

Idaho Statesman

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

LEGAL ADVERTISING PROOF OF PUBLICATION

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FEB 01 2010

WATER RESOURCES
WESTERN REGION

Account #	DT#	Identification	Amount:
047628	484054	LEGAL NOTICE APPLICATION TO PROPRIATE PUBLIC WATERS	\$449.60
Attention:	P.O. #	Run Dates	
DENISE BUFFINGTON		JANUARY 21,28 2010	
IDAHO DEPT. WATER RESOURCES WEST 2735 AIRPORT WY. BOISE, ID 83705		Number of Lines	
		3X78	
		Affidavit	Legal #
		1	

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

☒ consecutive weekly ☐ single
☐ consecutive daily ☐ odd skip
insertion(s)

beginning issue of: JANUARY 21, 2010
ending issue of: JANUARY 28, 2010

Janice Hildreth

STATE OF IDAHO)

.ss

COUNTY OF ADA)

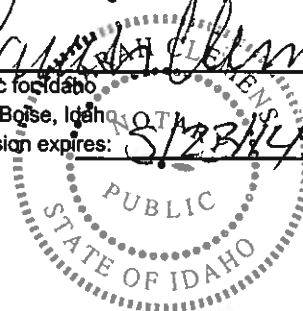
On this 28 day of JANUARY in the year of 2010

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: 3/23/14



✓ OK

LEGAL NOTICE

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

✓ **63-32171**

CHAPARRAL DEVELOPMENT INC

C/O JOHN MARSHALL

GIVENS PURSLEY LLP

PO BOX 2720

BOISE, ID 83701-2720

Point of Diversion SESE S3 T04N R02W ADA County Source GROUND WATER Tributary BOISE RIVER

Point of Diversion NESE S3 T04N R02W ADA County Source GROUND WATER Tributary BOISE RIVER

Point of Diversion NWSE S3 T04N R02W ADA County Source GROUND WATER Tributary BOISE RIVER

Point of Diversion NWSE S3 T04N R02W ADA County Source GROUND WATER Tributary BOISE RIVER

Point of Diversion NWSE S3 T04N R02W ADA County Source GROUND WATER Tributary BOISE RIVER

Point of Diversion SWSE S3 T04N R02W ADA County Source GROUND WATER Tributary BOISE RIVER

Use: AESTHETIC STORAGE 01/01 to 12/31

380 AF

Total Diversion:

Date Filed: 9/9/2005

Place Of Use: AESTHETIC STORAGE

T04N R02W S3 NESE NWSE SWSE SESE

Mitigation is proposed for consumptive use by Transfer #73827.

✓ **63-32600**

EAGLEFIELD LLC

6951 N DUNCAN LN

BOISE, ID 83714

Point of Diversion SWNE S11 T04N R01W ADA County Source GROUND WATER Tributary

Point of Diversion SWNE S11 T04N R01W ADA County Source GROUND WATER Tributary

Point of Diversion SWNE S11 T04N R01W ADA County Source GROUND WATER Tributary

Point of Diversion NESW S11 T04N R01W ADA County Source GROUND WATER Tributary

Point of Diversion NESW S11 T04N R01W ADA County Source GROUND WATER Tributary

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Point of Diversion NWSE S11 T04N R01W ADA County Source GROUND WATER Tributary

Point of Diversion NWSE S11 T04N R01W ADA County Source GROUND WATER Tributary

Use: AESTHETIC STORAGE 01/01 to 12/31

35 AF

Use: AESTHETIC FROM STORAGE

01/01 to 12/31 35 AF

Total Diversion:

Date Filed: 2/12/2007

Place Of Use: AESTHETIC STORAGE and AESTHETIC FROM STORAGE

T04N R01W S11 SWNE SENW NESE NWSE

Mitigation is proposed for consumptive use by Transfer #73829. Water bearing zone to be appropriated is 1 to 35 ft.

PROPOSED CHANGES OF WATER RIGHTS

✓ **Middleton Mill Ditch Co., c/o Jerry Kiser**, of 620 W. Hays, Boise ID 83702 and Middleton Irrigation Assn. Inc. of PO Box 848, Middleton ID 83644 filed Application Nos. 73827 and 73829 to transfer portions of two water rights with 1871 and 1877 priority dates from the Boise River. The transfers propose to retire 22.5 acres of irrigation to provide 0.45 cfs and 66.9 af for aesthetic and aesthetic storage uses to be used in The Lakes at Telaga Subdivision and Eaglefield Estates Subdivision.

The proposed sites for these transfers are located approximately 0.5 miles north of Hwy. 44 on the west side of Kingsbury Ln. near Middleton and west of Linder Rd. between Floating Feather and Hwy. 44 (State St.) near Eagle. The unchanged portions of the rights will remain on lands within the boundaries of Middleton Mill Ditch Co. and Middleton Irrigation Assn. Inc.

PROPOSED AMENDMENT OF WATER PERMIT

✓ **Larry J. & Diane K. Hellhake** of 3837 N. Holl Dr., Eagle, ID 83616, filed Application No. **63-33323** to amend a water permit with a 1993 priority from a ground water source totaling 0.10 cfs for irrigation use. The applicant proposes to amend the permit to move the point of diversion and place of use currently located at the southeast corner of W. Desert View Dr. and S. Cloverdale Rd. to property they own east of Eagle Rd and north of Beacon Rd.

Permits will be subject to all prior water rights. 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 details provided under "new water right applications." Protests may be submitted based on the criteria of Sec 42-211, Idaho Code. The permit will be subject to all prior water rights. Any protest against approval of the application must be filed with the Director, IDWR Western Region, 2735 Airport Way, Boise ID 83705-5082, together with a protest fee of \$25 for each application on or before February 8, 2010. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director
Pub. Jan. 21, 28, 2010

0000484054-01

✓ OK DB 2/16/2010