

Affidavit of Publication

Copy of Notice
(First Copy)

STATE OF IDAHO,
COUNTY OF PAYETTE

ss.

Change of Water Right
TITLE OF PUBLICATION

Water Resource
SPONSOR OF PLAINTIFF
PLAINTIFF OR LEGAL AGENT

I, Brandi Mack

being

duly sworn, deposes and says:

That She is the clerk of

THE INDEPENDENT-ENTERPRISE, a weekly newspaper published at Payette, in the County of Payette and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Payette; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for two (2) consecutive weeks in the regular and entire issue of said paper during the period and 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 Dec. 21, 2005, and ending with the issue of Dec. 28, 2005.

STATE OF IDAHO
COUNTY OF

On this 29th day of Dec, in the year of 2005, before me,

a Notary Public, personally appeared Brandi Mack, 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 herein are true, and acknowledged to me that he executed the same.

D. Allison
Notary Public for Idaho

Residing at Payette

My commission expires: 7-1-10

PROPOSED CHANGE OF WATER RIGHT
CARL LUECK of 4702 ELMORE RD, FRUITLAND ID 83619 filed an Application for transfer for five water rights with 1943 through 1976 priority dates from ground water totaling 8.14 cfs. The rights provide irrigation for 462 acres plus minor domestic and stockwater use. The purpose of the transfer is to retire 39 acres of irrigation and relocate the appurtenant water rights to a new 4000 animal dairy (1600 milking cows). The dairy will be served by two existing irrigation wells and two proposed new wells for year around stockwater and commercial uses. Existing and proposed wells and uses are located south of Interstate 84 and east of Elmore Road about 3 miles southeast of the I84-Hwy 95 junction. The land to be retired from irrigation is east of the A-Line Canal. The proposed dairy will be west of the canal.

For specific details regarding the application, please contact the Idaho Department of Water Resources (IDWR) Western Region at 208-334-2190 or visit www.idwr.idaho.gov to see the scanned copy of the application under water right no. 63-7460. Protests may be submitted based on the criteria of Sec 42-222, Idaho code. Any protest against the proposed change must be filed with IDWR Western Region, 2735 Airport Way, Boise ID 83705-5082 together with a protest fee of \$25.00 for each application on or before January 9, 2006. The protestant must also send a copy of the protest to the applicant. KARL J DREHER, Director
No. 2252

Dec. 21, 28

STATEMENT

Independent-Enterprise

PAYETTE, IDAHO

Number of Lines

35

Number of Insertions

two (2)

35 Lines @ 1.16

40.60

35 Lines @ .99

34.65

TOTAL COST

WILL BE

75.25

RECEIVED

DEC 30 2005

WATER RESOURCES
WESTERN REGION

No 2252

**IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 AIRPORT WAY
BOISE ID 83705**

December 14, 2005

Legal Notice Department
INDEPENDENT ENTERPRISE
124 S MAIN
PAYETTE ID 83661

RE: Application for Transfer of Water Right

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 01/24/2005. Your cooperation is appreciated.

Sincerely

Sue Kreger
Administrative Assistant

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KARL J DREHER, Director
on December 21 and 28, 2005.

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