



State of Idaho

## DEPARTMENT OF WATER RESOURCES

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

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: [www.idwr.state.id.us](http://www.idwr.state.id.us)

EASTERN REGION  
November 01, 2004

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

**Legal Notice Department**  
POST-REGISTER  
PO BOX 1800  
IDAHO FALLS ID 83402

*Affid: Cathy Von Borstel*

RE: Transfer No. 71405

Water Right No(s). 34-611B 34-142 34-612B 34-613B 34-10553B

**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 11/29/2004. Your cooperation is appreciated.

Sincerely

Dave Carlson  
Water Resource Agent

*11/1/2004  
FAX*

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 71405

MOUNTAIN SPRINGS RANCH, 5550 BARTON FLAT RD, MACKAY ID 83251, has filed Application No. 71405 for changes to the following water rights within CUSTER County:

Right No. 34-611B

Priority 6/1/1882

Source BIG LOST RIVER, PARSONS CREEK

Use IRRIGATION (471 acres) 1.50 CFS 262.5 AFA

Total Amount 1.50 CFS 262.5 AFA

Right No. 34-142

Priority 6/30/1897

Source BIG LOST RIVER, PARSONS CREEK

Use IRRIGATION (471 acres) 2.40 CFS 420.0 AFA

Total Amount 2.40 CFS 420.0 AFA

Right No. 34-612B

Priority 6/1/1886

Source BIG LOST RIVER, PARSONS CREEK

Use IRRIGATION (471 acres) 0.80 CFS 140.0 AFA

Total Amount 0.80 CFS 140.0 AFA

Right No. 34-613B

Priority 11/1/1898

Source BIG LOST RIVER, PARSONS CREEK

Use IRRIGATION (471 acres) 0.50 CFS 87.5 AFA

Total Amount 0.50 CFS 87.5 AFA

Right No. 34-10553B

Priority 5/1/1910

Source BIG LOST RIVER, PARSONS CREEK

Use IRRIGATION (471 acres) 5.52 CFS 1,648.5 AFA

Total Amount 5.52 CFS 1,648.5 AFA

Point(s) of Diversion SWSESE S3 T08N R22E  
NENESE S11 T08N R22E  
NWNESE S11 T08N R22E  
SWNWSW S12 T08N R22E  
SWNENW S13 T08N R22E

Place of Use S11 T08N R22E  
S12 T08N R22E  
S13 T08N R22E  
S14 T08N R22E

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

The applicant wishes to change his points of diversion. The points of diversions are within Sec 3, 11 and 14 T8N R22E.

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 November 29, 2004. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

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