



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

EASTERN REGION
May 05, 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

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

RE: Transfer No. 71099
Water Right No(s). 35-2452

Dear Cathy Von Borstel:

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 June 1, 2004. Your cooperation is appreciated.

Sincerely

Sharla Cox
Administrative Assistant

*Mailed
5/5/04
SC*

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 71099

CANNON SHELLEY PROPERTY LIMITED PARTNERSHIP

1470 N 750 E

SHELLEY ID 83274, has filed Application No. 71099 for changes to the following water rights within BONNEVILLE County:

Right No. 35-2452

Priority 2/8/1956

Source GROUND WATER

Use IRRIGATION (316 acres) 5.32 CFS 1,264.0 AFA

Total Amount 5.32 CFS 1,264.0 AFA

Point(s) of Diversion SENENW S5 T03N R37E

Place of Use S5 T03N R37E

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

The applicant wishes to change the nature of use from irrigation to a dairy / commercial. They will be drying up 79 acres and drilling 2 new wells. The new points of diversion is in the NWNE Sec 5 T3N R37E. The place of use is in all of the NE 1/4 and all of the NW 1/4 Sec 4 and 5 T3N R37E.

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 June 1, 2004. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

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