



State of Idaho

## DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

January 8, 2003

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

POST REGISTER  
PO BOX 1800  
IDAHO FALLS ID 83401

*faxed*

Dear Legal Dept.:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated. 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. Your cooperation is appreciated.

Please send the affidavits of publication and publication billing to this office before **February 3, 2003**.

Sincerely,

Sue Taylor  
Senior Secretary

Enc.

SCANNED  
JAN 09 2003



State of Idaho

**DEPARTMENT OF WATER RESOURCES**

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

January 9, 2003

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

TIME NEWS *faxed*  
PO BOX 548  
TWIN FALLS ID 83301

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Director

LEWISTON MORNING TRIBUNE

505 C, PO BOX 957

LEWISTON ID 83501

*E mail*

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Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

NICE HILDRETH

FAX (208) 334-2348

ID STATESMAN

PO BOX 40

BOISE ID 83707

*E mail*

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

Dear Legal Dept.:

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## **NOTICE OF PROPOSED EXCHANGE OF WATER RIGHTS**

United Water Idaho Inc. of PO Box 7488, Boise ID 83707 has applied to the Department of Water Resources to exchange water rights for three Snake River irrigation rights currently recorded as follows in Ada County (all sections are in T1S R1W):

No. 2-2341, priority 12-28-1964, 12.52 cfs to irrigate 626 acres in Section 16.

No. 2-2358, priority 7-28-1964, 14.5 cfs to irrigate 725 acres in Sections 26, 27 and 28.

No. 2-2420, priority 12-31-1963, 14.08 cfs to irrigate 704 acres in Sections 26 and 36.

All three rights divert water from the river in Lot 4 (SWNE) Section 35 and are limited to 35.21 cfs when combined to irrigate a total of 2055 acres. The site is north of the Snake River several miles downstream from Swan Falls Dam and about 11 to 14 miles south of Kuna.

The applicant proposes to exchange these rights for fish augmentation flows released by the U.S. Bureau of Reclamation (BOR) in the Boise River between June 10 and August 31 during each year water is available and legally authorized for fish augmentation. Exchanged water will be diverted into the applicant's municipal system at the Marden Street treatment plant in Boise at Lot 7 (SENE) S14, T3N R2E. Snake River rights would not be diverted at their present site but would be exchanged at the Boise site during periods of fish augmentation flows and used in the applicant's municipal service area in and around Boise.

The applicant proposes that the exchange would not injure senior water right holders on the Boise River nor diminish fish augmentation flows provided to the Snake River downstream from the confluence with the Boise River. The applicant would not be able to compel fish augmentation flow releases by BOR under this exchange.

Exchanges of water can be authorized under I.C. § 42-240 and are subject to protest under I.C. § 42-203A. Any protest against approval of the proposed exchange must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705-5082, together with a protest fee of \$25 for each application on or before February 3, 2003. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published Statewide on January 16 and 23, 2003.

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**JAN - 9 2003**