

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

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DEC 14 2009

DEPT. OF WATER RESOURCES
SOUTHERN REGION

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 December, 2009 and ending with the issue dated 10th day of December, 2009

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

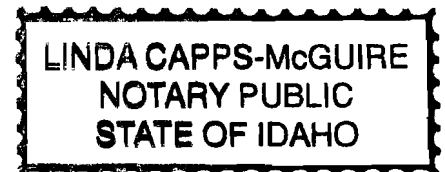
On this 10th day of December, 2009, before me,

a Notary Public, personally appeared Ruby Aufdeheide,
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.

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

My commision expires: 5-19-15

OK
MB
12/21/09



(See Reverse Side)

NOTICE OF APPLICATION FOR PERMIT

The following application has been filed to appropriate the public waters of the State of Idaho, Cassia County.

Application for Permit No. 01-10886

SOUTHWEST IRRIGATION DIST

PO BOX 600

BURLEY ID 83318

Point of Diversion: SWNE, S20, T10S, R22E

Source: SNAKE RIVER Tributary COLUMBIA RIVER

Use: IRRIGATION, 03/15 to 11/15 (50 CFS)

Use: GROUND WATER RECHARGE, 01/01 to 12/31 (50 CFS)

Total Diversion: 50 CFS

Date Filed: 9/28/2009

Application for permit proposes diverting 50 cfs for irrigation and recharge from the Snake River. The proposed point of diversion is located approximately 5.4 miles west and 0.4 miles north of the city of Burley (intersection of Main and Overland). The irrigation portion (137598.41 Acres) will be used within the Southwest Irrigation District service area located approximately 9.4 mi. east - 25.1 mi. west and .6 - 20.5 mi. south of the center of Burley, on lands currently being irrigated with groundwater as described in a mitigation plan included with the application. The recharge portion will be used in a ditch and 10 recharge wells generally located in the Golden valley area approximately 4.6-15.5 mi. south and 6.6-12 mi. west of the city of Burley.****Permit will be subject to all prior water rights. For specific details regarding the application, please contact IDWR Southern Regional Office at 208-736-3033 or visit the website for the Department at <http://www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp> Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code. Protests against approval must be filed with IDWR, Southern Region, 1341 Fillmore St.-Suite 200; Twin Falls, ID 83301 with a protest fee of \$25.00 for each application on or before December 21, 2009. The protestant must also send a copy of the protest to the applicant.

Gary Spackman, Interim Director

Published in the Times News on 12/3 & 12/10/09.

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