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AUG 14 2012

Department of Water Resources
Eastern Region

STANDARD JOURNAL
Rexburg, Idaho
St. Anthony, Idaho
Ashton, Idaho

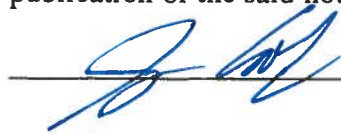
AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

Madison and Fremont Counties

I, Jeremy Cooley, being first duly sworn, depose and say, that I am the circulation director of the STANDARD JOURNAL, a 3 times a week newspaper published 3 times a week in Madison and Fremont Counties, Idaho; and I do solemnly swear that the Notice, a copy of which notice appears attached hereto, was published in the regular and entire issue of said newspaper, and not in any supplement issue, once each week thereof for 2 successive issues, the first publication having been made on July 5, 2012 and the last publication having been made on July 12, 2012.

Further, that said newspaper is one of general circulation in said county; that it is a legal newspaper, conforming to legal specifications under the Idaho Statutes; that it has at least two hundred bona fide subscribers living within the county of publication; and that it has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the first publication of the said notice.



STATE OF IDAHO)

)

COUNTY OF MADISON)

On this 8th day of August in the year of 2012 before me, a Notary Public, personally appeared Jeremy Cooley, 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 statement therein are true, and acknowledged to me that he executed the same.



Notary Public for Idaho

Residing at Rexburg, Idaho

My commission expires: February 2, 2015.

Lynzi Neville
Notary Public
State of Idaho

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

21-13144

FREMONT MADISON IRRIGATION DISTRICT

PO BOX 15

ST ANTHONY, ID 83445

Points of Diversion

L2(NESESW) S32 T08N R41E

SWNWNE S33 T08N R41E

L25(NWNESE) S10 T07N R40E

L8(NWSENE) S1 T07N R40E

SWSENE S1 T07N R40E

L6(SENESE) S2 T07N R40E

NWSENE S12 T08N R41E

L3(SENWSE) S14 T08N R41E

L4(SENWSE) S14 T08N R41E

L7(SWNENW) S33 T08N R41E

Source HENRYS FORK Tributary SNAKE RIVER

SENESE S20 T06N R40E (Madison County)

NESWNE S36 T07N R40E

NWSENE S36 T07N R40E

NWNWNE S28 T07N R41E

Source TETON RIVER Tributary SNAKE RIVER

L4(NENWSW) S20 T08N R42E

L8(SESESE) S20 T08N R42E

FREMONT County

Source FALL RIVER Tributary HENRYS FORK

Use: GROUND WATER RECHARGE

01/01 to 12/31 1200 CFS

Total Diversion: 1200 CFS

Date Filed: 5/10/2012

Place Of Use: GROUND WATER RECHARGE

T05N R39E SEC 1, 2

T05N R40E SEC 6

T06N R39E SEC 1, 5, 6, 7, 8, 12, 13, 14, 17, 18, 20, 23, 24, 25, 26, 27, 28, 29, 30, 36

T06N R40E SEC 3, 4, 5, 6, 7, 8, 9, 10, 18, 19, 20, 30, 31

T07N R38E SEC 12

T07N R39E SEC 1, 2, 3, 4, 5, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 27, 28, 29, 30, 31, 32, 33

T07N R40E SEC 1, 2, 3, 4, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 18, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36

T07N R41E SEC 2, 3, 4, 5, 6, 7, 8, 9, 10, 15, 16, 17, 18, 19, 20, 21, 28, 30, 36

T08N R40E SEC 26, 28, 29, 31, 32, 33, 34, 35, 36

T08N R41E SEC 12, 13, 14, 15, 22, 23, 25, 26, 27, 28, 29, 31, 32, 33, 34, 35

T08N R42E SEC 7, 18, 19, 20, 29, 30

Permits will be subject to all prior water rights. 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 § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. 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 July 23, 2012. The protestant must also send a copy of the protest to the applicant.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 77997

LEE H SUTTON, 1577 E 10000 S, REXBURG, ID 83440 has filed Application No. 77997 for changes to the following water rights within MADISON County(s): Right No(s). 22-2242B, 22-10897; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. The purpose of the transfer is to change a portion of the above rights as follows:

The applicant proposes to change the period of use and to create a permissible place of use. The point of diversion remains the same for 6.16 cfs from ground water. The place of use is within Sec 1, 2, 3, 10 and 11 T4N R40E for 778 acres within an 824 acres permissible place of use. The period of use is proposed to be changed from 4/1 to 11/01 to 4/1 to 10/31.

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 7/23/2012. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Published on July 5 and 12, 2012

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