of Malta will serve as the new point of diversion for the portion of the right being transferred. The application also proposes proportionately reducing a relatively late priority Cassia Creek water right on the original farm southwest of Malta by 50 acres and 1.00 cfs to insure that 50 acres are no longer irrigated on the original farm after the transfer is approved. For specific details regarding an application, please contact IDWR Southern Regional Office at 208-736-3033 or visit the website for the Department at **<http://www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp>** Protests may be submitted based on the criteria of Sec 42-222, Idaho Code. Protests against approval must be filed with IDWR, Southern Region, 1341 Fillmore St.- Suite 200; Twin Falls, ID 83301 with a protest fee of \$25.00 for each application on or before February 25, 2008. The protestant must also send a copy of the protest to the applicant.
David R. Tuthill, JR., Director

Published in the South Idaho Press on 2/7 & 2/14/08.