

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

County of Franklin

ss.

RECEIVED

JAN 20 2015

Department of Water Resources
Eastern RegionRodney Boam

being duly sworn,

deposes and says:

That he is the Editor of THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston; that the advertisement, a copy of which is attached hereto, was published in said

newspaper once a week for two consecutive weeks in the regular and entire issue of said paper during the period of time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

January 7, 2015, and ending

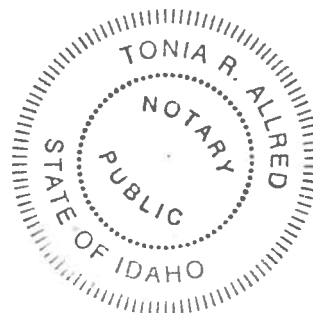
with the issue of January 14, 2015

R Boam

Fee \$ 250.70Subscribed and sworn to before me this 15 dayof January, 2015.

Tonia R. Allred

Notary Public, Residing at Preston, Idaho

My Commission Expires February 7, 2015.

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
TRANSFER NO. 79738**

HANK POVEY, 398 E 200 S, CLIFTON, ID 83228; has filed Application No. 79738 for changes to the following water rights within FRANKLIN County(s): Right No(s). 13-2220; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to change a portion of the above rights as follows: The applicant proposes to change the point of diversion and to change the place of use. The new point of diversion is in the SWNW Sec 22 T14S R38E for 0.17 cfs from ground water. The place of use is within Sec 21 and 22 T14S R38E for 38.6 acres.

TRANSFER NO. 79741

HANK POVEY, 398 E 200 S, CLIFTON, ID 83228; has filed Application No. 79741 for changes to the following water rights within FRANKLIN County(s): Right No(s). 13-2220; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to change a portion of the above rights as follows: The applicant proposes to change the point of diversion and to change the place of use. The point of diversion is in the NENE Sec 27 T14S R38E for 0.04 cfs from ground water. The place of use is within Sec 26 T14S R38E for 9.7 acres.

TRANSFER NO. 79742

HANK POVEY, 398 E 200 S, CLIFTON, ID 83228; has filed Application No. 79742 for changes to the following water rights within FRANKLIN County(s): Right No(s). 13-2220; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to change a portion of the above rights as follows: The applicant proposes to change the point of diversion and to change the place of use. The point of diversion is in the NENE Sec 27 T14S R38E for 0.13 cfs from ground water. The place of use remains the same for 30.7 acres.

TRANSFER NO. 79676

BIRCH CREEK CULINARY WATER COMPANY, C/O BRYCE STROMBERG, 6647 EAST BIRCH CREEK RD, PRESTON, ID 83263; has filed Application No. 79676 for changes to the following water rights within FRANKLIN County(s): Right No(s). 13-911; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to change a portion of the above rights as follows: The applicant proposes to change the place of use, to change the nature of use and to change the period of use. The point of diversion remains the same for 0.64 cfs from Spring tributary to Birch Creek. The place of use is within Sec 6 T14S R40E and Sec 7 and 12 T14S R41E for municipal from 01/01 to 12/31.

For additional information concerning the property location, contact Eastern Region office at (208) 525-7161. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222.

Any protest against the proposed change must be filed with the Department of Water Resources, Eastern Region, 900 N Skyline Dr Ste A, Idaho Falls ID 83402 together with a protest fee of \$25.00 for each application on or before January 26, 2015. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on January 7 and 14, 2015

Legal No. 7716 - Publish January 7, 14, 2015.

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