

IDAHO DEPARTMENT OF WATER RESOURCES
1341 FILLMORE STREET-STE# 200
TWIN FALLS ID 83301
Phone: 736-3033, Fax#: 736-3037

February 25, 2011

ATTN: LEGALS
IDAHO MOUNTAIN EXPRESS
PO BOX 1013
KETCHUM ID 83340

Ladies and Gentlemen:

Enclosed you will find a legal notice which we wish to have published in your newspaper 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 at 736-3033. An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Sincerely,

Mary A. Baldwin
Administrative Assistant

NOTICE OF APPLICATIONS

Notice is hereby given that two applications have been filed with the Idaho Department of Water Resources concerning water rights within Blaine County. The **OLIVER FAMILY TRUST, C/O OLIVER MCMILLAN, 733 8TH AVE; SAN DIEGO CA 92101** has filed **Application for Transfer No. 77076** which proposes changing the point of diversion to an existing well for a 0.35 cfs Big Wood River right, used to irrigate 7.9 acres of land located just north of Hailey, along the west side of Highway 75 on lot 7 of the River Ranch Grove Subdivision. The application proposes a change in source from the Big Wood River to groundwater (tributary to Big Wood River). The well is located 150 feet from the Big Wood River.****Protests may be submitted based on the criteria of Idaho Code Sec. 42-222.******BRIAN L. SMITH & DIANE STEFFEY SMITH, PO BOX 5326; KETCHUM ID 83340** have **filed an Amended Application for Permit No. 37-20743** to be recorded as follows:

Point of Diversion: NESWNW S36 T02N R18E

Source: BIG WOOD RIVER Tributary MALAD RIVER

Point of Diversion: NWSESW S7 T01N R19E

Source: GROUND WATER

Use: FIRE PROTECTION STORAGE, 01/01 to 12/31 (1.6 AF)

Use: AESTHETIC STORAGE, 01/01 to 12/31 (1.6 AF)

Use: DIVERSION TO STORAGE, 04/15 to 10/31 (0.2 CFS)

Total Diversion: (0.2 CFS, 1.6 AF)

Date Filed: 2/17/2011

Place Of Use: SWSE S7 T01N R19E

Application proposes the diversion of 0.2 cfs and 1.6 AF of existing Big Wood River rights through the District 45 Canal and/or groundwater diverted from an existing well to a pond for aesthetic and fire protection uses. The existing pond is located approximately 1.9 mi. south and 1.0 mi. east of the Gannett-Picabo and Highway 75 intersection in the Lookout Circle Subdivision Lot 2. A mitigation plan proposing to dry up 1.0 acre of existing irrigation rights to offset consumptive uses associated with the pond has been included with the application.****Permit will be subject to all prior water rights.****Protests may be submitted based on the criteria of Idaho Code § 42-203A.****To see a full description of these applications, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp.****Any protest against an application must be filed with the Department 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 March 21, 2011. The protestant must also send a copy of the protest to the applicant.

Gary Spackman, Interim Director

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