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OCT 19 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 8th day of October, 2009 and ending with the issue dated 15th day of October, 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 15th day of October, 2009, before me,

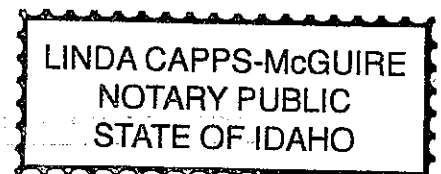
a Notary Public, personally appeared Ruby Aufderheide,
known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

OK
mb
10/23/09

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

My commission expires: 5-19-13

(See Reverse Side)



NOTICE OF APPLICATIONS

Notice is hereby given that several applications have been filed with the Idaho Department of Water Resources as follows: **WILLIAM ARKOOSH, 2005 US HWY 26; GOODING ID 83330 has filed an Application to Amend Permit No. 37-21297** with diversions located within Lincoln County. Application proposes changing the point of diversion and place of use of permit which allows for the diversion of 500 cfs of water from the Little Wood River for power use. The purpose of the amendment is to allow for the construction of a proposed power plant on the south side of the Little Wood River, rather than the currently permitted location on the north side of the Little Wood River. The proposed change in point of diversion results in moving the point of diversion approximately 300 feet upstream from the permitted location to the site of an existing irrigation diversion. The proposed change in place of use is to an adjacent 40 acre tract from the currently permitted location to reflect the power house being located on the opposite side of the river. The project location is approximately 5.7 - 6.4 miles west and 2.1 miles north of the center of Shoshone. Protests may be submitted based on the criteria of Idaho Code § 42-211. **BRENT A. & CHALET FUNK, 845 S 1800 W; MURTAUGH, ID 83344 have filed Application for Transfer No. 74277** which proposes to dry up land about 5 1/2 miles south of Murtaugh in order to provide water for a new dairy to be built 5 1/2 miles west of Murtaugh. An existing irrigation well at the dairy site will be converted to dairy use, and a backup well will be drilled. The land being dried up is in Cassia County, and the proposed dairy site is in Twin Falls County. **VISSER HOLSTEINS, DBA Eagle View Farm, 450 E 3950 N; BUHL, ID 83316** has filed two Applications for Transfer concerning water rights within Twin Falls County. **Transfer No. 75352** proposes to create a permissible place of use of 6,086.0 acres by tying together the points of diversion for 24 water rights currently diverting a combined total of 77.08 cfs and 17,624.6 AF from groundwater and Salmon Falls Creek for the irrigation of 4,900.3 acres. Thirteen existing wells, a diversion from Salmon Falls Creek, and a hot well in the canyon which is injected into and re-diverted from Salmon Falls Creek will be tied together. No new wells will be drilled. Location of the points of diversion is between 1¾ - 5¼ miles north and 3¾ - 5½ miles west of Castleford. **Transfer No. 75353** seeks to update the place of use and add points of diversion to a water right currently diverting 2.02 cfs and 857.4 af for commercial and stock water use at an existing dairy. Thirteen existing wells will be tied together. No new wells will be drilled. Location of the wells is between 3¼ - 5¼ miles north and 3¾ - 5½ miles west of Castleford****Protests against a proposed Application for Transfer may be submitted based on the criteria of Sec 42-222, Idaho Code.***** For specific details regarding an 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 against approval of an application 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 October 26, 2009. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

OK
mb
10/23/09

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