

## **Buffington, Denise**

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**From:** Buffington, Denise  
**Sent:** Wednesday, August 10, 2011 8:27 AM  
**To:** The Star-News  
**Subject:** LEGAL NOTICE  
**Attachments:** Valley County - Cover Letter.docx; Valley County 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  
Administrative Assistant I  
Dept of Water Resources  
Western Region  
(208) 334-2190*

August 10, 2011

**LEGAL NOTICE DEPARTMENT**

STAR NEWS  
1000 1ST ST  
MC CALL, ID 83638

RE: Application For Permit No.(s): 65-23451

RE: Transfer No. 77121  
Water Right No(s): 65-3111X

RE: Transfer No. 77209  
Water Right No(s): 65-13088, 65-3111A

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 September 6, 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:

**65-23451**

ALLEN RANCH LLLP  
2624 S INGLENOOK PL  
MERIDIAN, ID 83642

Point of Diversion NWSW S3 T13N R03E VALLEY County Source UNNAMED STREAM Tributary NORTH FORK PAYETTE RIVER

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Use: IRRIGATION 04/01 to 04/14 2.7 CFS

Use: IRRIGATION 10/16 to 12/01 2.7 CFS

Use: STOCKWATER 01/01 to 12/31 0.14 CFS

Total Diversion: 2.7 CFS

Date Filed: 4/18/2011

Place Of Use: IRRIGATION & STOCKWATER

T13N R03E S3 NE (ALL)

Total Acres: 83

Source aka Rock Creek & Richard Creek. Same system & same owner as Transfer 77121 (65-3111X, regular irrigation season). Proposes historical uses not covered by 65-3111X. No physical changes proposed.

**PROPOSED CHANGE OF WATER RIGHT**

Allen Ranch LLLP of 2624 S. Inglenook Place, Meridian, ID 83642 filed Application No. 77121 to transfer a water right with an 1894 priority date from an Unnamed Stream totaling 2.70 cfs to irrigate 83 acres. The stream is also known as Rock Creek and Richard Creek. The purpose of the transfer is to correct apparent errors in the right to show 2 diversions have been used: 1 above the road & 1 below the road. Same system also proposed for Application 65-23451. No physical changes to the existing system are proposed. The site borders West Mtn. Road on the southwest side of Cascade Reservoir.

**PROPOSED CHANGE OF WATER RIGHT**

West Mtn. Water Assn. Inc. of PO Box 388, Cascade, ID 83611 filed Application No. 77209 to transfer 2 water rights with 1894 and 1989 priority dates from Rock Creek totaling 0.05 cfs for domestic use in the subdivision. The stream is also known as Richard Creek in addition to being called Unnamed Stream in some water rights. The purpose of the transfer is to:

- (1) use the local source name, Rock Creek
- (2) clarify both rights use a single point of diversion located just above West Mtn. Road
- (3) clarify the tributary is North Fork Payette River via Cascade Reservoir
- (4) list the same place of use for both rights.

No physical changes to the existing system are proposed. The site borders West Mtn. Road on the southwest side of Cascade Reservoir.

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 see [www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp](http://www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp) for a full description of the rights &/or proposed transfer. 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, Western Region, 2735 Airport Way, Boise, ID 83705 together with a protest fee of \$25.00 for each application on or before September 6, 2011. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director  
Published on 8/18 & 8/25/2011