

IDAHO DEPARTMENT OF WATER RESOURCES
1341 FILLMORE STREET-STE# 200
TWIN FALLS ID 83301
Phone: 736-3033 Fax: 736-3037

April 24, 2006

ATTN RUBY AUFDERHEIDE
LEGALS DEPARTMENT
TIMES NEWS
PO BOX 548
TWIN FALLS ID 83303-0548

Dear Ruby:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper.

We have inserted the required publication dates. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin
Administrative Assistant

Enclosure

NOTICE OF PROPOSED CHANGE TO WATER RIGHTS

Notice is hereby given that three Applications for Transfer have been filed with the Idaho Department of Water Resources for changes to water rights within Twin Falls County on 10/4/2004 by Brent Funk and assigned on 7/15/2005 to **LUIS M. & SHARON L. BETTENCOURT**, PO BOX 587; JEROME ID 83338. **Transfer No. 71767** reduces the authorized place of use from 256 acres to 232.5 acres for six rights diverted from Rock Creek. The application also proposes to proportionately reduce the authorized diversion rate for the six rights from a total of 10.75 cfs to 9.75 cfs. The rights are diverted from a point on Rock Creek located approximately 9.0 miles south and 0.1 mile east of the Highway 30 and Rock Creek Road intersection in Hansen and used to irrigate a farm located approximately 7.0 - 8.0 miles south and 1.4 - 1.9 miles east of the Highway 30 and Rock Creek Road intersection in Hansen. **Transfer No. 72644** proposes converting a 0.35 cfs and 28.4 afa portion of three ground water rights used to irrigate 23.5 acres to stock water and commercial uses associated with an existing dairy operation located approximately 7.75 miles south and 1.85 miles east of the Highway 30 and Rock Creek Road intersection in Hansen. The application proposes diverting the transferred portions from two existing wells located on the dairy site. The three ground water rights are currently authorized for the irrigation of a farm located approximately 7.0 - 8.0 miles south and 1.4 - 1.9 miles east of the Highway 30 and Rock Creek Road intersection in Hansen. In addition, the application proposes modifying the existing water right that serves the dairy operation to more accurately describe the location of the dairy site. **Transfer No. 72648** proposes creating a 232.5-acre permissible place of use for four ground water rights used to irrigate a farm located approximately 7.0 - 8.0 miles south and 1.4 - 1.9 miles east of the Highway 30 and Rock Creek Road intersection in Hansen. The application proposes diverting the four rights (totaling 4.64 cfs) from four existing irrigation wells located on the farm. For specific details regarding an application, please contact IDWR Southern Regional Office at 208-736-3033 or visit www.idwr.idaho.gov with detail provided under "New Water Right Applications". 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 May 22, 2006. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the Times News on 5/4 & 5/11/06.