

The Jefferson Star  
Rigby, Idaho

## AFFIDAVIT OF PUBLICATION

State of Idaho )  
County of Jefferson ) ss

I, Audrey DeRoche of The Jefferson Star, published weekly at Rigby, Jefferson County, Idaho, do solemnly swear that the

Notice of Application

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 thereof for 2 consecutive issues, the first publication having been made on 6-17-09 and the last publication having been made on 6-24-09

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.

Audrey DeRoche

On this 24 day of June  
in the year of 2009, before me, a Notary Public, personally appeared

Audrey DeRoche

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 she executed the same.

Crystal L. Lister  
Notary Public of Idaho  
Residing at Shelley, Idaho  
My commission expires March 8, 2011

RECEIVED

JUL 01 2009

Department of Water Resources  
Eastern Region

### NOTICE OF APPLICATION TO APPROPRIATE PUBLIC WATERS

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

25-14236  
MORNINGVIEW WATER CO INC  
PO BOX 598  
RIGBY ID 83442

Point(s) of Diversion: SWN-  
WNW S30 T04N R39E, NWNE S30  
T04N R39E, NWNE S30 T04N  
R39E and NWNE S30 T04N R39E  
JEFFERSON County

Source GROUND WATER  
Use: DOMESTIC

01/01 To 12/31 0.25 CFS

Total Diversion: 0.25 CFS

Date Filed: 06/01/2009

Place Of Use: DOMESTIC

T04N R39E S30 NENW NWNW

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, 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 6, 2009. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director  
Published on June 17 and 24, 2009

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2009.