Idaho Statesman

P.O. Box 40, Boise, Idaho 83707-0040

LEGAL ADVERTISING PROOF OF PUBLICATION

Account #	DTI#	Identification	Amount:
047628	488458	LEGAL NOTICE APPLICATION TO PROPRIATE PUBLIC WATERS	$290.00

Attention:	P.O. #	Run Dates
DENISE BUFFINGTON		FEBRUARY 18, 25 2010

	Number of Lines	
IDAHO DEPT. WATER RESOURCES WEST 2735 AIRPORT WY. BOISE, ID 83705	76X2	
	Affidavit	Legal #
	1	

LEGAL NOTICE

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

63-32146
CITY OF BOISE
PARKS & RECREATION DEPT
1104 ROYAL BLVD
BOISE, ID 83706-2898

Point of Diversion NENW S14 T04N R01E ADA County Source GROUND WATER Tributary
Use: WILDLIFE STORAGE 01/01 to 12/31 20.4 AF
Use: MUNICIPAL STORAGE 01/01 to 12/31 20.4 AF
Use: RECREATION STORAGE 01/01 to 12/31 20.4 AF
Use: AESTHETIC STORAGE 01/01 to 12/31 20.4 AF
Total Diversion: 20.4 AF
Date Filed: 3/22/2005
Place Of Use: AESTHETIC STORAGE, WILDLIFE STORAGE, RECREATION STORAGE, MUNICIPAL STORAGE
T04N R01E S14 NENW NWNW
Water bearing zone to be appropriated is from 0 to 22 feet.
Mitigation is proposed for consumptive use.

63-33260
KENNETH ASCHENBRENNER
SHARON ASCHENBRENNER
6995 S RIDGEWOOD RD
NAMPA, ID 83687-9018

Point of Diversion SENW S4 T02N R01W ADA County Source GROUND WATER Tributary
Use: IRRIGATION 03/15 to 11/15 0.8 CFS
Total Diversion: 0.8 CFS
Date Filed: 8/6/2009
Place Of Use: IRRIGATION
T02N R01W S4 SENW
Total Acres: 40
Water bearing zone to be appropriated is from 100 to 200 feet.

PROPOSED CHANGE OF WATER RIGHT(S)

Boise Valley Irrigation Ditch Co of 8750 N Bogart Ln, Boise ID 83714 filed Application No. 73768 to transfer one water right with an 1865 priority date from the Boise River totaling 49.51 cfs. The purpose of the transfer is to change the nature of use for a portion of the right, previously used for irrigation of 1.7 acres, to diversion to storage and aesthetic storage uses for mitigation of the consumptive losses associated with a pond in City of Boise's Optimist Park located on the south side of Hill Rd and east of Horseshoe Bend Rd just over 2 miles east of Eagle. The unchanged portion of the right will remain within the current service area of the Boise Valley Irrigation Ditch Co, largest portion of which is generally located northeast of the Boise River from one mile east of Eagle south/southeast approximately six miles along Hwy 44 (State Street).

PROPOSED CHANGE OF WATER RIGHT(S)

The City of Garden City, City Hall, 6015 Glenwood St., Garden City, ID 83714-1347 filed Application No.74948 to transfer nine water rights with 1951 to 1990 priority dates from ground water totaling 22.53 cfs. The purpose of the transfer is to identify one replacement well, describe all ten wells which serve the integrated city system under each right, and accurately reflect the city's current service area.

Permits will be subject to all prior water rights. Protests against permit applications may be submitted based on the criteria of Idaho Code § 42-203A. For specific details regarding the application, please contact the Idaho Department of Water Resources (IDWR) Western Region at 208-334-2190 or visit www.idwr.idaho.gov with detail provided under "new water right applications." Protests may be submitted based on the criteria of Sec 42-222, Idaho Code. Any protest against the proposed change must be filed with the Director, IDWR Western Region, 2735 Airport Way, Boise ID 83705-5082 together with a protest fee of $25.00 for each application on or before March 8, 2010. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director
Pub. Feb. 18,25, 2010

0000488458-01

JANICE HILDRETH being duly sworn, deposes and says: That she is the Principal Clerk of *The Idaho Statesman,* a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in The Idaho Statesman, in conformity with Section 60-108, Idaho Code, as amended, for:

TWO

[X] consecutive weekly [ ] single
[ ] consecutive daily [ ] odd skip
insertion(s)

beginning issue of: FEBRUARY 18, 2010
ending issue of: FEBRUARY 25 2010

Janice Hildreth

STATE OF IDAHO)
.ss
COUNTY OF ADA)

On this 25 day of FEBRUARY in the year of 2010 before me, a Notary Public, personally appeared before me Janice Hildreth Known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Notary Public for Idaho
Residing at: Boise, Idaho
My Commission expires: 5/23/14

NOTARY PUBLIC STATE OF IDAHO

RECEIVED
FEB 26 2010
WATER RESOURCES
WESTERN Region

OK DB
3/10/2010