

The Owyhee Avalanche

P.O. Box 97 • HOMEDALE, ID 83628 • 208/337-4681

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss
COUNTY OF OWYHEE)

RECEIVED

DEC 10 2009

I, Joe E. Aman, being first duly sworn, depose and say:

WATER RESOURCES
WESTERN REGION

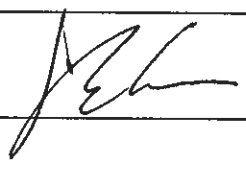
1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of publication of the notice hereinafter mentioned, I was and now am the publisher of The Owyhee Avalanche, a newspaper of general circulation printed and published weekly, on Wednesday of each and every week, in the City of Homedale, County of Owyhee and State of Idaho.

3. That the said The Owyhee Avalanche has been printed and published continuously and uninterruptedly in said County during a period of more than seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not a supplement thereto, in said newspaper, in TWO (2) (consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

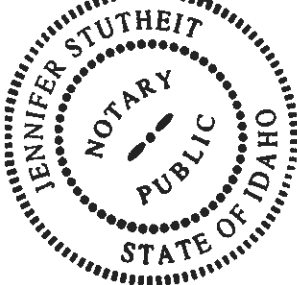
NOVEMBER 4, 11, 2009

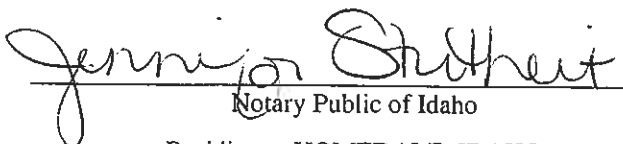
SIGNED: 

STATE OF IDAHO }
COUNTY OF OWYHEE }

On this 8th day of Dec. in the year of 2009 before me, a

Notary Public, personally appeared JOE E. AMAN known or identified to me to be the person whose name subscribed to the within instrument, and being by me duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.




Notary Public of Idaho

Residing at HOMEDALE, IDAHO
My commission expires: JANUARY 3, 2015

The following application(s) have been filed to appropriate the public waters of the State of Idaho: 51-13067

KENT G KOHRING, 28924 DAVIS RD, BRUNEAU, ID 83604

Point of Diversion SWNE S25 T06S R04E OWYHEE County Source WASTE WATER Tributary JACKS CREEK

Use: IRRIGATION STORAGE 03/01 to 11/15 20.4 AF

Use: IRRIGATION FROM STORAGE 03/01 to 11/15 14.3 AF

Use: DIVERSION TO STORAGE 01/01 to 12/31 3.6 CFS

Use: MITIGATION 03/01 to 11/15 20.4 AF

Total Diversion: 3.6 CFS

Date Filed: 8/7/2009

Place Of Use: IRRIGATION STORAGE

T06S R04E S25 SWNE SENE

Place Of Use: IRRIGATION FROM STORAGE

T06S mR04E S24 SENE NESE

T06S R05E S19 SWNW SENW NESW NWSW SWSW SESW

Place Of Use: MITIGATION T06S R04E S25 SWNE SENE

Total Acres: 320

Irrigation is for 200 acres within a 320 acres permissible place of use.

Mitigation use is storage and release of 14.3 acre-feet of water to mitigate injury from water right #51-07358 when the Snake River at Swan Falls does not exceed 3900 cfs minimum stream flow.

See reverse for remainder of ad.

✓ OK DB
12-10-09

**PROPOSED CHANGE OF
WATER RIGHT**

Jaca Family Properties LLC of 817 W Blaine St., Nampa, ID 83651 filed Application No. 73816 to transfer 1 water right with a 1965 priority date from the Snake River totaling 0.19 cfs. The purpose of the transfer is to move the place of use of 9.5 acres.

Elias and Inez Jaca of 817 W Blaine St., Nampa, ID 83651 filed Application No. 75882 to transfer 1 water right with a 1965 priority date from the Snake River totaling 0.20 cfs. The purpose of the transfer is to move the place of use of 10 acres.

Water under both applications will be used at the current place of use 2 miles south of Givens Hot Springs on the west side of the Snake River and Owyhee Highway.

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 November 23, 2009. The protestant must also send a copy of the protest to the applicant..

GARY SPACKMAN, Interim
Director

• 11/4,11/09

✓ OK DB 12/10/09