

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 one ~~consecutive~~ publication, commencing with the issue dated 6th day of November, 2008 and ending with the issue dated 6th day of November, 2008

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 6th day of November, 2008, before me,

a Notary Public, personally appeared Ruby Aufderheide, *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, he depose and say that the contents and statements therein are true, and acknowledged to me that he executed the same.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 75169

CITY OF RIGBY, 158 W FREMONT AVE, RIGBY ID 83442, has filed Application No. 75169 for changes to the following water rights within JEFFERSON County: Right No. 25-4010, Right No. 25-4011, Right No. 25-7523, Right No. 25-10496 and Right No. 25-4009; to see a full description of these rights and the proposed transfer, please see:

www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp

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

The applicant proposes to add a point of diversion to the existing wells for the City. The new well will be in the NESESE sec 17 T4N R39E with the existing wells in the NWSESW and the SWNW Sec 18 and NWNENW Sec 19 T4N R39E for a total of 13.11 cfs. The place of use will be in the City limits of Rigby.

Protests may be submitted based on the criteria of Sec 42-222, Idaho Code.

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 November 17, 2008. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director

PUBLISH: November 6, 2008

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

My commission expires:

5-4-09

LINDA CAPPS-McGUIRE
NOTARY PUBLIC
STATE OF IDAHO

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Department of Water Resources
Eastern Region