

Affidavit of Publication

County of Caribou }
State of Idaho } ss.

Mark Steele

being first duly sworn on his oath, states:

That he is Publisher of the Caribou County Sun, a newspaper of general circulation in Caribou County, Idaho, published weekly at Soda Springs in said County that said newspaper has been published in said County uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement;

That the annexed notice was published as per clipping attached in the regular and entire edition of said newspaper and not in any supplement thereof

for 2 successive weekly issues thereof, the date of the first publication being the

15th day of

July, 1999

The date of the last publication

being the 22nd day of

July, 1999

On this 6th day of August

in the year of 1999 before

me, a Notary Public, personally appeared

[Signature]
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 executed the same.

[Signature]
Notary Public for Idaho
Residing at Soda Springs, Idaho
My commission expires:

March 11, 2000

PUBLIC NOTICE

First Time Published

NOTICE OF PROPOSED CHANGE OF A WATER RIGHT NO. T5485

Notice is hereby given that I.R. Simplot Company, P.O. Box 27, Boise, ID 83707 has applied to the Department of Water Resources to change the point of diversion, to change the place of use and to change the nature of use of a surface water source. The right sought to be changed is evidenced by a license and recorded as follows:

License No.: 24-02005

Source: Deer Hollow, Tygee and Miller Creek

Amount: 4.36 cfs

Priority: 9/28/1904

Point of Diversion(s): within SEC 9, 10, 15, & 16 T08S R46E, Caribou County

The water is used for irrigation of 218 acres within the SEC 9, 10, & 15 T08S R46E, B.M.

TO BE CHANGED AS FOLLOWS:

The applicant has purchased the 88 acres in the W 1/2 W 1/2 SEC 15 T08S R46E. They wish to change the nature of use for 1.76 cfs to industrial for mud dust suppression and use the following sources and points of diversion:

SESE SEC 9, SWSE SEC 10, NENW SEC 10, T08S R46E, of Smoky Creek and Tygee Creek, NENW SEC 7 T08S R46E, of Sage Creek, of Caribou County.

Any protests against approval of the proposed changes must be filed with the Idaho Department of Water Resources, 900 North Skyline Drive, Ste. A, Idaho Falls, ID 83402, together with a protest fee of \$25.00 on or before August, 2, 1999. The protestant must also send a copy of the protest to the applicant.

(s) KARL J. DREHER
Director

Published in the Caribou County Sun on July 15 and 22, 1999.

Source:
Deer Hollow
Tygee Creek
Miller Creek

P00

T&S, 116 7, SESE Smoky C.
T&S, 116 10, SWSE Tygee C.
T&S, 116 16, NENW Sage C.

→ 7, 116 10, NENW Sage C.
→ 7, 116 7, NENW Sage C.

amended

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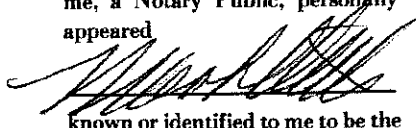
2nd day of September, 1999

The date of the last publication being the 9th day of

September, 1999

On this 13th day of October in the year of 1999 before

me, a Notary Public, personally appeared


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 executed the same.


Notary Public for Idaho
Residing at Soda Springs, Idaho
My commission expires:
March 11, 2000

PUBLIC NOTICE

First Time Published

NOTICE OF AMENDED CHANGE OF WATER RIGHT NO. T5485

Notice is hereby given that IR Simplot Company, P.O. Box 27, Boise, ID 83707, has applied to the Department of Water Resources to amend transfer application #3485 for a portion of water right 24-02005, which was advertised for the applicant, IR Simplot, on July 15 and 22, 1999. One of the points of diversion was listed as the NENW of SEC 7 T09S R46E in Sage Creek tributary to Crow Creek. The applicant wishes to amend that to include the NWNW SEC 7 T09S R46E, Caribou County.

Any protests against approval of

the proposed change must be filed with the Idaho Department of Water Resources, 900 North Skyline Drive, Ste. A, Idaho Falls, ID 83402, together with a protest fee of \$25.00 on or before September 20, 1999. The protestant must also send a copy of the protest to the applicant.

(s) KARL J. DREHER

Director

Published Sept. 2 and 9, 1999 in the Caribou County Sun.

RECEIVED

OCT 15 1999

Department of Water Resources
Eastern Region