

# 3583

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO )  
 ) ss  
COUNTY OF ONEIDA )

Kristine D. Smith, being duly sworn, deposes and says: that she is the publisher of *The Idaho Enterprise*, a weekly newspaper published at Malad City, in the county of Oneida and State of Idaho; that said newspaper has been and is in general circulation in the county aforesaid, and in the vicinity of Malad City, that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for 2 consecutive weeks in the regular and entire issue of said newspaper during the period of time of publication, and was published in the newspaper proper and not a supplement; that said newspaper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with July 24, 20 08, and ending with the issue of July 31, 20 08.

Kristine D. Smith  
STATE OF IDAHO )

COUNTY OF ONEIDA )  
On this 4 day of August in the year of 20 08  
before me, Susan J. Wittman,  
a Notary Public, personally appeared Kristine D. Smith,  
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.

Susan J. Wittman  
Notary Public of Idaho  
Residing at Malad ID  
My commission expires: 2-9-2012

NOTICE

The following claim(s) have been filed based on diversion and beneficial use of water:

15-7305

ANDREW R BYBEE  
4825 WEST HWY 38  
MALAD CITY ID 83252  
Point(s) of Diversion  
NENENE S3 T15S R35E,  
ONEIDA County  
Source PLEASANTVIEW  
WARMS SPRINGS, Tributary  
To MALAD RIVER  
Use: IRRIGATION  
04/01/ TO 10/31 2.2 CFS  
Use: STOCKWATER  
01/01/ TO 12/31 0.02 CFS  
Use: DOMESTIC  
01/01 TO 12/31 0.02 CFS  
Total Diversion: 2.22 CFS  
Priority Date: 4/5/1800  
Place Of Use:  
IRRIGATION, DOMESTIC,  
STOCKWATER  
T14S R35E S35 NESW  
NWSW SWSW SESW  
Number of Acres 109  
Exceptions to a claim may  
be filed with the Department  
of Water Resource, Eastern  
Region, 900 N Skyline Dr  
Ste A, Idaho Falls, ID 83402  
together with an exception  
fee of \$25.00.  
DAVID R. TUTHILL, JR.,  
Director  
Published on July 24 and  
31, 2008  
#3583 7/24/31/08/T2

RECEIVED

AUG 06 2008

Department of Water Resources  
Eastern Region