



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 12, 2001

Legal Notice Department
MORNING NEWS
PO BOX 70
BLACKFOOT ID 83221

RE: Transfer No. 69399

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 October 9, 2001. Your cooperation is appreciated.

Sincerely

Sharla Cox
Administrative Assistant

*mailed
9/13/01
SC*

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 69399

CANNON-SHELLEY PROPERTIES LTD. PARTNERSHIP, C/O HOLDEN KIDWELL HAHN & CRAPO, PO BOX 50130, IDAHO FALLS ID 83405, has filed Application No. 69399 for changes to the following water rights within JEFFERSON County:

Right No. 35-2501

Priority 4/24/1957

Source GROUND WATER

Use IRRIGATION (320 acres) 4.16 CFS 1,280.0 AFA

Total Amount 4.16 CFS 1,280.0 AFA

Point(s) of Diversion SENW S33 T04N R37E

Place of Use S33 T04N R37E

Right No. 35-2595

Priority 5/13/1960

Source GROUND WATER

Use IRRIGATION (275 acres) 2.29 CFS

Total Amount 2.29 CFS

Point(s) of Diversion SWSE S28 T04N R37E

Place of Use S28 T04N R37E

Right No. 35-2575

Priority 4/15/1959

Source GROUND WATER

Use IRRIGATION (320 acres) 4.39 CFS 1,280.0 AFA

Total Amount 4.39 CFS 1,280.0 AFA

Point(s) of Diversion NESW S33 T04N R37E

Place of Use S33 T04N R37E

Right No. 35-7784

Priority 2/7/1978

Source GROUND WATER

Use IRRIGATION (275 acres) 3.21 CFS

Total Amount 3.21 CFS

Point(s) of Diversion SWSE S28 T04N R37E

Place of Use S28 T04N R37E

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

The applicant has purchased 77 acres of water rights from the above listed rights and is transferring the water to a dairy well for commercial use located in the SENW of Sec 20 T01N R37E. The applicant is leaving 0.12 cfs of his 0.99 cfs behind as mitigation for this transfer and will utilize only 0.87 cfs and 203.3 af of consumptive 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 October 09, 2001. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on September 20 and 27, 2001