

AFFIDAVIT of PUBLICATION

State of Idaho,
County of Blaine } SS.

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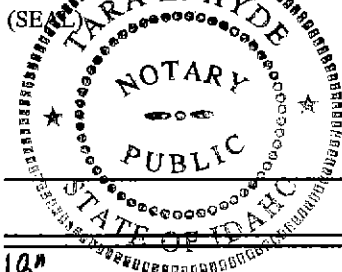
MAR 10 2005

Department of Water Resources
Southern Region

On this 9 day of March in the year 2005, before me a Notary Public of said State, personally appeared Becky J. Mead, known or identified to me to be the person whose name is subscribed to be the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same. As the publisher of the Wood River Journal, he/she attests 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 2 day of March, 2005 and the date of the last publication was on the 9 day of March, 2005.

Becky J. Mead

Subscribed and sworn to before me this 9th day of March, 2005



Tara L. Hyde
NOTARY PUBLIC

18"

WOOD RIVER JOURNAL
Hailey, Idaho

OK
MB
3/10/05

COST OF PUBLICATION

Number of Picas per Line 11
Number of Lines in Notice 162
Number of Insertions 2

| | | |
|---------------------|------------|---------|
| Lines tabular at | <u>—</u> | 7¢/Pica |
| Lines straight at | <u>.96</u> | 6¢/Pica |
| Subsequent lines at | <u>—</u> | 5¢/Pica |

TOTAL COST \$161.00

COPY OF NOTICE

(Paste Here)

NOTICE OF APPLICATIONS

TITLE OF NOTICE

SCI PROP/BC SCHOOL DIST/SUTHERLIN/
PLAINTIFF ATTORNEY

SILVER SAGE/DEPT. OF WATER RESOURCES
DEFENDANT

Acct. 7635

PLAINTIFF

IDAHO DEPT. OF WATER RESOURCES
1341 FILLMORE ST. STE 200, T.F. ID 83301-3388

Att: Mary Baldwin BILL TO

See
Reverse
Side

Publication Rates

As of 1997

(Idaho code,
Rev. Statutes 1984)

7-8 pt./line straight: .06/pica

7-8 pt./line tabular: .07/pica

7-8 pt./line successive
insertion: .05/pica

NOTICE OF APPLICATIONS

Idaho Department of Water Resources

The following applications have been filed regarding the public waters of the State of Idaho, Blaine County:

Application for
Permit No. 37-21352
SCI PROPERTIES LLC
C/O FREMONT PROPERTIES LP
ATTN: PAT GOULDING
2300 CLAYTON ROAD, SUITE 100
CONCORD CA 94520
Point of Diversion & Place of Use:
SWSE, S26, T01S, R20E
Source: GROUND WATER
Use: 01/01 To 12/31
WILDLIFE (276 AFA)
RECREATION (276 AFA)
FISH HABITAT (276 AFA)
Total Diversion: 276 AFA
Date Filed: 09/21/2004

Remark: Application proposes construction of a pond for fish habitat, recreation, and wildlife uses at the Suzie Q Ranch located approximately 1 mile east of Picabo. The source of the pond will be groundwater. A mitigation plan has been proposed to stop irrigation of 3.3 acres of land currently allowed under a portion of right 37-7770 diverted from groundwater. This mitigation is to compensate for evaporation losses in the new pond.

Application for
Permit No. 37-21177
BLAINE COUNTY SCHOOL
DISTRICT #61
118 W BULLION ST.
HAILEY ID 83333
Point of Diversion: SWNE, S23, T02N, R18E
Source: GROUND WATER
Use: 04/15 To 10/31
IRRIGATION (0.14 CFS)
Date Filed: 11/18/2003
Place Of Use: IRRIGATION of 7 acres within SWNE, S23, T02N, R18E

Remark: This application proposes to provide irrigation water for the new Woodside Elementary School that is being built southeast of Hailey; a new well will be drilled to provide water for irrigating 7 acres of land around the school. To mitigate for the effects of the new appropriation, a portion of an 1883 Big Wood River water right owned by the applicant will be left un-diverted in the river. The School District has also acquired a 5-acre groundwater right that will be transferred to the same land at the school; if this transfer is

approved, the amount of land irrigated under the new permit will be reduced to two acres. The new well will be located 1 3/8 miles south and 1 1/4 miles east of the curve on Hwy. 75 at the south end of Hailey. Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

GARY HEINDEL
& JEANETTE SUTHERLIN
PO BOX 362; BELLEVUE ID 83313-0362
filed Application for Transfer No. 71712 on 1/14/2005. Application proposes splitting right 37-8558, which is currently appurtenant to Lot 31 of Muldoon Ranch Subdivision No. 2 approximately 1.0 mile east of the center of Bellevue and making a portion of the right appurtenant to Lot 30 of Muldoon Ranch Subdivision No. 2. Right 37-8558 currently allows for the diversion of 0.09 cfs of groundwater for stockwater use and irrigation of 3.0 acres on Lot 31. The application proposes diverting 0.05 cfs from an existing well on Lot 30 for stockwater use and the irrigation of 1.6 acres within a 4.0-acre permissible Place of Use on Lot 30. The remaining portion of the right (0.04 cfs) will continue to be diverted from an existing well on Lot 31 and used for the irrigation of 1.4 acres on Lot 31. Protests may be submitted based on the criteria of Sec 42-222, Idaho Code.

An Extension of Time to Avoid Forfeiture was filed by Silver Sage Owners Association, Inc. c/o Becky Klassen, PO Box 254, KETCHUM ID 83340 on 1/25/2005. Right No. 37-8409 authorizes diversion of 0.10 cfs from groundwater for irrigation of 1.7 acres within a 15.8 acre permissible place of use from 4/15 to 10/31. This use is within the Silver Sage Subdivision. Protests may be submitted based on the criteria of Sec 42-221, Idaho Code.

Any protest against the approval of an application must be filed with the Director, Dept. of Water Resource, Southern Region, 1341 Fillmore St, Suite 200, Twin Falls ID 83301 together with a protest fee of \$25 for each application on or before 03/21/2005. The protestant must also send a copy of the protest to the applicant. For specific details regarding the applications, please contact IDWR Southern Regional Office at 208-736-3033 or visit www.idwr.idaho.gov with detail provided under "New Water Right Applications."

Karl J. Dreher, Director

Publish: The Wood River Journal:
March 2 & 9, 2005

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