

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

December 16, 2004

ATTN: Norma
MAGIC VALLEY PUBLISHING
Gooding County Leader
PO BOX 468
JEROME ID 83338

Dear Norma:

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 at 736-3033.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Sincerely

Mary A. Baldwin
Administrative Assistant

NOTICE OF PROPOSED CHANGE TO WATER RIGHTS

Notice is hereby given that four Applications for Transfer have been filed by **RIVER GROVE INC C/O PETER L. & JANE STURDIVANT**, PO BOX 606; HAILEY ID 83333-0606 with the Idaho Department of Water Resources for changes to water rights within Gooding County: **Transfer No. 70679** filed on 11/25/2002 and Amended on 10/29/2004 proposes to reconfigure to the place of use on this farm due to the conversion from gravity to sprinkler irrigation. Existing water rights will be tied together in a permissible place of use. The property is located west of Billingsley Creek near its confluence with the Snake River. **Transfer No. 70994** filed on 11/25/2002 seeks to remove all aesthetic use from the original place of use and point of diversion (the Barlogi Ditch) in favor of new point of diversion and place of use on another portion of the applicant property. In addition, a portion of the flow rate decreed for irrigation is being converted to aesthetic use at the new site to allow more water to be diverted for this purpose during the irrigation season. The new point of diversion is an existing headgate and measuring device located several hundred feet downstream from the Barlogi Ditch. The new place of use is located close to the old place of use but on the west side of Billingsley Creek near its confluence with the Snake River. **Transfer No. 71587** was filed on 10/15/2004. The applicant has purchased 0.34 cfs of water that has been delivered to the Ellston property in Hagerman via the Buckeye Ditch. The proposed transfer will move this water to land between the mouth of Billingsley Creek and Lower Salmon Falls Dam; water will be diverted at an existing diversion on the Sturdivant property and will irrigate the previously un-irrigated land along the Snake River. **Transfer No. 70695** filed on 3/26/2004 and Amended on 10/29/2004 proposes to change the place of use for an existing fish-propagation facility. Portions of the original facility were destroyed and replaced with other ponds in other parts of the property. The re-designed facility does not exceed the volume of the original system. The B portion of this water right used to run directly from the Talbot fish ponds into the River Grove ponds, but now runs back into Billingsley Creek before being re-diverted through 2 headgates on the River Grover property (the C portion was already diverted this way. This is the last fish-propagation facility on Billingsley Creek, and the points of re-diversion are about 1/3 mile above the creek mouth. For specific details regarding the applications, please contact IDWR Southern Regional Office at 208-736-3033 or visit www.idwr.state.id.us 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 January 10, 2005. The protestant must also send a copy of the protest to the applicant.
Karl J. Dreher, Director

Published in the Gooding County Leader on 12/23 & 12/30/04.