



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

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EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 13, 2005

Legal Notice Department

POST-REGISTER

PO BOX 1800

IDAHO FALLS ID 83402

RE: Transfer No. 71822

Water Right No(s). 32-7070 32-7085 32-13197 32-7120 32-2101 32-11147 32-7026

Dear Cathy Von Borstel:

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 August 8, 2005. Your cooperation is appreciated.

Sincerely

Sharla Cox
Administrative Assistant

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 71822

JIM W TARPLEY, HC 61 BOX 1140, DUBOIS ID 83423, has filed Application No. 71822 for changes to the following water rights within CLARK County:

Right No. 32-7070

Priority 2/7/1977

Source GROUND WATER

Use IRRIGATION (595 acres) 2.70 CFS

Point(s) of Diversion L4 (NENWNW) S6 T09N R34E

Place of Use S1 T09N R33E
S30 T10N R34E
S31 T10N R34E
S6 T09N R34E

Right No. 32-7085

Priority 8/4/1977

Source GROUND WATER

Use IRRIGATION (595 acres) 5.20 CFS

Point(s) of Diversion L4 (NENWNW) S6 T09N R34E

Place of Use S1 T09N R33E
S30 T10N R34E
S31 T10N R34E
S6 T09N R34E

Right No. 32-13197

Priority 5/21/1910

Source BLUE CREEK, BLUE CREEK SPRING, SPRINGS

Use IRRIGATION (78 acres) 1.56 CFS

Point(s) of Diversion NESENW S25 T10N R33E
NESWNW S26 T10N R33E
SESENW S26 T10N R33E
L4 (NESWSW) S30 T10N R34E

Place of Use S32 T10N R34E
S5 T09N R34E

Right No. 32-7120

Priority 9/25/1981

Source GROUND WATER

Use IRRIGATION (80 acres) 1.06 CFS 220.5 AFA

Point(s) of Diversion L4 (NENWNW) S6 T09N R34E
S32 T10N R34E

Place of Use S32 T10N R34E
S5 T09N R34E

Right No. 32-2101

Priority 6/23/1958

Source BLUE CREEK, SPRINGS

Use IRRIGATION (646 acres) 2.22 CFS

Point(s) of Diversion NESENW S25 T10N R33E
NESWNW S26 T10N R33E
SESENW S26 T10N R33E
L4 S30 T10N R34E

Place of Use S1 T09N R33E
S25 T10N R33E
S30 T10N R34E
S31 T10N R34E
S6 T09N R34E

Right No. 32-11147

Priority 6/23/1958

Source BLUE CREEK, SPRINGS

Use IRRIGATION FROM STORAGE (675 200.0 AFA
acres)
IRRIGATION STORAGE (0 acres)
RECREATION STORAGE (0 acres)

Point(s) of Diversion NESENW S25 T10N R33E
NESWNW S26 T10N R33E
SENESEW S26 T10N R33E
L4 S30 T10N R34E

Place of Use S1 T09N R33E
S30 T10N R34E
S31 T10N R34E
S32 T10N R34E
S5 T09N R34E
S6 T09N R34E

Right No. 32-7026

Priority 6/13/1974

Source GROUND WATER

Use IRRIGATION (595 acres) 4.00 CFS

Point(s) of Diversion L4 (NENWNW) S6 T09N R34E

Place of Use S1 T09N R33E
S30 T10N R34E
S31 T10N R34E
S6 T09N R34E

The purpose of the transfer is to change a portion of the above rights as follows:

The applicant proposes to separate the surface water rights with an associated groundwater right from the large permissible place of use. This transfer will move the groundwater right #32-7120 back into the original well and rearrange the place of use. The point of diversion is in the NWSE Sec 25 T10N R33E with the place of use in Sec 5 T9N R34E, Sec 31 and 32 T10N R34E for a total of 256 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 August 08, 2005. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on July 21 and 28, 2005