

STANDARD JOURNAL
Rexburg, Idaho
St. Anthony, Idaho
Ashton, Idaho

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
Madison and Fremont Counties

I, Jeremy Cooley, being first duly sworn, depose and say, that I am the circulation director of the STANDARD JOURNAL, a 3 times a week newspaper published 3 times a week in Madison and Fremont Counties, Idaho; and I do solemnly swear that the Notice of Proposed Change of Water Right Transfer No. 76126, 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, once each week thereof for two successive issues, the first publication having been made on November 26, 2009 and the last publication having been made on December 3, 2009.

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.


STATE OF IDAHO)
COUNTY OF MADISON)

On this 3 day of December in the year of 2009 before me, a Notary Public, personally appeared Jeremy Cooley, 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 statement therein are true, and acknowledged to me that he executed the same.


Notary Public for Idaho
Residing at Rexburg, Idaho
My commission expires: February 2, 2015.

Lynzi Neville
Notary Public
State of Idaho

NOTICE OF PROPOSED CHANGE OF
WATER RIGHT
TRANSFER NO. 76126

CITY OF NEWDALE, PO BOX 70, NEW DALE, ID 83436 has filed Application No. 76126 for changes to the following water rights within FREMONT, MADISON County(s): Right No(s). 22-2217, 22-7269; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WR_Filing.asp.

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

The applicant proposes to drill a new well to meet EPA Standards. The new point of diversion is in Lot 2 SWNW Sec 7 T6N R42E with two other wells in Lot 1 NENENE Sec 4 T6N R41E and NWSESE Sec 34 T7N R41E for 3.30 cfs. The place of use is within the limits of the City of Newdale for municipal use.

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 December 14, 2009. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director
Published on November 26 and December 3, 2009

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RECEIVED

DEC 4 2009

Department of Water Resources
Eastern Region