

29512 127756

1 IDAHO DEPT. OF WATER RESOURCES

WESTERN REGION
2735 AIRPORT WAY
BOISE ID 83705

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 Idaho Press-Tribune, a daily newspaper published in the City of Nampa, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa and Caldwell, 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.

That said notice was published the following:
01/07/2010 01/14/2010

Barbara Spencer
STATE OF IDAHO)
County of Canyon)

On this 14th 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 15 2010

WATER RESOURCES
WESTERN REGION



LEGAL NOTICE

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

✓ **63-32238**

STEVEN L STOUT

CHRIS L STOUT

4017 N LA MESITA WAY

BOISE, ID 83702

Point of Diversion L5(SENE) S31 T05N R04W CANYON County Source BOISE RIVER Tributary SNAKE RIVER

Use: WILDLIFE 01/01 to 12/31 10 CFS

Use: RECREATION 01/01 to 12/31 10 CFS

Total Diversion: 10 CFS

Date Filed: 6/9/2005

Place Of Use: RECREATION AND WILDLIFE

T05N R04W S31 L1(NENE) L10(NWNE) L4(SWNE) L5(SENE)

This application was originally published 4/17 & 4/28/2008 for 30 cfs to be diverted via the Baxter Ditch in Section 32. The application was amended for less water to be diverted from a pump on applicant property. The amended application was published 12/17 & 12/24/2009 but included an error stating the Baxter Ditch was going to be used. The applicant does not propose to use the Baxter Ditch.

✓ **63-33185**

GEM STATE ACADEMY

16115 S MONTANA AVE

CALDWELL, ID 83605

Point of Diversion SWSWSW S10 T03N R03W CANYON County Source GROUND WATER Tributary

Use: IRRIGATION 03/01 to 11/15 0.12 CFS

Total Diversion: 0.12 CFS

Date Filed: 3/9/2009

Place Of Use: IRRIGATION

T03N R03W S10 SWSW

Total Acres: 6

Water bearing zone to be appropriated is from 207 to 370 feet.

The well proposed for this permit is an existing well.

✓ **63-33301**

CALDWELL SCHOOL DISTRICT #132

1101 E CLEVELAND BLVD

CALDWELL, ID 83605

Point of Diversion NENW S34 T04N R03W CANYON County Source GROUND WATER Tributary

Use: IRRIGATION 03/01 to 11/15 1.14 CFS

Total Diversion: 1.14 CFS

Date Filed: 11/24/2009

Place Of Use: IRRIGATION

T04N R03W S34 NENW

Total Acres: 19

Water bearing zone to be appropriated is from 100 to 300 feet for a proposed well for irrigation at Syringa Middle School and Washington Elementary School.

PROPOSED CHANGE OF WATER RIGHT(S)

✓ Gem State Academy of 16115 S Montana Ave Caldwell, ID 83605 filed Application No. 75497 to transfer one water right with a 1990 priority date from ground water totaling 0.62 cfs. The purpose of the transfer is to add a point of diversion, eliminate an existing point of diversion, and correct the domestic place of use. The point of diversion to be added is an existing well. Water will be used at the current place of use generally located northwest of S Montana Ave and Karcher Rd intersection approximately 1.24 miles north-east of Lake Lowell and 3 miles south of Caldwell.

Permits will be subject to all prior water rights. For specific details regarding the applications, 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

Published on 1/7/2010 and 1/14/2010

January 7, 14, 2010

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