

Maline, Denise

From: Maline, Denise
Sent: Thursday, March 28, 2013 4:51 PM
To: Times News
Subject: LEGAL NOTICE
Attachments: Times News Cover Letter.docx; Times News Ad.docx

Attached please find (1) legal notice being submitted for publication on April 4th & 11th, 2013. Please contact me if you have any questions, or if you are not able to run the ad on the dates requested.

Thank you in advance,

Denise Maline
Administrative Assistant, Southern Region
Idaho Dept of Water Resources
1341 Fillmore St, Ste 200
Twin Falls, ID 83301
(208) 736-3033
denise.maline@idwr.idaho.gov

March 28, 2013

LEGAL NOTICE DEPARTMENT
TIMES NEWS
PO BOX 548
TWIN FALLS, ID 83303-0548

RE: Application For Permit No.(s): 36-16948

RE: Transfer No. 78422
Water Right No(s): 36-2566

RE: Transfer No. 78482
Water Right No(s): 45-14165

RE: Transfer No. 78483
Water Right No(s): 45-14377, 45-14379, 45-14381, 45-2363

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 April 22, 2013. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

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

36-16948

OLD CURRAN RANCH LLC

PO BOX 3398

HAILEY, ID 83333

Point of Diversion NENESE S23 T07S R13E GOODING County Source WASTE WATER Tributary BILLINGSLEY CREEK

Use: DIVERSION TO STORAGE 01/01 to 12/31 6 CFS

Use: WILDLIFE 01/01 to 12/31 6 CFS

Use: WILDLIFE STORAGE 01/01 to 12/31 43.9 AF

Total Diversion: 6 CFS

Date Filed: 8/13/2012

Place Of Use: WILDLIFE AND WILDLIFE STORAGE

T07S R13E S23 SWSE SESE

This is a re-advertisement for Application for Permit 36-16948 to resolve a protest. Applicants propose to change the proposed point of diversion to a location further down the ditch, to address concerns expressed by the protestant. Application proposes diverting up to 6.0 cfs of waste water for wildlife use associated with an existing pond located approximately 1.0 mi. south of the city of Hagerman and west of HWY 30. The waste water has historically been delivered through a ditch from an existing fish hatchery located approximately 0.2 mi. south and 1.0 mi. east of the city of Hagerman.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 78482

CITY OF ALBION, PO BOX 147, ALBION, ID 83311; has filed Application No. 78482 for changes to the following water rights within CASSIA County(s): Right No(s). 45-14165. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes adding a new point of diversion and modifying a permissible place of use for Marsh Creek irrigation water right owned by the City of Albion. The new point of diversion is located approximately 0.6 miles north and 0.6 miles east of the City of Albion and will allow for the diversion and irrigation of different land to facilitate land application of waste water as required by IDEQ. The existing and new point of diversion on Marsh Creek will be used to divert up to 0.91 cfs for irrigation of 37.8 acres within a proposed 83.1 acre permissible place of use.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 78483

HOWARD and KAREN ROBINSON, 2288 WILLIAMSBURG CIRCLE, WEST JORDAN, UT 84088; has filed Application No. 78483 for changes to the following water rights within CASSIA County(s): Right No(s). 45-14377, 45-14379, 45-14381 (Mill Creek); 45-2363 (Ground Water). The purpose of the transfer is to change a portion of the above rights as follows: Application proposes transferring a irrigation ground water right (1.0 cfs) from a farm located approximately 1.0-1.5 miles north and 0.5-1.0 miles east of the City of Oakley, to a farm located approximately 2.0-2.5 miles east and 0.25-0.9 miles north of the City of Oakley. The application will also modify the permissible place of use of three Mill Creek irrigation rights on the farm located approximately 2.0-2.5 miles east and 0.25-0.9 miles north of the City of Oakley. The ground water right (1.0 cfs) will be pumped from an existing well located approximately 0.4 miles north and 2.6 east of the City of Oakley.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 78422

MOSS LAND CO LLP, 390 N 925 E, DECLO, ID 83323; has filed Application No. 78422 for changes to the following water rights within MINIDOKA County(s): Right No(s). 36-2566. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes to change the point of diversion (POD) and add a POD for a 3.82 CFS, (320 acres) irrigation water right, currently diverted from a well located approximately 6.4 miles north and 3 miles west of the intersection of State Highways 25 and 27 in Paul, ID. The new point of diversion will be located approximately 6.1 miles north and 2.9 miles west of the intersection of State Highways 25 and 27 in Paul. Application seeks to correct the described location of the existing well on the water right to the actual well location. The new POD sought by the application is to allow the applicants to drill a new well in order to withdraw the full diversion rate allowed by their water right because the existing well no longer supplies the full quantity.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or for a full description of the rights &/or proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. Protests may be submitted based on the criteria of Sec 42-222 and 42-203A, Idaho Code. Any protest against the approval of this application(s) must be filed with the Director, Dept. of Water Resources, Southern Region, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301 together with a protest fee of \$25.00 for each application on or before April 22, 2013. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on April 4th & 11th, 2013