

SOUTH IDAHO PRESS BURLEY, IDAHO AFFIDAVIT OF PUBLICATION

County of Cassia)
)ss
STATE OF IDAHO)

Ruth Anne Holmes, being first duly sworn, deposes and says that she is the Legal Clerk of the South Idaho Press, a weekly newspaper published at Burley, Idaho, in the county aforesaid and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular editions of the South Idaho Press for two consecutive week(s), commencing with the issue dated 7th day of February, 2008 and ending with the issue dated 14th day of February, 2008

Ruth Anne Holmes

STATE OF IDAHO)
COUNTY OF)ss
Cassia)

On this 11th day of February, 2008, before me, a Notary Public, personally appeared Ruth Anne Holmes, know or identified to me to be the person whose name is 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.

ANN L. HARPER
Notary Public
State of Idaho

Ann Harper
Notary Public for Idaho
Residing at Burley, Idaho.

My commission expires: 9-14-2012

Cost of Publication 77.70
Affidavit Fee 5.00
Total Cost 82.70

NOTICE OF PROPOSED CHANGE TO WATER RIGHTS

Notice is hereby given that an Application for Transfer has been filed with the Idaho Department of Water Resources for changes to water rights within Cassia County by **MATTHEW C GARDINER & MARIE JEANNE GARDINER, 234 S 100 W; ST GEORGE UT 84770. Transfer No. 74278** proposes transferring a 50-acre portion (1.00 cfs) of a groundwater right from a farm located approximately 1.5 - 2.0 miles south and 0.0 - 0.5 miles west of Malta to a farm located approximately 14.75 - 15.25 miles south and 3.0 - 3.25 miles east of Malta. An existing irrigation well located at the farm southeast of Malta will serve as the new point of diversion for the portion of the right being transferred. The application also proposes proportionately reducing a relatively late priority Cassia Creek water right on the original farm southwest of Malta by 50 acres and 1.00 cfs to insure that 50 acres are no longer irrigated on the original farm after the transfer is approved. 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/WRFiling.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 February 25, 2008. The protestant must also send a copy of the protest to the applicant.

David R. Tuthill, JR., Director
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FEB 11 2008
DEPT. OF WATER RESOURCES
SOUTHERN REGION

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