



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

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

BRAD LITTLE
Governor

GARY SPACKMAN
Director

September 11, 2019

CHRISTOPHER STEVEN KELSEY
2002 SEPARATE PROPERTY TRUST
1775 W STATE ST #397
BOISE, ID 83702

**RE: Transfer No. 83062
Water Right Nos. 65-1131A, 65-12721, 65-22350**

Dear Applicant:

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A legal notice of the application has been prepared and is scheduled for publication in the MESSENGER INDEX on 9/18/2019 and 9/25/2019. 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 approval document.

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

Sincerely,

Anna Kaiser
Administrative Assistant

Kaiser, Anna

From: Kaiser, Anna
Sent: Wednesday, September 11, 2019 1:53 PM
To: 'IDAHO PRESS TRIBUNE'
Subject: GEM Legal Ad
Attachments: Cover Letter.docx; Legal Notice.docx

Good Afternoon Legal Clerk,

Please see the attached ad for publication on 9/18/2019 & 9/25/2019.

Please confirm these are okay to publish as shown.

Thank You,

Anna Kaiser | Administrative Assistant I
IDWR-Western Region
2735 W Airport Way, Boise ID 83705
(208).334.2190 | anna.kaiser@idwr.idaho.gov

September 11, 2019

LEGAL NOTICE DEPARTMENT

MESSENGER INDEX
PO BOX 577
EMMETT, ID 83617

**RE: Application For Permit Nos: 65-23846, 63-34780
Application for Transfer No. 83062**

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 10/7/2019. Your cooperation is appreciated.

Sincerely,

Anna Kaiser
Administrative Assistant

Enclosures

The following applications have been filed to appropriate the public waters of the State of Idaho:

63-34780

DAVID BRIGGS

22391 RAMS HORN WAY

CALDWELL, ID 83607-5453

Point of Diversion NWSE S36 T06N R03W GEM County Source GROUND WATER Tributary

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

Use: IRRIGATION 03/01 to 11/15 0.1 CFS

Use: STOCKWATER 01/01 to 12/31 0.02 CFS

Total Diversion: 0.16 CFS

Date Filed: 8/22/2019

Place Of Use: IRRIGATION, DOMESTIC, STOCKWATER

T06N R03W S36 NWSE

Total Acres: 5

Water bearing zone to be appropriated is from 230 to 400 feet.

65-23846

ALEXANDRIA KINCAID

ERIC KINCAID

4401 N EAGLE RD STE 102

BOISE, ID 83713-4818

(4) Points of Diversion SWNE S16 T07N R01W GEM County Source SURFACE RUNOFF Tributary SINKS

Use: IRRIGATION 03/01 to 11/15 0.36 CFS

Use: STOCKWATER 01/01 to 12/31 0.02 CFS

Total Diversion: 0.36 CFS

Date Filed: 7/2/2019

Place Of Use: IRRIGATION, STOCKWATER

T07N R01W S16 SWNE

Total Acres: 9

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 83062

CHRISTOPHER STEVEN KELSEY 2002 SEPARATE PROPERTY TRUST, 1775 W STATE ST #397, BOISE, ID 83702; has filed Application No. 83062 for changes to the following water rights within GEM County(s): Right No(s). 65-1131A, 65-12721, 65-22350; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to change a portion of the above rights as follows: Proposes to add two new points of diversion for water rights 65-1131A, 65-12721, and 65-22350. The acreage is currently irrigated by a gravity ditch (Smith Ditch) from the Payette River. The existing ditch will continue to be used when flow is adequate. Alternative points of diversion will pump directly from the Payette River into a pvc pipeline located on the applicants property. Water will be used at the current place of use approximately 1.3 mile west of Emmett, Idaho in Gem County near the junction of Cascade Road and Airport Road.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Western Region office at 208-334-2190; or for a full description of the right(s) or proposed transfer (s) please see www.idwr.idaho.gov. Protests may be submitted based on the criteria of Idaho Code §§ 42-203A and 42-222. Any protest against the approval of the application(s) must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 together with a protest fee of \$25.00 for each application on or before 10/7/2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 9/18/2019 and 9/25/2019

MEMORANDUM

Date: September 11, 2019
To: Transfer 83062
From: Allen Bradbury
Re: Legal Notice Remarks

Proposes to add two new points of diversion for water rights 65-1131A, 65-12721, and 65-22350. The acreage is currently irrigated by a gravity ditch (Smith Ditch) from the Payette River. The existing ditch will continue to be used when flow is adequate. Alternative points of diversion will pump directly from the Payette River into a pvc pipeline located on the applicants property. Water will be used at the current place of use approximately 1.3 mile west of Emmett, Idaho in Gem County near the junction of Cascade Road and Airport Road.

MEMORANDUM

TO: Transfer No. 83062
FROM: Allen Bradbury
DATE: 07/05/2019
RE: Evaluation of Application

Summary of Application Proposal

Narrative: Transfer 83062 proposes to add two new points of diversion for water rights 65-1131A, 65-12721, and 65-22350. The acreage is currently irrigated by a gravity ditch from the Payette River. The application states that the existing ditch (Smith Ditch) will continue to be used when flow is adequate. The new pumping system will be located on the property and pump directly from the Payette River into a pvc pipeline.

Location of Application Proposal: The proposed change is located approximately 1.3 mile west of Emmett, Idaho in Gem County near the junction of Cascade Road and Airport Road.

Summary of Information Submitted

Authority to File: The application was signed by Christopher Steven Kelsey, trustee for the Christopher Steven Kelsey 2002 Separate Property Trust. A Declaration of Trust provided with the application names the aforementioned person as a trustee.

Water Right Validity/Historical Beneficial Use: Water right 65-22350 is an irrigation right from the Payette River licensed on 3/13/2013. Water right 65-12721 a storage right for recreation and wildlife decreed on 7/26/2002. Water right 65-1131A is an irrigation right from the Payette River decreed on 6/28/2002. Aerial imagery shows evidence of irrigation on the places of use for both irrigation rights and the existence of ponds.

Overlap Analysis: Overlap analysis show overlapping POU's however the overlapping water rights are acres in the same QQ but are different land parcels under different ownership. Overlapping POD's for the new diversion points are in the same QQ but are just downstream for the Bilbrey Ditch Co. and Enterprise Ditch Co. Overlapping POD's for the existing POD share the ditch with the applicant these include 65-1148A, 65-1148B, 65-23685, 65-5558, and 65-587.

Injury to Other Water Rights: None anticipated, though there are other surface water diversion between the current POD and the new POD's. There is no information to suggest this is a gaining or losing reach of the river.

Enlargement of Use: IDWR's Administrator's Memorandum 24 Transfer Processing Policies & Procedures section 5d, enlargement of use, elicits a concern with multiple points of diversion in item 10, enhancing water supply. Item 10 states, "an application for transfer, which proposes to change a point of diversion from a surface water source to a new location where the water available is greater or more reliable, such as moving from the tributary of a stream downstream to the mainstem of the stream, is presumed to enlarge the water right, unless the proposed change is subject to conditions limiting diversion of water at the proposed new point of diversion to times when water is available and in priority at the original point of diversion."

The acreage is currently irrigated by a gravity ditch (Smith Ditch) from the Payette River. The existing ditch will continue to be used when it is available to be delivered. Two alternative points of diversion will pump directly from the Payette River into a pvc pipeline located on the applicants property. Water will be used at the current place of use. A telephone conversation with the applicant/landowner on

9/9/2019 verbally confirmed that in the statement “when flow is adequate” is referring to a lack of ditch maintenance by upstream users later in the irrigation season. Lack of organization by the multiple users results in a shortage on the ditch but not at the river. There is no evidence that the new points of diversion will cause enlargement by enhancing supply.

Local Public Interest: No issues were identified. It is within the local public interest to allow private properties to develop their property and use their water rights to the fullest extent which in turn benefits the public at large. It is within the local public interest to allow the change in POD.

Beneficial Use/Conservation of Water Resources: The application proposes beneficial use consistent with conservation of water resources in Idaho by continuing to irrigate agricultural lands.

Summary of Application Approval / Denial

The application is consistent with criteria of I. C. § 42-222 and should be processed.



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: idwr.idaho.gov • Email: westerninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

September 3, 2019

CHRISTOPHER STEVEN KELSEY
1775 W STATE ST #397
BOISE ID 83702

COF7

RE: Application for Transfer No. 83062

Dear Applicant:

The Idaho Department of Water Resources (IDWR) is currently reviewing the above referenced application for transfer to change a water right(s). After preliminary review of the application, some concerns were identified regarding enlargement issues that may result from your proposed changes. The transfer application would be denied if processed as filed due to these concerns.

Enlargement is a concern because a change in the point of diversion from a surface water source to a new location where the water available is greater or more reliable is presumed to enlarge the water right, unless the proposed change is subject to conditions limiting diversion of water at the proposed new point of diversion to times when water is available and in priority at the original point of diversion. The Department recognizes this might be a ditch issue and not a water availability issue, but you will need to confirm this in writing.

You may wish to withdraw your application or amend it with an alternate proposal that will avoid enlargement. IDWR will hold further processing of your application to allow a withdrawal or amendment of the application or any other information you may wish to submit in support of your existing or amended proposal.

Please submit the requested information for application processing to continue. You may seek additional time to provide the information by making a written request to delay processing. Your written response including the requested information, or a request for more time to seek the information, must be received within the next thirty (30) days.

Without a timely reply, IDWR will issue a preliminary order to deny the application. The application fee will not be refunded for a denied application. A denied application cannot generally be re-filed for substantially the same proposal.

IDWR forms and other information are available on the Internet at www.idwr.idaho.gov. Please contact me at 208-334-2190 if you have any questions. Thank you for your attention to this matter.

Sincerely,

Allen Bradbury
Water Resource Agent, Sr.
IDWR-Western Regional Office

Enclosures

Process	Basin	Sequence	Draft	Owner	Source	POD/POU	Use	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total Acres
Water Right	65-1476	N	CITY OF EMMETT	GROUND WATER	POD														X				
Water Right	65-3254	N	ELKER, CARL; MELLOR, CARL E; PULLEY, DONNA J; PULLEY, JERRY J	GROUND WATER	POD												X						
Water Right	65-5310	N	ESTATE OF J MITCHELL	GROUND WATER	POD							X											
Water Right	65-1133	N	FAY, J G	GROUND WATER	POD																		
Water Right	65-1132	N	FAY, J G; FAY, JANNETTE	GROUND WATER	POD																		
Water Right	65-22006	N	GILLIHAN, CATHERINE M	GROUND WATER	POD																		
Water Right	65-18413	N	GILLIHAN, CATHERINE M; LANHAM, HAZEL M	GROUND WATER	POD																		
Water Right	65-8748	N	GILLIHAN, CATHERINE M; LANHAM, HAZEL M; LANHAM, REX E	GROUND WATER	POD																		
Water Right	65-8745	N	LANHAM, HAZEL M; LANHAM, REX E	GROUND WATER	POD																		
Water Right	65-8744	N	LANHAM, REX E	GROUND WATER	POD																		
Water Right	65-18260	N	PULLEY, ELA M; PULLEY, TOM C	GROUND WATER	POD																		
Water Right	65-5070	N	REDTIEDT, ESTHER A; REDTIEDT, ROBERT; STANDLEY, JAMES L	GROUND WATER	POD																		
Water Right	65-10991	N	RYNEARSON, JUDY K; RYNEARSON, TERRY J	GROUND WATER	POD																		
Water Right	65-22702	N	SMITH, CRYSTAL A; SMITH, JOHNSON E	GROUND WATER	POD																		
Water Right	65-5557	N	SMITH, JOHNSON E; SMITH, LORETTA G	GROUND WATER	POD																		
Water Right	65-1149	N	STEINEBACH, ROBERT H	GROUND WATER	POD																		
Water Permit	65-13146	N	BILBREY DITCH CO LTD	PAYETTE RIVER	POD																		
Water Permit	65-13205	N	BILBREY DITCH CO LTD	PAYETTE RIVER	POD																		
Water Right	65-11320	N	BILBREY DITCH CO LTD	PAYETTE RIVER	POD																		
Water Right	65-11344	N	BILBREY DITCH CO LTD	PAYETTE RIVER	POD																		
Water Right	65-344	N	BILBREY DITCH CO LTD	PAYETTE RIVER	POD																		
Water Right	65-34X	N	BILBREY DITCH CO LTD	PAYETTE RIVER	POD																		
Water Right	65-10555	N	ENTERPRISE DITCH CO	PAYETTE RIVER	POD																		
Water Right	65-70A	N	ENTERPRISE DITCH CO	PAYETTE RIVER	POD																		
Water Right	65-70X	N	ENTERPRISE DITCH CO	PAYETTE RIVER	POD																		
Water Right	65-7179	N	ENTERPRISE DITCH CO	PAYETTE RIVER	POD																		
Water Right	65-7259	N	ENTERPRISE DITCH CO	PAYETTE RIVER	POD																		
Water Right	65-1101	N	COVIA HOLDINGS CORPORATION; CUMMINGS, RICHARD A; DEL MONTE	POND	POD																		
Water Right	65-2561	N	STATE OF IDAHO	SAND HOLLOW DRAIN	POD																		
Water Right	65-22377	N	LANHAM, REX E	UNNAMED STREAM	POD										X								
Water Right	65-22796	N	LANHAM, REX E	UNNAMED STREAM	POD																		
Water Right	65-22384	N	BUTLER, DAVID; BUTLER, MICHELLE	WASTE WATER	POD																		
Water Right	65-13157	N	LANHAM, REX E	WASTE WATER	POD																		
Water Right	65-13896	N	LANHAM, REX E	WASTE WATER	POD																		

Overlapping SW Irrigation POD's, Same QQ Different Land Parcel

POU Overlap Analysis for Transfer 83062

06N02W11

Process	Basin	Sequence	Draft	Owner	Source	PODPOU	Use	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Water Application				CHRISTOPHER STEVEN KELSEY 2002 SEPARATE PROPERTY TRUST (Transf	PAYETTE RIVER	POU	IRRIGATION												4	9			13
Water Right	65-1131A	N		CHRISTOPHER STEVEN KELSEY 2002 SEPARATE PROPERTY TRUST; DROU	PAYETTE RIVER	POU	IRRIGATION												4	9			13
Water Right	65-22350	N		CHRISTOPHER STEVEN KELSEY 2002 SEPARATE PROPERTY TRUST; VOGEL	PAYETTE RIVER	POU	IRRIGATION				0.9								2.6				3.5
Water Right	65-12721	N		CHRISTOPHER STEVEN KELSEY 2002 SEPARATE PROPERTY TRUST; KENNE	PAYETTE RIVER	POU	RECREATION STORAGE												X	X			
Water Right	65-12721	N		CHRISTOPHER STEVEN KELSEY 2002 SEPARATE PROPERTY TRUST; KENNE	PAYETTE RIVER	POU	WILDLIFE STORAGE												X	X			
Water Right	65-10991	N		RYNEARSON, JUDY K; RYNEARSON, TERRY J	GROUND WATER	POU	DOMESTIC									X							
Water Right	65-1132	N		FAY, J G; FAY, JANNETTE	GROUND WATER	POU	DOMESTIC															X	
Water Right	65-1133	N		FAY, J G	GROUND WATER	POU	DOMESTIC															X	
Water Right	65-1149	N		STEINEBACH, ROBERT H	GROUND WATER	POU	DOMESTIC																
Water Right	65-1476	N		CITY OF EMMETT	GROUND WATER	POU	DOMESTIC												X			X	
Water Right	65-18260	N		PULLEY, ELLA M; PULLEY, TOM C	GROUND WATER	POU	DOMESTIC									X							
Water Right	65-22006	N		GILLIHAN, CATHERINE M	GROUND WATER	POU	DOMESTIC					X											
Water Right	65-3254	N		ELKER, CARL; MELLOR, CARL E; PULLEY, DONNA J; PULLEY, JERRY J	GROUND WATER	POU	DOMESTIC									X							
Water Right	65-5070	N		REDTFELDT, ESTHER A; REDTFELDT, ROBERT; STANDLEY, JAMES L	GROUND WATER	POU	DOMESTIC	X															
Water Right	65-5310	N		ESTATE OF J E MITCHELL	GROUND WATER	POU	DOMESTIC																
Water Right	65-5557	N		SMITH, JOHNSON E; SMITH, LORETTA G	GROUND WATER	POU	DOMESTIC																X
Water Right	65-8744	N		LANHAM, REX E	GROUND WATER	POU	DOMESTIC	X															
Water Right	65-8748	N		GILLIHAN, CATHERINE M; LANHAM, HAZEL M; LANHAM, REX E	GROUND WATER	POU	DOMESTIC	X															
Water Right	65-12818	N		CITY OF EMMETT	GROUND WATER	POU	INDUSTRIAL				X								X				
Water Right	65-8744	N		LANHAM, REX E	GROUND WATER	POU	INDUSTRIAL	X															
Water Right	65-12832	N		COVIA HOLDINGS CORPORATION; CUMMINGS, RICHARD A; FAY, J G; UN	PAYETTE RIVER	POU	INDUSTRIAL								X			X					
Water Right	65-1101	N		COVIA HOLDINGS CORPORATION; CUMMINGS, RICHARD A; DEL MONTE	POND	POU	INDUSTRIAL								X			X					
Water Right	65-22702	N		SMITH, CRYSTAL A; SMITH, JOHNSON E	GROUND WATER	POU	IRRIGATION												2			2.5	4.5
Water Right	65-8745	N		LANHAM, HAZEL M; LANHAM, REX E	GROUND WATER	POU	IRRIGATION	18														18	
Water Right	65-1131B	N		COVIA HOLDINGS CORPORATION; CUMMINGS, RICHARD A; FAY, J G; UN	PAYETTE RIVER	POU	IRRIGATION												1.3	3.3	38	24.4	67
Water Right	65-1131C	N		COVIA HOLDINGS CORPORATION; CUMMINGS, RICHARD A; FAY, J G; UN	PAYETTE RIVER	POU	IRRIGATION												1.3	3.3	38	24.4	67
Water Right	65-1148A	N		STEINEBACH, ROBERT H	PAYETTE RIVER	POU	IRRIGATION															3	3
Water Right	65-1148B	N		BOYD, BENJAMIN; BOYD, ROBYN; LUTZ, DAVID A; MORRIS, CONSTANCE	PAYETTE RIVER	POU	IRRIGATION															5	5
Water Right	65-19626	N		REDTFELDT, ESTHER A; REDTFELDT, ROBERT; STANDLEY, JAMES L	PAYETTE RIVER	POU	IRRIGATION															8	
Water Right	65-5071	N		REDTFELDT, ESTHER A; REDTFELDT, ROBERT; STANDLEY, JAMES L	PAYETTE RIVER	POU	IRRIGATION						5									5	
Water Right	65-5311	N		GILLIHAN, CATHERINE M; LANHAM, HAZEL M; MITCHELL, J E	PAYETTE RIVER	POU	IRRIGATION					24										29.4	
Water Right	65-544	N		LAST CHANCE DITCH CO	PAYETTE RIVER	POU	IRRIGATION		5.4														
Water Right	65-548	N		LAST CHANCE DITCH CO	PAYETTE RIVER	POU	IRRIGATION										X	X					
Water Right	65-54X	N		LAST CHANCE DITCH CO	PAYETTE RIVER	POU	IRRIGATION										X	X					
Water Right	65-5558	N		SMITH, JOHNSON E	PAYETTE RIVER	POU	IRRIGATION																
Water Right	65-8742A	N		GILLIHAN, CATHERINE M; LANHAM, HAZEL M; LANHAM, REX E	PAYETTE RIVER	POU	IRRIGATION												2			3	5
Water Right	65-8742B	N		LANHAM, REX E	PAYETTE RIVER	POU	IRRIGATION	20	6														26
Water Right	65-2561	N		STATE OF IDAHO	PAYETTE RIVER	POU	IRRIGATION	2															2
Water Permit	65-13609	N		LAST CHANCE DITCH CO	SAND HOLLOW DRAIN	POU	IRRIGATION																
Water Permit	65-23300	N		LAST CHANCE DITCH CO	UNNAMED DRAIN	POU	IRRIGATION																
Water Permit	65-13609	Y		LAST CHANCE DITCH CO	UNNAMED DRAIN	POU	IRRIGATION																
Water Right	65-22377	N		LANHAM, REX E	UNNAMED STREAM	POU	IRRIGATION																
Water Right	65-13157	N		LANHAM, REX E	WASTE WATER	POU	IRRIGATION	2.6	19	17		8.5			21.5								
Water Right	65-13896	N		LANHAM, REX E	WASTE WATER	POU	IRRIGATION		10						1.4								
Water Right	65-22384	N		BUTLER, DAVID; BUTLER, MICHELLE	WASTE WATER	POU	IRRIGATION																
Water Right	65-2453	N		REDTFELDT, ESTHER A; REDTFELDT, ROBERT; STANDLEY, JAMES L	WASTE WATER	POU	IRRIGATION																
Water Permit	65-23305	N		LAKE RESERVOIR CO	WASTE WATER	POU	IRRIGATION																
Water Right	65-2923C	N		LAKE RESERVOIR CO; OSTERMILLER, DANIEL P; STRINGER, C JOHN	FALL CREEK	POU	IRRIGATION FROM STORAGE																
Water Right	65-2923E	N		LAKE RESERVOIR CO; NEFF, BRYCE H; WHITEMAN JR, MARVIN E	FALL CREEK	POU	IRRIGATION FROM STORAGE																
Water Right	65-1132	N		FAY, J G; FAY, JANNETTE	GROUND WATER	POU	STOCKWATER																
Water Right	65-8748	N		ELKER, CARL; MELLOR, CARL E; PULLEY, DONNA J; PULLEY, JERRY J	GROUND WATER	POU	STOCKWATER																
Water Right	65-22453	N		GILLIHAN, CATHERINE M; LANHAM, HAZEL M; LANHAM, REX E	GROUND WATER	POU	STOCKWATER	X									X						
Water Right	65-22493	N		LANHAM, REX E	PAYETTE RIVER	POU	STOCKWATER	X															
Water Right	65-22493	N		GILLIHAN, CATHERINE M; LANHAM, HAZEL M	PAYETTE RIVER	POU	STOCKWATER	X															
Water Right	65-22495	N		GILLIHAN, CATHERINE M; LANHAM, HAZEL M	PAYETTE RIVER	POU	STOCKWATER	X															
Water Right	65-22796	N		LANHAM, REX E	UNNAMED STREAM	POU	STOCKWATER					X											

Overlapping SW Irrigation POU, Same QQ Different Land Parcel
Overlapping GW Irrigation POU, Same QQ Different Land Parcel

29512 1906115

1 IDWR - WESTERN REGION

2735 AIRPORT WAY
BOISE ID 83705

RECEIVED

JUN 17 2019

WATER RESOURCES
WESTERN REGION

LEGAL NOTICE

NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
TRANSFER NO. 83062

CHRISTOPHER STEVEN
KELSEY 2002 SEPARATE
PROPERTY TRUST, 1775 W
STATE ST #397, BOISE, ID
83702; has filed Application
No. 83062 for changes to the
following water rights within
GEM County(s): Right No(s).
65-1131A, 65-12721, 65-
22350; to see a full descrip-
tion of these rights and the
proposed transfer, please see
[www.idwr.idaho.gov/apps/wr/
QueryNewTransfers/QueryNe
wTransfers.aspx](http://www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx).

The purpose of the transfer
is to change a portion of the
above rights as follows: NO
LEGAL REMARKS For addi-
tional information concerning
the property location, contact
Western Region office at
(208) 334-2190; or for a full
description of the right(s) or
proposed transfer(s), please
see www.idwr.idaho.gov.
Protests may be submitted
based on the criteria of Idaho
Code § 42-222. Any protest
against the proposed change
(s) must be filed with the Di-
rector, Dept. of Water Re-
sources, Western Region,
2735 Airport Way, Boise, ID
83705 together with a protest
fee of \$25.00 for each appli-
cation on or before
6/24/2019. The protestant
must also send a copy of the
protest to the applicant.

GARY SPACKMAN,
Director

June 5, 12, 2019 1906115

AFFIDAVIT OF PUBLICATION
STATE OF IDAHO

County of Canyon

} SS.
}

Sharon Jessen
of Nampa, Canyon County, Idaho, being
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
Emmett Messenger-Index, a weekly
newspaper published in the City of
Emmett, in the County of Gem, State of
Idaho; that the said newspaper is in
general circulation in the said County of
Gem, and in the vicinity of Emmett, and
has been uninterruptedly published in
said County 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.
4. That said notice was published the following:

06/05/2019 06/12/2019

Sharon Jessen
STATE OF IDAHO
County of Canyon)

On this 12th day of June in the year of
2019 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.

Colleen R. Nielsen
Notary Public for Idaho
Residing at Canyon County
My Commission expires 06/28/2023

