

RECEIVED
OCT 11 2007
WATER RESOURCES
WESTERN REGION

04109032 04539666
Denise Buffington
1 Idaho Dept of Water Resources
Emmett Legal Acct.
2735 Airport Way
Boise, ID 83705

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)

) SS.

County of Canyon)

Katherine Holmquist
of Nampa, Canyon County, Idaho,
being first duly sworn, deposes and says:

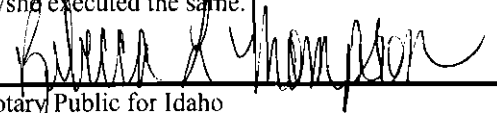
1. That I am a citizen of the United States, and at all times hereinafter mentioned was over the age of eighteen years, and not a party to the above entitled action.
2. That I am the Principle Clerk of the Emmett Messenger-Index, a weekly newspaper published in the City of Emmett, in the County of Gem, State of Idaho; that the said newspaper is in general circulation in the said County of Gem, and in the vicinity of Emmett, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of this notice, a copy of which is hereto attached.
3. That the notice, of which the annexed is a printed copy, was published in said newspaper 2 time(s) in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.
4. That said notice was published the following:
10/03/07, 10/10/07



STATE OF IDAHO)

County of Canyon)

On this 10th day of Oct in the year of 2007 before me a Notary Public, personally appeared Katherine Holmquist, known 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 he/she executed the same.

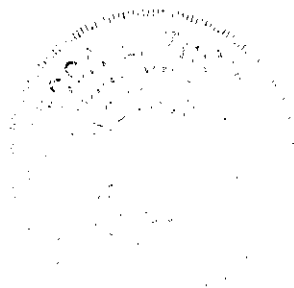

Notary Public for Idaho

Residing at Nampa

My Commission expires April 19, 2008

✓ OK

DB 10/24/07



LEGAL NOTICE

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

63-32419

BRENDAN M SMEDICK
9900 BLANC LN
CALDWELL ID 83607-7922

Point(s) of Diversion SWNW S34 T06N R03W GEM County Source WASTE WATER

Tributary To SAND HOLLOW CREEK

Use: IRRIGATION 03/01 To 11/15 0.15 CFS

Total Diversion: 0.15 CFS

Date Filed: 08/14/2006

Place Of Use: IRRIGATION

T06N R03W S34 SWNW

Number of Acres 5

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 Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 10/22/2007. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director

October 3, 10, 2007 04539668

✓ OK