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NOV 21 2008

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 13th day of November, 2008 and ending with the issue dated 20th 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 uninterrupted.

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 20th day of November, 2008, before me,

a Notary Public, personally appeared Ruby Aufdeheide, 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.

Linda Capps McGuire

Notary Public for Idaho
Residing at Twin Falls, Idaho.

My commision expires: 5-19-09

OK
MB
11/25/08

LINDA CAPPS-McGUIRE
NOTARY PUBLIC
STATE OF IDAHO

See Reverse Side

CASSIA COUNTY
NOTICE OF PROPOSED CHANGE TO WATER RIGHTS

Notice is hereby given that two Applications for Transfer have been filed with the Idaho Department of Water Resources for changes to water rights within Cassia County by **CASSIA CREEK FARMS LLC, PO BOX 580; DANVILLE CA 94526.** Application No. 72670 proposes to dry-up 124 acres of a water right currently diverted for irrigation purposes and convert a total of 1.74 cfs and 394.3 acre feet to stock water and commercial uses at a proposed dairy. It also re-describes the location of a 40-acre portion of another water right and diverts 0.17 cfs and 82.1 acre feet for 40 acres of irrigation within a permissible place of use at the 133 acre proposed dairy site. Four new wells will be drilled. The approximate location of the proposed dairy site is 13.5 miles north of Malta, on the south side of Yale Road, between 3 - 3.5 miles east of the Interstate. Application No. 74518 proposes to create a permissible place of use of 5,223.5 acres, limited to 4,128.8 acres within during any one year, by combining 16 ground water rights, currently diverting a total of 71.38 cfs and 16,419.6 acre feet from 14 existing wells. One additional existing well will be used and up to six new wells will be drilled for a total of 21 wells. Location is approximately 13.5 miles north of Malta, on the south side of Yale Road, between 3.5 and 6.5 miles east of the Interstate. 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/WR-Filing.asp Protests may be submitted based on the criteria of Sec 42-222, Idaho Code. Protests against approval 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 December 1, 2008. The protestant must also send a copy of the protest to the applicant.

David R. Tuthill, JR., Director

Published in the Times News on 11/13 & 11/20/08.

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11/25/08