

# AFFIDAVIT of PUBLICATION

State of Idaho, }  
County of Blaine } SS.

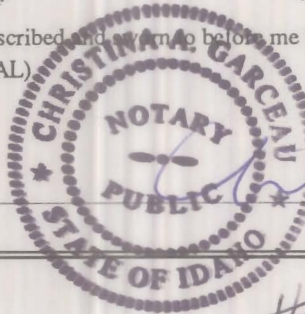
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OCT 08 2002

Department of Water Resources  
Southern Region

On this 26 day of September, in the year 2002, before me a Notary Public of said State, personally appeared \_\_\_\_\_, known or identified to me to be the person whose name is subscribed to be the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same. As the publisher of the Wood River Journal, he/she attests that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 18 day of September, and the date of the last publication was on the 25 day of September.

Subscribed and sworn to before me this 26 day of September, 2002  
(SEAL)



NOTARY PUBLIC

# 11722  
WOOD RIVER JOURNAL  
Hailey, Idaho

## COST OF PUBLICATION

Number of Picas per Line 11.5  
Number of Lines in Notice 113  
Number of Insertions 2  
Lines tabular at — 7¢ / Pica  
113 Lines straight at 1.43 6¢ / Pica  
Subsequent lines at — 5¢ / Pica  
TOTAL COST 166.59

## Applications for water rights

The following applications have been filed to appropriate the public waters of the State of Idaho within Blaine County:

37-20743  
JOHN &/or BILLIE TANNER  
PO BOX 6667  
KETCHUM ID 83340  
Point(s) of Diversion: NESWNW S36 T02N R18E & NWSESW S07 T01N R19E  
Source: BIG WOOD RIVER Tributary To MALAD RIVER  
Source: GROUND WATER  
Use: 01/01 To 12/31 FIRE PROTECTION STORAGE (1.2 AFA)  
Use: 01/01 To 12/31 AESTHETIC STORAGE (1.2 AFA)  
Use: 05/15 To 09/15 DIVERSION TO STORAGE (0.2 CFS)  
Total Diversion: 0.2 CFS, 1.2 AFA  
Date Filed: 07/17/2002  
Place of Use: SWSE S07 T01N R19E  
Remark: This application proposes to provide water for a small pond using water that is already diverted from the Big Wood River through the District 45 Canal for irrigation of the Bellevue Farms Subdivision. Some land has been taken out of production for construction of the pond and adjacent new home. The pond is lined to minimize water loss. A domestic well will be used to keep the pond full when river water is not available. The pond can be pumped out for fire fighting if needed. The pond is located on the east side of Bellevue Farms Sub. near the Gannett-Picabo Rd.

37-20798  
KENNEDY LIVING TRUST  
JACK F. KENNEDY, TRUSTEE  
PO BOX 752  
SUN VALLEY ID 83353  
Point of Diversion: SWSWNE S23 T05N R17E  
Source: GROUND WATER  
Use: 04/15 To 10/15 IRRIGATION (0.08 CFS)  
Use: 01/01 To 12/31 DOMESTIC (0.04 CFS)  
Total Diversion: 0.08 CFS  
Date Filed: 08/30/2002  
Place of Use: DOMESTIC and Irrigation of a total of 3 acres within SWNE & NWSE, S23 T05N R17E  
Remark: This application proposes to legalize a water system that was developed in 1968 and used ever since without a water right. The property is located at 13370 Hwy. 75 between the highway and the Big Wood River.

37-20801  
MAGIC WEST SIDE WATER USERS INC  
C/O WARREN MERRILL  
1016 4TH AVE DRIVE  
JEROME ID 83338  
Point(s) of Diversion: NESWNW, S01 T02S R17E  
Source: GROUND WATER  
Use: 01/01 To 12/31 DOMESTIC (0.32 CFS)  
Date Filed: 09/11/2002  
Place of Use: SWNW S01, T02S R17E  
Remark: This well was drilled in 1982 to supply the buried water lines that were installed then. Fifteen lots have small lawns; all 73 lots have access to water, but only about 45 have homes. The two applications listed immediately above have both submitted material as evidence of pre-1987 development as part of the application.

The permits, if approved, will be subject to all prior water rights &/or mitigation plan. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code. Any protest against the approval of an application 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 10/07/2002. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Publish: Wood River Journal—September 18 & 25, 2002.