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LEGAL ADVERTISING
INVOICE

Sold To: IDAHO DEPT/ WATER RESOURCES
900 N. SKYLINE DR, STE A
IDAHO FALLS ID 83402

Date: 08/30/2012 INVOICE NO. 66492
Account No. 446600
Description 66492 NOTICE OF
Times 2 Lines 149
Tab. lines
\$ 212.32

RECEIVED

SEP 04 2012

PO#

Transfer # 77712

Department of Water Resources
Eastern Region

RECEIVED

SEP 06 2012

NOTICE: This is a invoice of Purchase made by you. Statement will be rendered the first of the month
Please Retain This Invoice as Your Statement Will Refer to Invoice by No. Only.

AFFIDAVIT OF PUBLICATION

DEPT. OF WATER RESOURCES
SOUTHERN REGION

66492
NOTICE OF PROPOSED
CHANGE OF WATER
RIGHT
TRANSFER NO. 77712
MVCP LLC, 474 E 550 S,
BURLEY, ID 83318 has filed
Application No. 77712 for
changes to the following
water rights within CAS-
SIA County(s): Right No(s).
45-2383, 45-7118, 45-7125,
45-7317, 45-13904, 45-13981,
45-13982, 45-690, 45-691, 45-
7004, 45-7186A; 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 por-
tion of the above rights as fol-
lows: Application proposes
to add points of diversion
(POD) and change the place
of use (POU) for nine ground-
water irrigation rights: 45-
2383 (4.75 CFS), 45-7004 (6.4
CFS); 45-7118 (2.4 CFS), 45-
7125 (3.14 CFS), 45-7186A
(6.12 CFS), 45-7317 (3.35
CFS), 45-13904 (10.07 CFS),
45-13981 (3.84 CFS), and 45-
13982 (0.68 CFS).

Karen J. Lewis, being duly sworn, deposes and
says, I am the Legal Clerk of the Tribune
Publishing Company, a corporation organized and existing
under and by virtue of the laws of the State of Idaho
and under and by virtue of the laws of the State of Washington,
publishers of the Lewiston Tribune, a news-
paper of general circulation published at Lewiston, Nez Perce
County, Idaho; That the said Lewiston Tribune is
an established newspaper and has been published regularly
and issued regularly at least once a day for more than 105
consecutive years next immediately preceding the first
publication of this notice, and has been so published
uninterrupted for said period; that the 66492 NOTICE OF
attached hereto and which is made a part of this affidavit
was published in the said Lewiston Tribune,

2 time(s). Publication being on
08/23, or once a Week
for 2 consecutive Weeks,
the first publication thereof being on the 08/23/2012,
and the last publication thereof being on the 08/30/2012,
and said 66492 NOTICE OF was so published in the
regular and entire issue of said newspaper and was not in a
supplement thereof and was so published in every issue and
number of the said paper, during the period and times of
publication as set forth above.

Karen J. Lewis

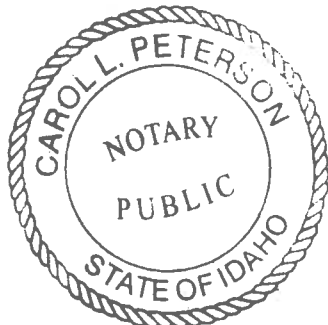
State of Idaho

S.S.

County of Nez Perce

On this 30th day of August in the year
of 2012, before me, a Notary Public, personally
appeared Karen J. Lewis, 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.

Carol Peterson
Notary Public in and for the State of Idaho,
residing at Moscow, therein
Commission Expires Sept 1, 2013



SEE REVERSE FOR REMAINDER OF AD

Applicant also proposes to change the POU for surface rights 45-690 for 3.2 CFS (Lunch Creek, Dayley Creek, & Unnamed Stream) and 45-691 for 0.85 CFS (White Creek). Currently, rights 45-7004, 45-7186A, 45-13904, 45-690 & 45-691 are limited to the irrigation of 1863 acres on a farm located approximately 7.4 to 10.2 mi. S & 3.8 to 7.0 mi. E of Burley. Rights 45-2383, 45-7118, 45-7125, 45-7317, 45-13981, & 45-13982 are currently limited to the irrigation of 1635 acres (26.42 CFS, 6540 AFA) on ground located the following approximate distances from Burley: 7.4 to 8.4 mi. S; 6.9 to 8.2 mi. S & 3.0 to 3.6 mi. E; 6.9 to 7.2 mi. S & 6.5 to 7.5 mi. E; 7.4 to 8.5 mi. S & 5.5 to 7.0 mi. E. Rights 45-2383, 45-7118, 45-7125, 45-7317, 45-13981, & 45-13982 are currently diverted from ten wells located the following approximate distances from Burley: 7.6 mi. S; 7.7 mi. S; 7.8 mi. S; 7.9 mi. S; 8.5 mi. S & 6.5 mi. E; 7.5 mi. S & 5.6 mi. E; 7.0 mi. S & 5.5 mi. E; 7.4 mi. S & 6.5 mi. E; 7.2 mi. S & 6.5 mi. E; 7.1 mi. S & 6.5 mi. E. Five wells, located the following approximate distances from Burley, supply water to the corresponding rights: 8.5 mi. S & 5.5 mi. E (45-7004); 7.5 mi. S & 5.3 mi. E (45-13904); 7.5 mi. S & 5.6 mi. E (45-13904 & 45-7186A); 7.5 mi. S & 5.6 mi. E (45-7004, 45-7186A, & 45-13904); 7.5 mi. S & 6.4 mi. E (45-7004, 45-7028, 45-7151, 45-7358, & 45-7338). Applicant proposes to allow diversion for any of the aforementioned ground-water rights from any of the aforementioned wells along with three additional PODs to create a common well system consisting of 18 total wells. The three additional wells are to be located the following distances from Burley: 7.6 mi. S & 5.7 mi. E (existing, currently inactive well); 7.3 mi. S & 3.5 mi. E (new well); & 7.5 mi. S & 6.3 mi. E (new well). Application proposes to change the POU of all the aforementioned rights to a 4,384-acre permissible place of use (PPU), comprising of ground located the following approximate distances from Burley: 7.4 to 8.4 mi. S; 7.0 to 8.1 mi. S & 3.0 to 3.5 mi. E; and 6.4 to 10.2 mi. S & 3.8 mi. to 7.4 mi. E. Delivery of water to certain areas of the proposed PPU will also include conveyance through the Burley Irrigation District (BID) system. Application also proposes changing the POU for the Stockwater components of rights 45-690 & 45-691 to the aforementioned proposed PPU. In total up to 49.01 CFS will be diverted from 18 wells and 4.0 CFS diverted from Lunch Creek, Dayley Creek, White Creek, and an Unnamed Stream for the irrigation of 3,498 acres within a 4,384-acre PPU.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033. 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, Southern Region, 1341 Fillmore St, Suite 200, Twin Falls ID 83301 together with a protest fee of \$25.00 for each application on or before September 10, 2012. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN,
Director
Published on August 23rd &
30th, 2012

✓ ok DM 9-6-2012