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MAY 01 2008

WATER RESOURCES
WESTERN 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, Twin 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 17th day of April, 2008 and ending with the issue dated 24th day of April, 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 published. Thursday is announced as the day on which said legal will be published.

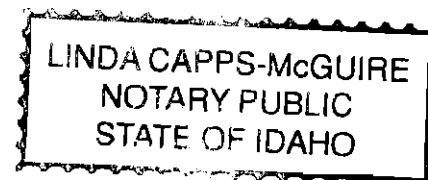
STATE OF IDAHO
COUNTY OF TWIN FALLS

On this 25th day of April, 2008, before me,

a Notary Public, personally appeared 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 commission expires: 5-19-09



NOTICE

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

63-32238

STEVEN L STOUT
CHRIS L STOUT
4017 N LA MESITA WAY
BOISE ID 83702

Point(s) of Diversion L1 (SENE) S32
T05N R04W CANYON County
Source BOISE RIVER
Tributary To SNAKE RIVER
Use: WILDLIFE 01/01 To 12/31 30 CFS
Use: RECREATION 01/01 To 12/31 30 CFS
Total Diversion: 30 CFS
Date Filed: 06/09/2005
Place Of Use: RECREATION
T05N R04W S31 NENE Lot 1 NWNE Lot 10
SWNE Lot 10 SENE Lot 1

Place Of Use: WILDLIFE
T05N R04W S31 NENE Lot 1 NWNE Lot 10
SWNE Lot 10 SENE Lot 1

Remark: Baxter Ditch will be used for year around additional wildlife habitat project, although primary diversion will be in non-irrigation season. Expansion of ditch system is not proposed. Return flows to river will be via existing method on downstream end of project.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Western Region, 2735 Airport Way, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 05/05/2008. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director

PUBLISH: Times-News April 17 and 24, 2008

✓ OK DB 5/7/08