

**NOTICE OF PROPOSED
CHANGE OF WATER
RIGHT**

TRANSFER NO. 78579
MERLIN SMITH,
833 S STOUT AVE,
BLACKFOOT, ID 83221;
MERLIN SMITH JR and
JENNIFER SMITH,
399 N 500 W,
BLACKFOOT, ID 83221;
has filed Application No.
78579 for changes to the
following water rights within
BINGHAM, County(s): Right
No(s).33-14928, 33-14930,
35-14246, 35-14250,
35-14257, 35-8022;
to see a full description of
these rights and the pro-
posed transfer, please see
www.idwr.idaho.gov/apps
The purpose of the transfer
is to change a portion of the
above rights as follows:
The applicant proposes to
change the point of diver-
sion and to change the
place of use. The point of
diversion will be in the
SWNW Sec 12 T2S R33E for
3.03 cfs from ground water.
The place of use will be in
Sec 12 T2S R33E for 190.7
acres.

For additional information
concerning the property lo-
cation, contact Eastern Re-
gion office at (208)
525-7161.

Protests may be submitted
based on the criteria of
Idaho Code Sec. 42-222.

Any protest against the pro-
posed change must be filed
with the Department of Wa-
ter Resources, Eastern Re-
gion, 900 N Skyline Dr
Ste A, Idaho Falls ID 83402
together with a protest fee
of \$25.00 for each applica-
tion on or before June 10,
2013.

The protestant must also
send a copy of the protest
to the applicant.

GARY SPACKMAN, Director
**Published on May 23,
and 30, 2013
(#9621)**

RECEIVED

JUN 05 2013

Department of Water Resources
Eastern Region

Legals

AFFIDAVIT OF PUBLICATION

County of Bingham)

ss

State of Idaho)

I, Sarah Warner do solemnly swear
that I am the Legal Coordinator of
The Morning News, which is a daily
newspaper of general circulation,
published each day except Sunday at
Blackfoot, Bingham County, Idaho,
said newspaper having been so
published at Blackfoot, aforesaid for
more than one year past; that said
newspaper heretofore complied with
all the provisions of Chapter 154 of
the Sessions Laws of Idaho of 1911,
approved March 11, 1911, and duly
designated, pursuant to law, a
particular day of the week as the day
on which legal notices required by
law or by the order of any Court of
competent jurisdiction within the
State of Idaho shall be published
to-wit: of each week; that the notice
attached hereto and which is a part
of this affidavit and part of the proof
of publication was published in said
issue of said
newspaper 2 consecutive weeks
the first publication having been
made on the 23 day of May
2013, and the last publication having
been made on the 30 day of
May 2013; that said notice was
published in the regular and entire
issue of every number of the paper
as aforesaid during the period and
time of publication, and that notice
was published, in the newspaper and
not in a supplement.

Sarah Warner

On this 4 day of June, in
the year of 2013, before me a Notary
Public of the State, personally
appeared Sarah Warner known
or identified to me to be the person
whose name is subscribed to the
within instrument, and being by me
the first duly sworn, declared that the
statements therein are true, and
acknowledged to me that the
executed the same.

Melissa Sutton
Melissa Sutton

Notary Public for the State of Idaho
Residing at Blackfoot, Idaho
My Commission Expires:
October 27, 2014
Affidavit Processing Fee.....\$5.00

