

Buffington, Denise

From: Buffington, Denise
Sent: Wednesday, July 13, 2011 3:06 PM
To: Times News
Subject: LEGAL NOTICE
Attachments: Times News - Cover Letter.Doc; 61-12256 & 73834 Ads - COMBINED.docx

Attached please find one (1) legal notice being submitted for publication. We are still experiencing some technical problems with our Legal Notice database, so please feel free to let me know if you have any problems regarding the formatting, etc. of the attached documents.

Also, please contact me if you have any other 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*

July 13, 2011

LEGAL NOTICE DEPARTMENT

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

RE: Application For Permit No(s): 61-12256

RE: Transfer No. 73834
Water Right No(s). 61-7263, 61-7264A, 61-7264B

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 August 8, 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:

61-12256

INTERMOUNTAIN SEWER & WATER CORP.

PO BOX 344

MERIDIAN, ID 83680

Point of Diversion SENE S34 T01N R04E ELMORE County Source GROUNDWATER

Point of Diversion SWNW S34 T01N R04E ELMORE County Source GROUNDWATER

Point of Diversion SENW S34 T01N R04E ELMORE County Source GROUNDWATER

Point of Diversion SESW S34 T01N R04E ELMORE County Source GROUNDWATER

Point of Diversion NWNW S35 T01N R04E ELMORE County Source GROUNDWATER

Point of Diversion NESW S35 T01N R04E ELMORE County Source GROUNDWATER

Use: MUNICIPAL 01/01 to 12/31 13.76 CFS

Total Diversion: 13.76 CFS

Date Filed: 1/17/2008

Place Of Use: MUNICIPAL

T01N R04E S28, 29, 32, 33, 34, 35

Proposes expansion of Mayfield Springs Planned Community, about 4200 residences, associated irrigation, businesses etc.

About the same service area that was approved for first part of the project under 63-32225 (10 cfs for Ada County wells).

Expansion includes up to 6 wells with 300-1200 ft. water bearing zone. Proposed wells will be in Elmore County. Site straddles

Ada-Elmore County line east of Indian Creek Reservoir about 3 miles N/NW of I84 & Simco Road intersection.

PROPOSED CHANGE OF WATER RIGHTS

Orchard Ranch LLC of PO Box 1260, Maricopa AZ 85139 filed Application No. 73834 to transfer 3 water rights with 1976 priority dates from ground water totaling 11.36 cfs authorized for 631 acres of irrigation plus a dairy. The purpose of the transfer is to retire current Elmore County use and relocate it to Ada County. The current site is about 5 miles southeast of Cinder Cone Butte and 3 miles east of Simco Road. The proposed site is near Orchard about 10 miles northwest of Cinder Cone Butte. The new site will have 4 wells to irrigate 631 acres in a 2752 acre permissible place of use (PPU). The PPU is combined with Application 63-32703 (different wells) that was previously advertised. Current and proposed locations are south of I84.

For a full description of the rights &/or proposed transfers, 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. Permits will be subject to all prior water rights. 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 August 8, 2011. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Published in the Mountain Home News on July 20th & 27th, 2011; and the Idaho Statesman, Times News, Lewiston Tribune and Post Register on July 21st & 28th, 2011