

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 71485

JAMES W BAKER, PO BOX 577, BLACKFOOT ID 83221-0577, has filed Application No. 71485 for changes to the following water rights within BINGHAM County:

Right No. 35-7486

Priority 3/14/1975

Source GROUND WATER

Use IRRIGATION (292 acres) 4.24 CFS 1,168.0 AFA

Point(s) of Diversion S25 T03S R31E

Place of Use S25 T03S R31E

Right No. 35-2685

Priority 8/14/1961

Source GROUND WATER

Use IRRIGATION (313 acres) 3.66 CFS

Point(s) of Diversion NENWSE S36 T03S R31E

Place of Use S36 T03S R31E

Right No. 35-13046

Priority 5/1/1979

Source GROUND WATER

Use IRRIGATION (313 acres) 0.44 CFS

Point(s) of Diversion NENWSE S36 T03S R31E

Place of Use S36 T03S R31E

Right No. 35-2599

Priority 7/26/1960

Source GROUND WATER

Use IRRIGATION (222 acres) 2.01 CFS 854.0 AFA

Point(s) of Diversion S36 T03S R31E

Place of Use S36 T03S R31E

Right No. 35-7489

Priority 3/14/1975

Source GROUND WATER

Use IRRIGATION (167.6 acres) 3.35 CFS 670.4 AFA

Point(s) of Diversion L4 S30 T03S R32E

Place of Use S25 T03S R31E

Place of Use S30 T03S R32E

Right No. 35-7490

Priority 8/12/1976

Source GROUND WATER

Use IRRIGATION (306 acres) 5.46 CFS 1,224.0 AFA

Point(s) of Diversion SESENE S31 T03S R32E

Place of Use S30 T03S R32E

Place of Use S31 T03S R32E

The applicant purposes to change his point of diversion to circles and drying corners. The new place of use is within Sec 25 and 36 T3S R31E and in Sec 30 and 31 T3S R32E. He also purposes to add a new well in the NWNW Sec 31 T3S R32E. There will be no increase in diversion rate.

TRANSFER NO. 71597

PAUL H DAY and DEANA L DAY, 1056 W 100 S, BLACKFOOT ID 83221, has filed Application No. 71597 for changes to the following water rights within BINGHAM County:

Right No. 35-8355

Priority 6/11/1985

Source GROUND WATER

Use IRRIGATION (15 acres) 0.21 CFS 60.0 AFA

Total Amount 0.21 CFS 60.0 AFA

Point(s) of Diversion S5 T03S R34E

Place of Use S5 T03S R34E

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

The applicant purposes to change a point of diversion due to sell of property. The new point of diversion will be in the SESW Sec 5 T3S R34E. The place of use will be in the SESW Sec 5 T3S R34E for 2.2 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 February 28, 2005. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on February 10 and 17, 2005

(#1375)

Legals

AFFIDAVIT OF PUBLICATION

County of Bingham)

SS

State of Idaho)

I, Jacqueline Graham do solemnly swear that I am the Legal Coordinator of The Morning News, which is a daily newspaper of general circulation, published each day except Sunday at Blackfoot, Bingham County, Idaho, said newspaper having been so published at Blackfoot, aforesaid for more than one year past; that said newspaper heretofore complied with all the provisions of Chapter 154 of the Sessions Laws of Idaho of 1911, approved March 11, 1911, and duly designated, pursuant to law, a particular day of the week as the day on which legal notices required by law or by the order of any Court of competent jurisdiction within the State of Idaho shall be published to-wit: of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was published in said issue of said newspaper 2 consecutive Weeks the first publication having been made on the 10th day of Feb 2005, and the last publication having been made on the 17th day of Feb 2005; that said notice was published in the regular and entire issue of every number of the paper as aforesaid during the period and time of publication, and that notice was published, in the newspaper and not in a supplement.

On this 17th day of Feb, in the year of 2005, before me a Notary Public of the State, personally appeared Jacqueline Graham, known to me to be the person whose name is subscribed to the within instrument, and being by me duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Janice Shepherd

Notary Public for the State of Idaho

Residing at Blackfoot, Idaho

My Commission Expires:

October 12, 2010

Affidavit Processing Fee.....\$5.00