

Proof of Publication The Post Register

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Department of Water Resources
Eastern Region

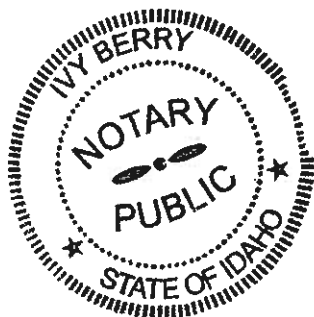
State of Idaho
County of Bonneville

I, ~~Dan Moore~~, or Joanna Hibbert, first being duly sworn, depose and say: That I am the Operations Manager, or Production Supervisor of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post Register, a newspaper of general circulation, published daily at Idaho Falls, Idaho; said Post Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the First day of November, 1931, and each of said newspapers have been published continuously and uninterruptedly, prior to consolidation, for more than twelve consecutive months and said Post Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post Register for 2 consecutive (days) weeks, first publication having been made on the 5TH day of November 2009, last publication having been made on the 12TH day of November 2009 the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Joanna Hibbert

Subscribed and sworn to before me, this 18TH day of NOVEMBER 2009



[Signature]

Notary Public

My commission expires January 10, 2015

Credit

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

1-10565

COUNTY OF JEFFERSON

PO BOX 567

RIGBY, ID 83442

Point of Diversion: SESW S5 T04N R39E JEFFERSON County Source SNAKE RIVER

Use: IRRIGATION 04/01 to 10/31 1 CFS

Use: RECREATION 04/01 to 10/31 12 CFS

Total Diversion: 12 CFS

Date Filed: 10/1/2009

Place Of Use: RECREATION

T04N R39E S5SWSW

T04N R39E S6SESE

T04N R39E S7NENE

T04N R39E S8NWNW

Place Of Use: IRRIGATION

T04N R39E S5SWSW SESW

T04N R39E S6SESE

T04N R39E S8NWNW

Total Acres: 15

25-14239

TETON RETINAL INSTITUTE

3200 CHANNING WAY, SUITE A206

IDAHO FALLS, ID 83404

Point of Diversion: NWNWNW S28 T02N R38E BONNEVILLE County Source GROUND WATER

Use: HEATING 01/01 to 12/31 0.09 CFS

Use: COOLING 01/01 to 12/31 0.09 CFS

Total Diversion: 0.09 CFS

Date Filed: 10/16/2009

Place Of Use: COOLING and HEATING

T02N R38E S28NWNW

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Idaho Code § 42-211. Any protest against the approval of this application must be filed with the Director, Dept. 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 November 23, 2009. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN

Interim Director

Published: November 5 and 12, 2009 (518761,1)