

29512 126722

1 IDAHO DEPT. OF WATER RESOURCES

WESTERN REGION
2735 AIRPORT WAY
BOISE ID 83705

**PROPOSED CHANGE OF
WATER RIGHT**

Michael and Linda Mihalka of 11720 N Hwy 52, Horseshoe Bend, Idaho, 83626 filed Application No. 75801 to transfer one water right with a 1954 priority date from the Payette River totaling 0.08 cfs. The purpose of the transfer is to change the location of the point of diversion and source to a shallow well (ground water tributary to the River). Water will be used at the current place of use about 8 miles west of Horseshoe Bend.

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 January 25, 2010. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN,
Interim Director

January 6, 13, 2010 126722

**AFFIDAVIT OF PUBLICATION
STATE OF IDAHO**

County of Canyon

} SS.

Barbara Spencer
of Nampa, Canyon County, Idaho, being
first duly sworn, deposes and says:

1. That I am a citizen of the United States, and at all times hereinafter mentioned was over the age of eighteen years, and not a party to the above entitled action.
2. That I am the Principle Clerk of the Emmett Messenger-Index, a weekly newspaper published in the City of Emmett, in the County of Gem, State of Idaho; that the said newspaper is in general circulation in the said County of Gem, and in the vicinity of Emmett, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of this notice, a copy of which is hereto attached.
3. That the notice, of which the annexed is a printed copy, was published in said newspaper 2 times(s) in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.
4. That said notice was published the following:

01/06/2010 01/13/2010

Barbara Spencer

STATE OF IDAHO)
County of Canyon)

On this 13th day of January in the year of 2010 before me a Notary Public, personally appeared. Barbara Spencer, known or identified to me to be the person whose name is subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledge to me that he/she executed the same.

Rebecca L. Thompson

Notary Public for Idaho
Residing at Nampa
My Commission expires April 19, 2014

RECEIVED

JAN 14 2010

WATER RESOURCES
WESTERN REGION

✓ OK DB 1/28/2010

