

Karl J. Dreher, Director
Department of Water Resources
Eastern Region
900 N Skyline Dr Ste A
Idaho Falls, ID 83402

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JAN 24 2005

Department of Water Resources
Eastern Region

(R.E. Protest on Transfer No. 71254)

The Big Lost River Water Users Association files this protest against Transfer # 71254 for at least but not limited to the following reasons to wit:

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 71254

MICKELSEN PROPERTIES LLC, C/O
HOLDEN KIDWELL, HAHN & CRAPO PLLC,
PO BOX 50130, IDAHO FALLS, ID 83405,
has filed Application No. 71254 for changes
to the following water rights within BUTTE
County:

Right No. 34-7080B
Priority 9/23/1974
Source GROUND WATER
Use IRRIGATION (2025 acres) 5.33 CFS

Right No. 34-618
Priority 9/1/1884
Source BIG LOST RIVER
Use IRRIGATION (139 acres) 3.20 CFS

Right No. 34-2330B
Priority 6/1/1977
Source GROUND WATER
Use IRRIGATION (2025 acres) 1.75 CFS

Right No. 34-7121B
Priority 1/9/1976
Source GROUND WATER
Use IRRIGATION (2025 acres) 3.74 CFS

Right No. 34-7179
Priority 4/6/1982
Source GROUND WATER
Use IRRIGATION (2214 acres) 2.78 CFS

Right No. 34-12376
Priority 6/1/1977
Source GROUND WATER
Use IRRIGATION (2025 acres) 1.25 CFS

Right No. 34-13663
Priority 4/6/1982
Source GROUND WATER
Use IRRIGATION (2138 acres) 1.93 CFS
381.5 AFA

Right No. 34-7120
Priority 12/17/1975
Source GROUND WATER
Use IRRIGATION (2025 acres) 2.00 CFS

Right No. 34-13659
Priority 6/1/1889
Source BIG LOST RIVER
Use IRRIGATION (43 acres) 0.97 CFS

Right No. 34-13661
Priority 6/1/1896
Source BIG LOST RIVER
Use IRRIGATION (43 acres) 1.00 CFS

Right No. 34-7092
Priority 1/14/1975
Source GROUND WATER
Use IRRIGATION (635 acres) 12.00 CFS

Right No. 34-7121A
Priority 1/9/1976
Source GROUND WATER
Use IRRIGATION (286 acres) 0.46 CFS

Right No. 34-7077
Priority 9/5/1974
Source GROUND WATER
Use IRRIGATION (2025 acres) 8.00 CFS

Right No. 34-692C
Priority 7/15/1884
Source BIG LOST RIVER
Use IRRIGATION (70 acres) 1.60 CFS

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

The applicant proposes to combine vari-
ous water rights place of use into a permis-
sible place of use and use (6) six wells and
the Big Lost River to irrigate the place of
use. The points of diversions are in the
NWSESE Sec 4, SENWSE Sec 29, SWSENE
Sec 32, SESWNE Sec 32, SW NESE Sec 32,
SWNWNW Sec 21, T5N R26E and Lot 3
NENENW Sec 5 and Lot 2 NENWNE Sec 4
T4N R26E. The place of use is within Sec
12 T3N R25E, Sec 17 and 18 T3N R26E and
Sec 35 and 36 T4N R25E.

Protests may be submitted based on the
criteria of Sec 523-222, 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 appli-
cation, on or before January 24, 2005. The
protestant must also send a copy of the
protest to the applicant.

KARL J. DREHER, Director

Published on January 6 and 13, 2005

1) This transfer would be an
expansion of a water right.

2) This transfer will cause injury
to water users on the West-side
East and West-side West canals.

3) This transfer will cause injury
and further depletion to ground
water supplies.

Dated this 22nd day of January,
2005.

Big Lost River Water Users
Association
Lawrence Babcock, chairman
Box 66, Moore, ID 83255

Lawrence Babcock

Kurt Campbell

Lawrence H. Campbell

Reva H. Walker

Robert H. Babcock

Dale Smith

Jill S. Babcock

Receipt: EO30546

DC 1/24/2005