



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

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 17, 2004

Legal Notice Department
JEFFERSON COUNTY STAR
PO BOX 37
RIGBY ID 83442

RE: Transfer No. 71045
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 April 12, 2004. Your cooperation is appreciated.

Sincerely

Sharla Cox
Administrative Assistant

*mailed
3/17/04
sc*

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 71045

MONTEVIEW CANAL COMPANY INC
648 E 2600 N

MONTEVIEW ID 83435, has filed Application No. 71045 for changes to the following water rights within JEFFERSON County:

Right No. 31-11818

Priority 8/10/1938
Source GROUND WATER
Use IRRIGATION (5295 acres) 12.37 CFS 2,164.4 AFA
Total Amount 12.37 CFS 2,164.4 AFA

Right No. 31-11822

Priority 8/26/1946
Source GROUND WATER
Use IRRIGATION (5295 acres) 5.05 CFS 1,082.2 AFA
Total Amount 5.05 CFS 1,082.2 AFA

Right No. 31-11826

Priority 10/6/1949
Source GROUND WATER
Use IRRIGATION (5295 acres) 15.46 CFS 2,705.5 AFA
Total Amount 15.46 CFS 2,705.5 AFA

Right No. 31-11830

Priority 5/14/1953
Source GROUND WATER
Use IRRIGATION (5295 acres) 12.66 CFS 3,239.6 AFA
Total Amount 12.66 CFS 3,239.6 AFA

Right No. 31-11760

Priority 11/29/1956
Source GROUND WATER
Use IRRIGATION (5295 acres) 19.42 CFS 7,086.2 AFA
Total Amount 19.42 CFS 7,086.2 AFA

Right No. 31-11764

Priority 8/26/1954
Source GROUND WATER
Use IRRIGATION (5295 acres) 19.42 CFS 7,086.2 AFA
Total Amount 19.42 CFS 7,086.2 AFA

Right No. 31-11814

Priority 2/12/1925
Source GROUND WATER
Use IRRIGATION (5295 acres) 9.28 CFS 1,623.3 AFA
Total Amount 9.28 CFS 1,623.3 AFA

Right No. 31-11816

Priority 6/10/1940
Source GROUND WATER
Use IRRIGATION (5295 acres) 8.22 CFS 1,623.3 AFA
Total Amount 8.22 CFS 1,623.3 AFA

Right No. 31-11820

Priority 3/6/1944
Source GROUND WATER
Use IRRIGATION (5295 acres) 3.86 CFS 676.5 AFA
Total Amount 3.86 CFS 676.5 AFA

Right No. 31-11824

Priority 7/21/1948
Source GROUND WATER
Use IRRIGATION (5295 acres) 18.55 CFS 3,246.6 AFA
Total Amount 18.55 CFS 3,246.6 AFA

Right No. 31-11828

Priority 10/20/1949
Source GROUND WATER
Use IRRIGATION (5295 acres) 9.28 CFS 1,623.3 AFA
Total Amount 9.28 CFS 1,623.3 AFA

Right No. 31-11832

Priority 8/22/1955
Source GROUND WATER
Use IRRIGATION (5295 acres) 17.20 CFS 6,297.6 AFA
Total Amount 17.20 CFS 6,297.6 AFA

Right No. 31-11762

Priority 7/15/1960
Source GROUND WATER
Use IRRIGATION (5295 acres) 19.42 CFS 7,086.2 AFA
Total Amount 19.42 CFS 7,086.2 AFA

Right No. 31-11766

Priority 10/31/1962
Source GROUND WATER
Use IRRIGATION (5295 acres) 45.05 CFS 16,439.6 AFA
Total Amount 45.05 CFS 16,439.6 AFA

The point of diversion and place of use is the same for all the above rights:

Point(s) of Diversion NWNENE S14 T07N R33E
NENESE S21 T08N R34E
NWNENE S21 T08N R34E
SWSWSE S21 T08N R34E
SWSWNW S26 T08N R34E
NENWSW S26 T08N R34E
NWSWSW S26 T08N R34E
SWSWSW S26 T08N R34E
SESENE S27 T08N R34E
SWSWSW S27 T08N R34E
NENWSE S27 T08N R34E
NESWSE S27 T08N R34E
SESESE S27 T08N R34E
NWSWNE S28 T08N R34E
SENWSW S28 T08N R34E
SESWSW S28 T08N R34E
NESESE S28 T08N R34E
NESWSW S29 T08N R34E
SENENW S33 T08N R34E
NWNENE S34 T08N R34E
NENWNW S34 T08N R34E

Place of Use

S10 T07N R33E
S11 T07N R33E
S14 T07N R33E
S15 T07N R33E
S2 T07N R33E
S23 T08N R33E
S25 T08N R33E
S26 T08N R33E
S27 T08N R33E
S28 T08N R33E
S3 T07N R33E
S33 T08N R33E
S34 T08N R33E
S35 T08N R33E
S36 T08N R33E
S4 T07N R33E

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

The applicant wishes to add two new wells at the place of use. The two new wells are located in the SESW Sec 23 T8N R33E and NENW Sec 27 T8N R33E. The change in the place of use of 40 acres from the original place of use, is based on historical use.

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 April 12, 2004. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on March 25 and April 1, 2004