

AFFIDAVIT of PUBLICATION D

State of Idaho } ss.
County of Gooding

JAN 2007
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Norma DeVoe, being first duly sworn, deposes and says that he/she is the printer (publisher) of the Gooding County Leader, a newspaper published every week in Gooding, County of Gooding, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once each week for

2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 18th day of January, 2007, and the date of the last publication was on the 25th day of January, 2007.

On this 25th day of January, in the year of 2007, before me, a Notary Public, personally appeared Norma DeVoe, 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 he/she executed the same.

SHELLEY STURGEON
Notary Public
State of Idaho

Shelley Sturgeon
Notary Public for Idaho

Residing at Jerome
My commission expires: 12/3/11

GOODING COUNTY LEADER
Gooding, Idaho

COST OF PUBLICATION

Number of Picas per Line _____

Number of Lines in Notice _____

Number of Insertions 2x

_____ Lines tabular at _____ 8.0¢/Pica

1404.06 Lines straight at 98.28 7.0¢/Pica

1404.06 Subsequent lines at 84.24 6.0¢/Pica

Affidavit Fee: 2.50

TOTAL COST 185.02

COPY OF NOTICE

(Paste Here)

Jensen + Awalt
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

IDWR

BILL TO

PUBLICATION RATES (Idaho Code, Rev. Statutes 1996)

7-8 pt. per line tabular 8.0¢/Pica

7-8 pt. per line straight 7.0¢/Pica

7-8 pt. per line successive
insertions 6.0¢/Pica

9712

55024

(See Reverse Side)

APPLICATIONS FOR PERMIT AND CHANGES TO WATER RIGHTS
within Gooding County have been filed as follows:

**AMY RUTH JENSEN
TESTAMENTARY TRUST,
CLIFTON E. JENSEN &
SUZANNE K. JENSEN, PO BOX
201; HAGERMAN ID 83332 filed
Application for Permit No. 37-
21827 on 7/31/2006.**

Point of Diversion: SWNWSE, S35,
T06S, R13E

Source: WASTE WATER Tributary
To MALAD RIVER

Use: 01/01 To 12/31

IRRIGATION STORAGE (74 AFA)
IRRIGATION FROM STORAGE (74
AFA)

Total Diversion: 74 AFA

Place Of Use: IRRIGATION
STORAGE within NWSE, S35,
T06S, R13E; IRRIGATION FROM
STORAGE of 90 acres within
SWNE, Lot 2; NWSE, Lot 3; SWSE,
Lot 4, S34, T06S, R13E.

Remark: This application proposes
to store additional wastewater from
the W Canal in a reservoir to be
built on the Malad Gorge State Park.
Permit 37-21486 covers the first 25
acre feet of storage, and this appli-
cation adds 74 af due to the selec-
tion of a better reservoir site than
what was originally proposed. The
stored water will be used to irrigate
existing farm land while reducing
the quantity of waste water enter-
ing the Malad River. The reservoir
will be located about 3 miles north
of Hagerman and 1/4 mile west of
Hwy. 30. Protests may be submit-
ted based on the criteria of Sec
42-203A, Idaho Code. The appli-
cants have also filed an application
to **AMEND Permit No. 37-21456**
on 07/31/2006. This amendment
proposes to change the point of
diversion for waste water and the
location of the storage reservoir
due to the development of a better
site where a single larger reservoir
can be built. The new site is about
1/4 miles SE of the original point of
diversion, and still on the grounds of
the Malad Gorge State Park. The
permit authorizes diversion of (1.8
CF) for irrigation of 90 acres within
parts of Sections 34 & 35, T06S,
R13E. Protests may be submitted
based on the criteria of Sec 42-211,
Idaho Code.

**CHRISTY LOU AWALT, PO BOX
392; SAN MIGUEL CA 93451 filed
Application for Permit No. 37-
21828 on 08/03/2006.**

Point of Diversion: SENWSE, S35,
T06S, R13E

Source: WASTE WATER Tributary
To MALAD RIVER

Use: 01/01 To 12/31

IRRIGATION STORAGE (74 AFA)
IRRIGATION FROM STORAGE (74
AFA)

Total Diversion: 74 AFA

Place Of Use: IRRIGATION
STORAGE within NWSE, S35,
T06S, R13E; IRRIGATION FROM
STORAGE of 137.9 acres within
NENE, SENE, NESE, S34, T06S,
R13E and NWNW, SWNW, NWSW,
S35, T06S, R13E.

Remark: This application proposes
to store additional wastewater from
the W Canal in a reservoir to be
built on the Malad Gorge State
Park. Permit 37-21486 covers the
first 25 acre feet of storage, and
this application adds 74 af due to
the selection of a better reservoir
site than what was originally pro-
posed. The stored water will be
used to irrigate existing farm land
while reducing the quantity of waste
water entering the Malad River. The
reservoir will be located about 3
miles north of Hagerman and 1/4
mile west of Hwy. 30. Protests may
be submitted based on the criteria
of Sec 42-203A, Idaho Code. The
applicant also filed an application to
AMEND Permit No. 37-21486 on
8/3/06. This amendment proposes
to change the point of diversion
for waste water and the location
of the storage reservoir due to the
development of a better site where
a single larger reservoir can be
built. The new site is about 1/4 mile
SE of the original point of diver-
sion, and still on the grounds of
the Malad Gorge State Park. The
permit authorizes diversion of (2.76
CFS) for irrigation of 137.9 acres
within parts of Sections 34 & 35,
T06S, R13E. Protests may be sub-
mitted based on the criteria of Sec
42-211, Idaho Code.

Permits will be subject to all prior
water rights. For specific details
regarding an application, please
contact IDWR Southern Regional
Office at 208-736-3033 or visit
the website for the Department at
[http://www.idwr.idaho.gov/apps/
ExtSearch/WRFiling.asp](http://www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp) Protests
against approval must be filed with
IDWR, Southern Region, 1341
Fillmore St.-Suite 200; Twin Falls,
ID 83301 with a protest fee of
\$25.00 for each application on or
before 2/5/07. The protestant must
also send a copy of the protest to
the applicant.

Dave Tuthill, Interim Director

PUB: 1/18 - 1/25 G55024

OK
MB
2/1/07