№ 945

AFFIDAVIT OF PUBLICATION

RECEIVED
MAY 15 2008
Department of Water Resources
Eastern Region

STATE OF IDAHO, } ss.
County of Bear Lake }

Rosa S. Moosman

being duly sworn, deposes and says:

That s/he is the editor ..... of THE NEWS-EXAMINER, a weekly newspaper published at Montpelier, in the County of Bear Lake and State of Idaho; and said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Montpelier; 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 paper during the period and time of publication, and was published in the newspaper proper and not a supplement; that said paper 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 ..... April 30 ....., 2008.., and ending with the issue of ..... May 7 ....., 2008...

Rosa S. Moosman

Fees, #80.60

Subscribed and sworn to before me this 7th day of May, 2008....

Sherry Wells Brown

Notary Public, Residing at Bear Lake County, Idaho

My Commission Expires August 28, 2009

Sherry Wells Brown
Notary Public
State of Idaho

WATER NOTICE

The following application has been filed to amend Permit to Appropriate Water 11-7436

ASPEN CREEK WATER CO INC
10 SOUTH BEAR LAKE BLVD
GARDEN CITY UT 84028

Point(s) of Diversion: NW SW S15 T16S R43E and NENW S22 T16S R43E, BEAR LAKE County

Source GROUND WATER

Use: MUNICIPAL
01/01 To 12/31 1.5CFS

Total Diversion: 1.5 CFS

Date Filed: 04/16/2008

Place Of Use: MUNICIPAL T16S R43E S15 SWNW SENW NESW NWSW SWSW SESW NWSE SWSE T16S R43E S22 NWNE SWNE NENW

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-211, 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 before May 19, 2008. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director

Publish April 30 and May 7, 2008 — Legal No. 945.