

The Idaho Statesman

P.O. BOX 40, BOISE, IDAHO 83707-0040

LEGAL ADVERTISING INVOICE

Amount Due

\$69.00

Account Number/Trans. #		Identification	
047628		TRANSFER NO. 5284	
Ordered By	P.O. Number	Rate	Run Dates
SUE TAYLOR		NT	JULY 2, 9, 1998
IDAHO DEPT. OF WATER RESOURCES WEST 2735 AIRPORT WAY BOISE, IDAHO 83705		Estimated Inches	Real Inches
		# Affidavits	Legal Number
		1	1702

RECEIVED

JUL 14 1998

WATER RESOURCES
WESTERN REGION

LEGAL NOTICE

NOTICE OF PROPOSED CHANGE OF WATER RIGHT, TRANSFER NO. 5284

Notice is given that BALLENTYNE DITCH CO. LTD. of 325 Park Ln., Eagle ID 83616 has applied to the Department of Water Resources to change the Nature and Period of Use pursuant to I.C. § 42-222 for the following irrigation right in Ada County (all sites in T4N R1W unless noted):

Decree #63-00289, priority 4-1-1878, 1.4 cfs, diverted from Boise River via Ballentyne Canal to irrigate land in SWSW S12 & NWNW S13. Diversion point, number of acres & season of use were not detailed in decree. Decreed duty of water implies that right serves 70 acres.

PROPOSED CHANGE

Retire 2 acres of irrigation in NWNW S13 & use that water (2 shares of ditch co.) to fill & maintain an existing pond also served by Application for Permit #63-12459. Two acres of irrigation include .04 cfs & about 9 af diversion volume (7 af consumptive use volume) per irrigation season. To fill & maintain the pond will be described as .04 cfs diversion to storage & ground water recharge during the irrigation season. Store water in pond & divert from pond to serve existing nursery/greenhouse operation. This will be described as commercial storage & commercial use from storage for 9 af all year. Pond & use from pond are in SWSW S12 & NWNW S13. No change in diversion at the river will occur. Balance of right (.68 cfs) will continue to irrigate 68 acres in original sites. Canal location is clarified as NESE S16 T4N R1E.

Any protest against approval of the proposed change must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705-082, together with a protest fee of \$25 on or before July 20, 1998. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Pub. July 2, 9, 1998

1702

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 with the issue of
JULY 2, 1998
and ending with the issue of
JULY 9, 1998

Janice Hildreth

STATE OF IDAHO)

) ss.

COUNTY OF ADA)

On this 9TH day of JULY in the year of 1998, before me, a Notary Public, personally appeared 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: