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OCT 14 2008

LEGAL ADVERTISING PROOF OF PUBLICATION

**WATER RESOURCES
WESTERN REGION**

Account #	DTI#	Identification	Amount:
100564	393643	LEGAL NOTICE - NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANS NO 74916	\$83.75
Attention:	P.O. #	Run Dates	
SHARLA COX		OCTOBER 2, 9, 2008	
IDAHO DEPT. WATER RESOURCES EAST 900 N. SKYLINE DR., STE. A IDAHO FALLS, ID 83402			Number of Lines 2 X 21
			Affidavit 1
			Legal #

**LEGAL NOTICE
OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 74916**

THE RETREAT AT BEAR LAKE LLC, C/O BRAD AUGER, 507 CYNTHIA WAY, NORTH SALT LAKE UT 84054, has filed Application No. 74916 for changes to the following water rights within BEAR LAKE County: Right No. 11-7597 and Right No. 11-7601, 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 change the place of use to create a shared place of use. The point of diversion remains the same in the NWNE Lot 2 Sec 6 T15S R46E for 11.85 cfs. The place of use is within Sec 2, 11 and 12, T15S R45E for 322.5 acres. 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 October 20, 2008.

The protestant must also send a copy of the protest to the applicant.
DAVID R. TUTHILL, JR., Director

Pub. Oct. 2,9, 2008

~~0000393643-01~~

JANICE HILDRETH, being duly sworn, deposes and says: That she is the Principal Clerk of *The Idaho Statesman*, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in *The Idaho Statesman*, in conformity with Section 60-108, Idaho Code, as amended, for:

TWO

X	consecutive weekly		single
	consecutive daily		odd skip
insertion(s)			

beginning issue of:	<u>OCTOBER</u>	<u>2, 2008</u>
ending issue of:	<u>OCTOBER</u>	<u>9, 2008</u>

Janice Aldreth

STATE OF IDAHO)
) ss

COUNTY OF ADA)

On this 9 day of OCTOBER in the year of 2008

before me, a Notary Public, personally appeared before me Janice Hildreth 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 she executed the same.

Notary Public for Idaho
Residing at: Boise, Idaho
My Commission expires:

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Department of Water Resources
Eastern Region