

**IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 AIRPORT WAY
BOISE ID 83705**

February 09, 2006

Legal Notice Department
IDAHO WORLD
PO BOX 99
GARDEN VALLEY ID 83622

RE: Transfer No. 71722 and
Water Right Application No. 65-22970

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 03/06/2006. Your cooperation is appreciated.

Sincerely

Sue Kreger
Administrative Assistant

PROPOSED CHANGE OF WATER RIGHT

CITY OF IDAHO CITY of PO Box 130, Idaho City ID 83631 filed Application No. 71722 to transfer a water right with a 1945 priority date from Elk Creek totaling 0.36 cfs. The applicant seeks to clarify the diversion system and add another point of diversion for this municipal right. The existing system diverts shallow ground water considered tributary to the creek. A checkdam on the creek to stabilize the ground water system was temporarily authorized under drought relief in 2001. The applicant seeks more permanent approval for the checkdam in addition to clarifying that shallow ground water is part of this right as historically used. The existing diversion system is on and adjacent to Elk Creek about 0.3 mile northwest of the center of town.

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 IDWR Western Region, 2735 Airport Wy, Boise ID 83705-5082 together with a protest fee of \$25.00 for each application on or before March 3, 2006. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

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