

Affidavit of Publication
STATE OF IDAHO)
COUNTY OF TWIN FALLS) SS.

**NOTICE OF PROPOSED CHANGE
OF WATER RIGHT
TRANSFER NO. 73088**

IDAHO PROPERTIES LLC, 23539 365TH AVE, KIMBALL SD 57355, has filed Application No. 73088 for changes to the following water rights within JEFFERSON County: Right No. 31-7311; Right No. 31-2357; Right No. 31-2395; Right No. 31-11845; to see a full description of these rights and the proposed transfer, please see: www.idwr.idaho.gov/apps/ExtSearch/WRFil-ing.asp

The purpose of the transfer is to change a portion of the above rights as follows:
The applicant proposes to change and combine the place of use into a large place of use. The new place of use is within Sec 9, 10, 15, 16 and 21 T7N R34E for 1134.4 acres. The points of diversion remain the same in the SWSESW and the SESESW Sec 10 T7N R34E for a total of 17.86 cfs.

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 November 05, 2007. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director
Published on October 18 and 25, 2007

The following application(s) have been filed to appropriate the public waters of the
State of Idaho:
1-10542

BRP INC DBA GEM LAKE HARBOR
PO BOX 2563
IDAHO FALLS ID 83403

Point(s) of Diversion: SESWNW S35 T02N R37E,
BONNEVILLE County
Source SNAKE RIVER, Tributary To COLUMBIA
RIVER

Use: RECREATION 01/01 To 12/31 25.8
CFS

Total Diversion: 25.8 CFS

Date Filed: 09/14/2007

Place Of Use: RECREATION

T02N R37E S34 NESE SESE

T02N R37E S35 SWNW NWSW SWSW

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, 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 November 52007. The protestant must also send a copy of the protest to the applicant.
DAVID R. TUTHILL, JR., Director

Published on October 18 and 25, 2007

being first duly sworn upon oath, depose and say that I am Legal Clerk of the
shed daily at, Twins Falls, Idaho, and do solemnly swear that a copy of the notice
per clipping attached, was published in the regular and entire issue of said newspaper,
ment thereof, for two consecutive weeks, commencing with the
of October, 2007 and ending with the issue dated 25th day of October, 2007

that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which idation had been published under said names in said city and county continuously and uninterruptedly in twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published t Saturday, until July 31, 1978, at which time said newspaper began daily publication under said ty continuously and uninterrupted.

it pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day w or by order of any court of competent jurisdiction within the state of Idaho to be issued thereof he day on which said legal will be published.

FALLS

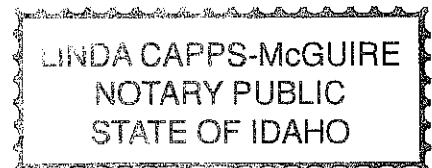
er, 2007, before me,

appeared Ruby Ayderherde
to be the person whose name subscribed to the within instrument, and being by me first duly tements 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



RECEIVED

OCT 26 2007

Department of Water Resources
Eastern Region