

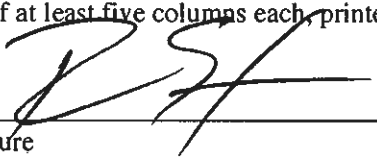
AFFIDAVIT OF PUBLICATION

0096

State of Idaho)
)ss
County of Teton)

I Roan Eastman, being first duly sworn, depose and say that I am the Advertiser of the Teton Valley News, a newspaper as defined by Idaho Codes Annotated, Section 58-106, as amended, and that said newspaper is a weekly newspaper printed and published at Driggs, in Teton County, Idaho, having a general circulation in said county, and that said newspaper has been printed in said county for more than 78 consecutive weeks prior to the first publication of the attached notice, advertisement, or publication of

And affiant further says that said attached notice, advertisement, or publication, as per clipping attached, was published in said newspaper, in the regular and entire issue thereof and not in any supplement issue thereof, for 2 consecutive issues thereof; first publication having been made on the 5 day of March, 2009. And affiant further says that at the times herein mentioned said newspaper was made up of at least eight pages of at least five columns each, printed from typed matter, of at least sixteen inches deep.



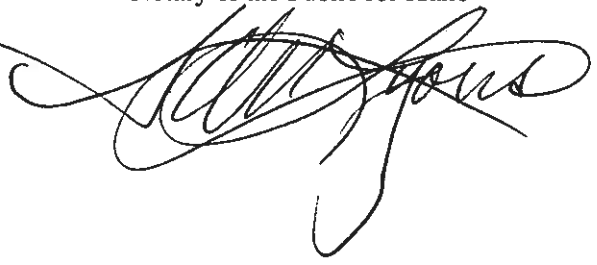
Signature

State of Idaho)
)
County of Teton)

On this 12 day of March, 2009 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/she executed the same.

Notary of the Public for Idaho

Residing at Driggs, Idaho
My commission expires March 13, 2014



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MAR 13 2009

Department of Water Resources
Eastern Region

#0096- D & C PROPERTIES LLC
Published in the Teton Valley News
March 5, and 12, 2009

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

22-13914

D & C PROPERTIES LLC
342 W 4TH N
REXBURG ID 83440

Point(s) of Diversion: SENESE
S30 T05N R46E and SENESW S30
T05N R46E, TETON County
Source GROUND WATER

Use: INDUSTRIAL 04/01 To
10/314.99 CFS

Total Diversion: 4.99 CFS

Date Filed: 02/11/2009

Place Of Use:

INDUSTRIAL

T05N R46E S30 NESW NESE
NWSE

Permits will be subject to all prior
water rights. Protests may be sub-
mitted based on the criteria of Sec
42-203A, Idaho Code.

Any protest against the approval of
this application must be filed with the
Director, Dept. of Water Resource,
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 be-
fore March 23, 2009. The protestant
must also send a copy of the protest
to the applicant.

DAVID R. TUTHILL, JR., Director

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MAR 13 2009

Department of Water Resources
Eastern Region