



Brad Little
Governor

State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN Region • 2735 W AIRPORT WAY • BOISE, ID 83705-5082

Phone: (208)334-2190 • Fax: (208)334-2348 • Website: www.idwr.idaho.gov

Gary Spackman
Director

July 30, 2020

FRYSLAN DAIRY LLC
8222 DESERT DR
MARSING, ID 83639-8264

RE: Application for Permit No. 63-34924

Dear Applicant(s):

A legal notice of the application has been prepared and is scheduled for re-publication in the PRESS TRIBUNE on 8/6/2020 and 8/13/2020 due to a publishing error. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the permit.

Please contact this office if you have any questions regarding the application.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Kensie Thorneycroft', is written over a light blue circular stamp. The signature is fluid and cursive.

Kensie Thorneycroft
Administrative Assistant

CC:
DALE VAN ES
RABO AGRIFINANCE LLC
SPF WATER ENGINEERING LLC

Thorneycroft, Kensie

From: Thorneycroft, Kensie
Sent: Thursday, July 30, 2020 10:50 AM
To: IDAHO PRESS-TRIBUNE
Subject: Canyon Legal Notice
Attachments: CoverLetter.docx; LegalNotice.docx

Follow Up Flag: Follow up
Flag Status: Completed

Good Morning Legal Clerk,

I am sending you the new legal notices, please send confirmation to my email.

Please see the attached ad for publication on 08/06/2020 and 08/13/2020.

Please confirm these are okay to publish as shown.

Kensie Thorneycroft
Administrative Assistant
IDWR Western Region
208-334-2190



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July 30, 2020

LEGAL NOTICE DEPARTMENT
PRESS TRIBUNE
PO BOX 9399
NAMPA, ID 83652

RE: Application for Permit No. 63-34924, 63-34933

Dear Legal Notice Department:

Please publish the enclosed legal notice 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 8/24/2020. Your cooperation is appreciated.

Sincerely,

Kensie Thorneycroft
Administrative Assistant

Enclosure(s)

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

63-34924

FRYSLAN DAIRY LLC

8222 DESERT DR

MARSING, ID 83639-8264

(4) Point of Diversion L4(SWSW) S30 T02N R01W CANYON County Source GROUND WATER

Point of Diversion SESE S25 T02N R02W CANYON County Source GROUND WATER

Use: COMMERCIAL 01/01 to 12/31 0.27 CFS

Total Diversion: 0.27 CFS

Date Filed: 05-21-2020

Place Of Use: COMMERCIAL

T02N R01W S30 L4(SWSW), SESW

T02N R02W S25 SESE

Water bearing zone to be appropriated is from 101 to 210 feet.

63-34933

DANIEL SMITH

JUDITH SMITH

11224 HUNT AVE

NAMPA, ID 83651-8036

Point of Diversion NESE S7 T03N R02W CANYON County Source GROUND WATER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 07-15-2020

Place Of Use: DOMESTIC

T03N R02W S7 NESE

Water bearing zone to be appropriated is from 50 to 100 feet.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Western office at (208)334-2190; or for a full description of the right(s), please see <https://idwr.idaho.gov/apps/ExtSearch/WVRAApplicationResults/>. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 W AIRPORT WAY, BOISE ID 83705-5082 together with a protest fee of \$25.00 for each application on or before 8/24/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 8/6/2020 and 8/13/2020

RECEIVED

JUL 16 2020

WATER RESOURCES
WESTERN REGION

29512 2023251

1 IDWR - WESTERN REGION

2735 AIRPORT WAY
BOISE ID 83705

LEGAL NOTICE

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

63-34892

J R SIMPLOT CO
PO BOX 27
BOISE, ID 83707-0027
Point of Diversion NESW S20 T04N R03W CANYON
County Source GROUND WATER
Use: IRRIGATION 03/01 to 11/15 0.12 CFS
Total Diversion: 0.12 CFS
Date Filed: 04-06-2020
Place Of Use: IRRIGATION
T04N R03W S20 NESW
Total Acres: 6
Water bearing zone to be appropriated is from 25 to 200 feet

63-34924

FRYSLAN DAIRY LLC
8222 DESERT DR
MARSING, ID 83639-8264
(4) Point of Diversion L4(SWSW) S30 T02N R01W
CANYON County Source GROUND WATER
Point of Diversion SESE S25 T02N R02W CANYON
County Source GROUND WATER
Use: COMMERCIAL 01/01 to 12/31 0.27 CFS
Total Diversion: 0.27 CFS
Date Filed: 05-21-2020
Place Of Use: COMMERCIAL
T02N R01W S25 SESE
T02N R01W S30 L4(SWSW), SESW
Water bearing zone to be appropriated is from 101 to 210 feet.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 84020

J R SIMPLOT CO, C/O JAMES B ALDERMAN PO BOX 27, BOISE, ID 83707-0027 has filed Application No. 84020 for changes to the following water rights within CANYON County(s): Right No(s). 63-22210, 63-2343, 63-3178A, 63-32570, 63-32571, 63-34911; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: J.R. Simplot Company filed transfer no. 84020 to change the point of diversion, add diversion points, and change the place of use for 6 water rights that are all adjacent to each other just south of the company's plant on Simplot Blvd. The ownership of one water right overlapping property owned by the company will be split and updated. The transfer proposes all of the rights involved in the transfer combine their points of diversion at two diversion stations on the Dixie Drain. The change in place of use is to move irrigation acres to reflect the current acres being irrigated, and will allow for 916 acres of irrigation within a 1,010 acre place of use.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Western office at (208)334-2190; or for a full description of the right(s), please see <https://idwr.idaho.gov/apps/ExtSearch/WRAApplicationResults/>. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 W AIRPORT WAY, BOISE ID 83705-5082 together with a protest fee of \$25.00 for each application on or before 7/20/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

June 2, 9, 2020

2023251

AFFIDAVIT OF PUBLICATION
STATE OF IDAHO

County of Canyon and Ada

SS.

Sharon Jessen
of the State of Idaho, being of first
duly sworn, deposes and says:

1. That I am a citizen of the United States, and at all times hereinafter mentioned was over the age of eighteen years, and not a party to the above entitled action.
2. That I am the Principle Clerk of the Idaho Press-Tribune, a daily newspaper published in the Counties of Canyon and Ada, State of Idaho; that the said newspaper is in general circulation in the said Counties of Canyon and Ada, and in the vicinity of Nampa, Caldwell, and Boise, and has been uninterruptedly published in said Counties during a period of seventy-eight consecutive weeks prior to the first publication of this notice, a copy of which is hereto attached.
3. That the notice, of which the annexed is a printed copy, was published in said newspaper 2 time(s) in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

That said notice was published the following:
07/02/2020 07/09/2020

Sharon Jessen
STATE OF IDAHO
County of Canyon and Ada)

On this 9th day of July in the year of 2020 before me a Notary Public, personally appeared. Sharon Jessen, known or identified to me to be the person whose name is subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledge to me that he/she executed the same.

Notary Public for Idaho
My Commission expires 06/28/2023

