



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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EASTERN REGION

January 19, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Legal Notice Department

THE NEWS EXAMINER

PO BOX 278

MONTPELIER ID 83254-0278

RE: Transfer No. 71529

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 February 14, 2005. Your cooperation is appreciated.

Sincerely

Sharla Cox
Administrative Assistant

*Mailed
1/19/05
SC*

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO 71529

MONTPELIER IRRIGATION CO, C/O MARDEN PHELPS, 125 N 5TH, MONTPELIER ID 83254, has filed Application No 71529 for changes to the following water rights within BEAR LAKE County:

<u>Right No. 11-1013</u>	
<u>Use</u> IRRIGATION (5614 acres)	1 20 CFS
<u>Right No. 11-1014</u>	
<u>Use</u> IRRIGATION (5614 acres)	28 40 CFS
<u>Right No. 11-1015</u>	
<u>Use</u> IRRIGATION (5614 acres)	1 82 CFS
<u>Right No. 11-1016</u>	
<u>Use</u> IRRIGATION (5614 acres)	6 36 CFS
<u>Right No. 11-1017</u>	
<u>Use</u> IRRIGATION (5614 acres)	16 36 CFS
<u>Right No. 11-1018</u>	
<u>Use</u> IRRIGATION (5614 acres)	6 00 CFS
<u>Right No. 11-1019</u>	
<u>Use</u> IRRIGATION (5614 acres)	1 20 CFS
<u>Right No. 11-1020</u>	
<u>Use</u> IRRIGATION (5614 acres)	3 20 CFS
<u>Right No. 11-1021</u>	
<u>Use</u> IRRIGATION (5614 acres)	0 80 CFS
<u>Right No. 11-1022</u>	
<u>Use</u> IRRIGATION (5614 acres)	1 00 CFS
<u>Right No. 11-1023</u>	
<u>Use</u> IRRIGATION (5614 acres)	0 24 CFS
<u>Right No. 11-1024</u>	
<u>Use</u> IRRIGATION (5614 acres)	0 50 CFS
<u>Right No. 11-1025</u>	
<u>Use</u> IRRIGATION (5614 acres)	0 42 CFS
<u>Right No. 11-1026</u>	
<u>Use</u> IRRIGATION (5614 acres)	3 46 CFS
<u>Right No. 11-1027</u>	
<u>Use</u> IRRIGATION (5614 acres)	1 80 CFS
<u>Right No. 11-1028</u>	
<u>Use</u> IRRIGATION (5614 acres)	0 60 CFS
<u>Right No. 11-1029</u>	
<u>Use</u> IRRIGATION (5614 acres)	2 00 CFS
<u>Right No. 11-1030</u>	
<u>Use</u> IRRIGATION (5614 acres)	1 40 CFS
<u>Right No. 11-1031</u>	
<u>Use</u> IRRIGATION (5614 acres)	0 70 CFS
<u>Right No. 11-1032</u>	
<u>Use</u> IRRIGATION (5614 acres)	0 50 CFS
<u>Right No. 11-1033</u>	
<u>Use</u> IRRIGATION (5614 acres)	6 40 CFS
<u>Right No. 11-1034</u>	
<u>Use</u> IRRIGATION (5614 acres)	0 60 CFS
<u>Right No. 11-1035</u>	
<u>Use</u> IRRIGATION (5614 acres)	2 70 CFS
<u>Right No. 11-1036</u>	
<u>Use</u> IRRIGATION (5614 acres)	0 24 CFS
<u>Right No. 11-1037</u>	
<u>Use</u> IRRIGATION (5614 acres)	2 40 CFS
<u>Right No. 11-1038</u>	
<u>Use</u> IRRIGATION (5614 acres)	1 04 CFS
<u>Right No. 11-1039</u>	
<u>Use</u> IRRIGATION (5614 acres)	0 40 CFS
<u>Right No. 11-1040</u>	
<u>Use</u> IRRIGATION (5614 acres)	3 00 CFS

Right No. 11-1041
Use IRRIGATION (5614 acres) 1 10 CFS
Right No. 11-2159
Use IRRIGATION STORAGE 3,840 0 AFA
IRRIGATION FROM STORAGE (3750
acres)
Right No. 11-1012
Use IRRIGATION (5614 acres) 0.64 CFS
Source MONTPELIER CREEK for all listed above rights

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

The applicant purposes to change the place of use within the service area of Montpelier Irrigation Company. They also purpose to add and delete several points of diversions. The points of diversions will be in the SWNW Sec 2, NENE Sec 1, SENE Sec 3 and NWNE Sec 9 T13S R44E and SWSE Sec 27 and SESE Sec 18 T12S R44E
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 14, 2005. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on January 26 and February 2, 2005