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DEC 04 2009

DEPT. OF WATER RESOURCES  
SOUTHERN REGION

# 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 26th day of November, 2009 and ending with the issue dated 3rd 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

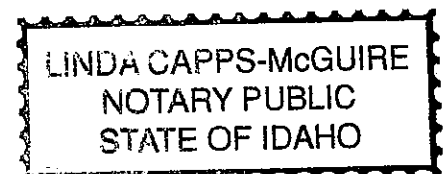
On this 3rd day of December, 2009, before me,

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

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**NOTICE OF PROPOSED CHANGE TO WATER RIGHTS**

**LUIS & SHARON L BETTENCOURT, 2930 S 2300 E; WENDELL ID 83355** have filed **Application No. 74789** for changes to Water Rights Nos. 47-2532, 47-4492, & 47-17090 within TWIN FALLS County. Transfer proposes converting a 156 acre portion of three irrigation rights by changing the nature of use for a new proposed dairy operation. The general location of the 156 acres and the proposed dairy site is approximately 4.75 - 5.25 mi. south and 3.75- 4.25 mi. west of Murtaugh. Transfer proposes diverting up to 2.73 cfs and 396.8 AFA from four wells (two existing and two new wells to be drilled) for use at the new facility.\*\*\*\***CITY OF WENDELL, PO BOX 208, WENDELL ID 83355-0208** has filed **Application No. 75891** for changes to Water Right Nos. 36-7722, 36-11278, 36-11277, 36-8764, & 36-8421 within GOODING County. Transfer purposes to add existing wells as additional authorized points of diversion to the City of Wendell groundwater Municipal rights, allowing any of the rights to be diverted from any of four existing wells for the diversion of up to 8.7 cfs. The points of diversion are located within the City of Wendell Municipal service area.\*\*\*\*To see a full description of these rights and the proposed transfers please see [www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp](http://www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp). Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against a proposed change must be filed with the Department of Water Resources, Southern Region, 1341 Fillmore St, Suite 200, Twin Falls ID 83301 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 in the Times News on 11/26 & 12/3/09.

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12/9/09