

**Proof of Publication
The Post Register**

**State of Idaho
Bonneville County:**

RECEIVED

FEB 15 2011

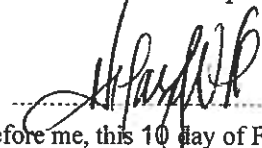
Department of Water Resources
Eastern Region

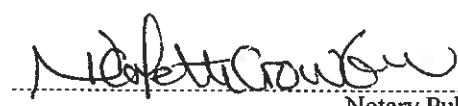
I, Hilary Witt or ~~Joanna Hibbert~~, first being duly sworn, depose and say: That I am the Classifieds Manager or ~~Production Supervisor~~ of the Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post Register, a newspaper of general circulation, published Tuesday through Sunday at Idaho Falls, Idaho; said Post Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880, and the Idaho Falls Post, established in 1903, such consolidation being made on the First day of November 1931, and each of said newspapers have been published continuously and uninterruptedly, prior to consolidation, for more than twelve consecutive months and said Post Register having been published continuously and uninterruptedly from the date of such consolidations up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post Register under this ad number: **358904**, for **2** consecutive (days) weeks, between **02/03/2011** and **02/10/2011**,

and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.




Subscribed and sworn to before me, this 10 day of February 2011


Notary Public

My Commission expires: 5/25/2013

----- attached jurat -----

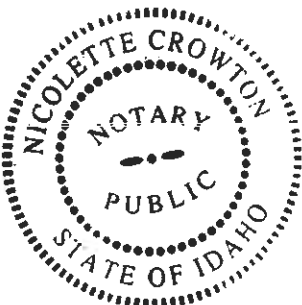
STATE OF IDAHO

ss.

COUNTY OF BONNEVILLE

Subscribed and sworn to before me, this 10 day of February 2011, before me, the undersigned, a Notary public for said state, personally appeared Hilary Witt or ~~Joanna Hibbert~~, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and being by me duly sworn, declared that the statements therein are true, and acknowledged to me that he/she/they executed the same,

IN WITNESS WHEREOF, I have herunto set my hand and affixed my official seal the day and year in this certificate first above written.




Notary Public for The Post Company
Residing at: Idaho Falls
My Commission expires: 5/25/2013

**NOTICE OF PROPOSED CHANGE
OF WATER RIGHT
TRANSFER NO. 76901**

EAGLE VALLEY RANCH LLC, 446 BOHANNON CREEK RD, SALMON, ID 83467 has filed Application No. 76901 for changes to the following water rights within LEMHI County(s): Right No(s). 74-175, 74-177, 74-176, 74-181, 74-182, 74-183, 74-184, 74-377; 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 point of diversion and to change the place of use. The points of diversion are in Lot 2 NESWSE Sec 35 T22N R23E and the SWSW Sec 2 T21N R23E for 17.6 cfs. The place of use is within Sec 2, 3, 11, 12 and 14 T21N R23E and Sec 34 and 35 T22N R23E for 804.9 acres.

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 February 22, 2011. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Published: February 3 and 10, 2011 (358904)



FEB 14 2011

Department of Water Resources
Eastern Region**LEGAL PROOF OF PUBLICATION**

Account #	Ad Number	Identification	PO	Amount	Cols	Lines
100564	0000537970	LEGAL NOTICE	EagleValleyRanch	\$96.00	1	45

Attention: Sharla Cox

IDAHO DEPT WATER RESOURCE / LEGAL

900 N SKYLINE DR STE A

IDAHO FALLS ID 83402

**LEGAL NOTICE
NOTICE OF PROPOSED CHANGE
OF WATER RIGHT
TRANSFER NO. 76901**

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GARY SPACKMAN,
Interim Director
Pub. Feb. 3, 10, 2011

0000537970-01

JANICE HILDRETH, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in The Idaho Statesman, in conformity with Section 60-108, Idaho Code, as amended, for:

2 Insertions

Beginning issue of: 02/03/2011Ending issue of: 02/10/2011

Janice Hildreth
(Legals Clerk)

STATE OF IDAHO)

.SS

COUNTY OF ADA)

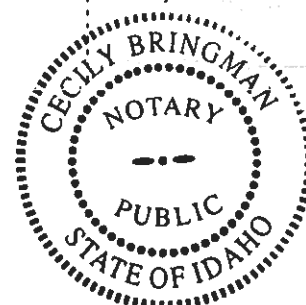
On this 10 day of February in the year of 2011 before me, a Notary Public, personally appeared before me Janice Hildreth known or identified to me to be the person whose name subscribed to the within instrument, and being by first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Cecily Bringham

Notary Public for Idaho
Residing at: Boise, Idaho

My Commission expires:

8-27-15



TRIBUNE PUBLISHING COMPANY, INC
The Lewiston Tribune
505 C St., P.O.Box 957
Lewiston, Idaho 83501
(208) 743-9411

LEGAL ADVERTISING
INVOICE

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

Date: 02/10/2011 INVOICE NO. 33372
Account No. 446600
Description 33372 NOTICE OF
Times 2 Lines 58
Tab. lines
\$ 87.00

RECEIVED

FEB 14 2011

PO# 76901

Department of Water Resources
Eastern Region

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

33372
NOTICE OF PROPOSED
CHANGE OF WATER RIGHT

TRANSFER NO. 76901

EAGLE VALLEY RANCH
LLC, 446 BOHANNON CREEK
RD, SALMON, ID 83467 has
filed Application No. 76901
for changes to the following
water rights within LEMHI
County(s): Right No(s) 74-175,
74-177, 74-176, 74-181, 74-182,
74-183, 74-184, 74-377; 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 point of diversion
and to change the place of use.
The points of diversion are in
Lot 2 NESWSE Sec 35 T22N
R23E and the SWSW Sec 2
T21N R23E for 17.6 cfs. The
place of use is within Sec 2, 3,
11, 12 and 14 T21N R23E and
Sec 34 and 35 T22N R23E for
804.9 acres.

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 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 Feb-
ruary 22, 2011. The protestant
must also send a copy of the
protest to the applicant.

GARY SPACKMAN,
Interim Director

Published on February 3 and
10, 2011

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 33372 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
02/03, or once a ~~WEEK~~
for 2 consecutive ~~WEEKS~~
the first publication thereof being on the 02/03/2011,
and the last publication thereof being on the 02/10/2011,
and said 33372 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

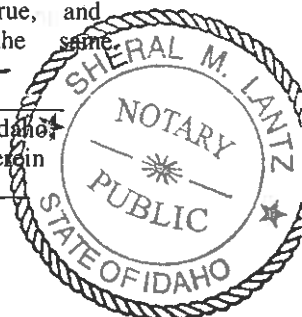
State of Idaho

S.S.

County of Nez Perce

On this 10th day of Feb in the year
of 2011, 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.

Sheral M. Lantz
Notary Public in and for the State of Idaho,
residing at Lewiston, therein
Commission Expires 6/04/15



NOTICE OF PROPOSED CHANGE
OF WATER RIGHT

TRANSFER NO. 76901

EAGLE VALLEY RANCH LLC, 446
BOHANNON CREEK RD, SALMON, ID
83467 has filed Application No. 76901
for changes to the following water
rights within LEMHI County(s): Right
No(s). 74-175, 74-177, 74-176, 74-
181, 74-182, 74-183, 74-184, 74-377,
to see a full description of these rights
and the proposed transfer, please see
www.idwr.idaho.gov/apps/ExSearch/
WRFiling.asp.

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 points of diver-
sion are in Lot 2 NESWSE Sec 35
T22N R23E and the SWSW Sec 2
T21N R23E for 17.6 cfs. The place of
use is within Sec 2, 3, 11, 12 and 14
T21N R23E and Sec 34 and 35 T22N
R23E for 804.9 acres.

TRANSFER NO. 74597

BEVERLY KIRKHAM HEINZ, 5529
COTTONWOOD CLUB DR, SALT
LAKE CITY, UT 84117 has filed Appli-
cation No. 74597 for changes to the
following water rights within LEMHI
County(s): Right No(s). 74-265, 74-
979, 74-980, 74-2319; to see a full
description of these rights and the pro-
posed transfer, please see
www.idwr.idaho.gov/apps/ExSearch/
WRFiling.asp.

The purpose of the transfer is to
change a portion of the above rights
as follows:

The applicant proposes to add a
point of diversion. The points of diver-
sion are in the NWSW, NESW, NESW
and SESW Sec 33 T18N R23E and
NESWNE Sec 4 T17N R23E for 2.87
cfs. The place of use remains the
same in Sec 4 T17N R23E for 108
acres.

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 Depart-
ment of Water Resources, Eastern Re-
gion, 900 N Skyline Dr Ste A, Idaho
Falls-ID 83402 together with a protest
fee of \$25.00 for each application on
or before February 22, 2011. The prot-
estant must also send a copy of the
protest to the applicant.

Affidavit of Publication

STATE OF IDAHO }
County of Lemhi } ss.

RICKY G. HODGES being first duly sworn, deposes and says he is one of the publishers (print-
ers) of The Recorder Herald, a newspaper published weekly at Salmon, Lemhi County, Idaho, and
of general circulation therein. That the TRANSFERS 76901 & 74597, a true printed copy of
which is attached to the margin hereof, has been and was correctly printed and published in the
regular and entire issue of every number of said newspaper and not in any supplement thereof or
thereto for TWO (2) consecutive issue(s), commencing with the issue dated 2-3-2011 and ending
with the issue dated 2-10-2011.

STATE OF IDAHO }
County of Lemhi } ss.

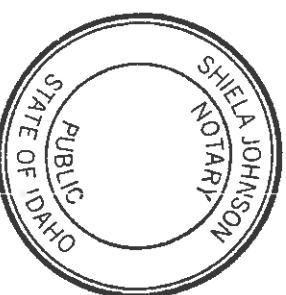
On this 11th day of February in this year of 2011 before me, A Notary Public, personally ap-
peared RICKY G. HODGES, known or identified to me to be the person whose name subscribed to
the within instrument, and being by me first duly sworn, declared that the statements therein are
true, and acknowledged to me that he executed the same.

Residing At Salmon, Idaho

Sheila Johnson
Notary Public for Idaho

My Commission expires: 01-16-2013

Publication Fee \$140.40



RECEIVED
FEB 25 2011
Department of Water Resources
Eastern Region

This application proposes the diversion and use of water from a Spring, tributary of the Salmon Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because the diversion rate 1.0 cfs and for hydropower use will be applied to the subordination amounts specified in the decree for the Wild & Scenic River listed above.

75-14729

Point of Diversion
SESESE S19 T25N R20E
LEMHI County
Source SPRINGS Tributary INDIAN CREEK
Use: COMMERCIAL
01/01 to 12/31 0.02 CFS
Total Diversion: 0.02 CFS
Date Filed: 3/26/2012
Place Of Use: COMMERCIAL
T25N R20E S19 SESE

This application proposes the diversion and use of water from a Spring, tributary of the Salmon Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because the diversion rate of .02 cfs, for commercial use will be applied to the subordination amounts specified in the decree for the Wild & Scenic River listed above.

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 9, 2012. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director



Affidavit of Publication
STATE OF IDAHO)
COUNTY OF TWIN FALLS) SS.

I, Ruby Aufderheide, being first duly sworn upon oath, depose and say that I am Legal Clerk of the TIMES-NEWS, published daily at, Twins Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for two consecutive weeks, commencing with the issue dated 3rd day of February, 2011 and ending with the issue dated 10th day of February, 2011

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published as a daily newspaper except Saturday, until July 31, 1978, at which time said newspaper began daily publication under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho to be issued thereof Thursday is announced as the day on which said legal will be published.

Ruby Aufderheide
Ruby Aufderheide, Legal Clerk

STATE OF IDAHO
COUNTY OF TWIN FALLS

On this 10th day of February, 2011, before me,

a Notary Public, personally appeared Ruby Aufderheide,
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.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 76901**

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GARY SPACKMAN, Interim Director

PUBLISH: February 3 and 10, 2011

Linda Capps McGuire
Notary Public for Idaho
Residing at Twin Falls, Idaho.

commission expires: 5-19-15

LINDA CAPPS-McGUIRE
NOTARY PUBLIC
STATE OF IDAHO