

Buffington, Denise

From: Buffington, Denise
Sent: Wednesday, September 28, 2011 4:10 PM
To: Times News
Subject: LEGAL NOTICE
Attachments: Times News - Cover Letter.docx; Times News Ads - COMBINED.docx

Attached please find one (1) legal notice being submitted for publication. Please contact me if you have any questions, or if you are not able to publish the ad on the dates requested.

Thank you in advance,

Denise Buffington
Idaho Department of Water Resources
1341 Fillmore St, Ste 200
Twin Falls, Idaho 83301
(208) 736-3033

September 28, 2011

LEGAL NOTICE DEPARTMENT

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

RE: Application For Permit No.(s): 36-16382, 45-14352

RE: Transfer No. 77388
Water Right No(s): 36-7617, 36-16906

RE: Transfer No. 77288
Water Right No(s): 43-2492, 43-12990, 43-13620, 43-13621, 43-13622, 43-13623, 43-13624, 43-13625,
43-13626, 43-13627, 43-13628, 43-13629, 43-13630, 43-13631, 43-13632, 43-13633, 43-13689

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 October 24, 2011. Your cooperation is appreciated.

Sincerely,

Denise Buffington
Administrative Assistant

Enclosure(s)

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

36-16382

BUCKEYE FARMS INC

PO BOX 269

HAGERMAN, ID 83332

Point of Diversion NWSWSW S27 T07S R13E GOODING County Source WASTE WATER Tributary SNAKE RIVER

Point of Diversion SWSWNE S27 T07S R13E GOODING County Source WASTE WATER Tributary SNAKE RIVER

Use: AESTHETIC 01/01 to 12/31 11.63 CFS 8419 AF

Use: FISH PROPAGATION 01/01 to 12/31 11.63 CFS 8419 AF

Use: RECREATION 01/01 to 12/31 11.63 CFS 8419 AF

Use: WILDLIFE 01/01 to 12/31 11.63 CFS 8419 AF

Total Diversion: 11.63 CFS 8419 AF

Date Filed: 10/18/2005

Place Of Use: AESTHETIC, WILDLIFE & RECREATION

T07S R13E S28

SESW SE (ALL)

T07S R13E S33

NE (ALL) NENW SENW NESE NWSE SESE

T07S R13E S34

SWNW NWSW SWSW

Place Of Use: FISH PROPAGATION

T07S R13E S34

L7(SWNW)

Application for Permit to divert 11.63 cfs of wastewater for year round use in existing ponds and fish facility for aesthetic, wildlife, recreation, and fish propagation purposes. The wastewater will be diverted from two points of diversion along the Buckeye Ditch; one approximately 1 ½ miles south & 1 mile west, the other 1 ¼ miles south & 1 ½ miles west of Hagerman. The ponds and fish facility are located between 1 ¼ - 2 ¾ south & 1 ½ - 2 miles west of Hagerman. Published in the Times News, Post Register, Idaho Statesman and Lewiston Tribune on October 6th & 13th, 2011.

45-14352

BARNEY GREENER

SHERRIE GREENER

19 WEST 200 SOUTH

BURLEY, ID 83318

Point of Diversion NENW S6 T11S R23E CASSIA County Source GROUND WATER Tributary

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

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

Total Diversion: 0.02 CFS

Date Filed: 6/20/2011

Place Of Use: HEATING & COOLING

T11S R23E S6 NENW

Application proposes to divert up to 0.02 cfs of groundwater from an existing well for heating and cooling of a daycare facility. The well and daycare facility property are located approximately 2.0 miles south and 0.07 miles west of the center of the city of Burley (Overland and Main intersection). The diverted water will be reinjected into the aquifer via an existing injection well located on the property.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

ADTD FARMS LLC, 246 E 300 S, BURLEY, ID 83318 has filed Application No. 77288 for changes to the following water rights within CASSIA County(s): Right No(s). 43-2492, 43-12990, 43-13620, 43-13621, 43-13622, 43-13623, 43-13624, 43-13625, 43-13626, 43-13627, 43-13628, 43-13629, 43-13630, 43-13631, 43-13632, 43-13633, 43-13689; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. The purpose of the transfer is to change a portion of the above rights as follows: This transfer combines 17 ground water rights from 8 existing wells, 3 of which are located within the Raft River Critical Groundwater Management Area, authorized for the combined total diversion of 21.81 cfs & 5,111.2 AF and places them in a permissible place of use (PPU) of 1,429.0 acres, limited to 1,418.2 acres during any given irrigation season. No new wells will be drilled. Location of the proposed place of use and existing wells is between ½ mile north and extending about 3 miles south of Yale Road, between 1½ - 4 miles east of Interstate 84, and approximately 12 miles north of Malta. Published in the Times News, Post Register, Idaho Statesman and Lewiston Tribune on October 6th & 13th, 2011.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

BOER DAIRY LLC, 472 SOUTH 200 WEST, JEROME, ID 83338 has filed Application No. 77388 for changes to the following water rights within GOODING County(s): Right No(s). 36-7617, 36-16906; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. The purpose of the transfer is to change a portion of the above rights as follows: Transfer combines 2 groundwater rights from 4 existing wells currently authorized for the combined diversion of 11.14 cfs & 2,811.2 AF to create a permissible place of use of 920.0 acres, limited to 702.8 acres during any irrigation season. No new wells will be drilled. Location is on the north side of Bob Barton Highway between approximately ½ - 1½ miles south and 7¼ - 8½ miles west of the center of Jerome.

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 October 24, 2011. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Published on 10/6 & 10/13/2011