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**LEGAL ADVERTISING
INVOICE**Date 09/06/2007INVOICE NO. 469728Account No. 446600Description 469728NOTICE OF PROPOSTimes 2Lines 50

Tab. Lines _____

SOLD TO: IDAHO DEPT/ WATER RESOURCES
900 N. SKYLINE DR, STE A
IDAHO FALL ID 83402

\$ 74.75PO# No.74019

NOTICE: This is an invoice of Purchase made by you. Statement will be rendered the first of the month.
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AFFIDAVIT OF PUBLICATION

469728
**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
TRANSFER NO. 74019**

THE BOYD CHARLES SMITH & JILL JOHNSON SMITH TRUST, C/O HOLDEN KIDWELL HAHN & CRAPO, PO BOX 50130 IDAHO FALLS ID 83405, has filed Application No. 74019 for changes to the following water rights within TETON County: Right No. 22-545; Right No. 22-616; Right No. 22-13160; Right No. 22-13148; Right No. 22-13144; Right No. 22-42; Right No. 22-160; to see a full description of these rights and the proposed transfer, please see: www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp

The purpose of the transfer is to change a portion of the above rights as follows: The applicant proposes to create a permissible place of use with all their surface water rights from South Leigh Creek and North Leigh Creek. The points of diversion remain the same for 20.93 cfs. The place of use is within Sec 25 and 36 T6N R45E and Sec 30, 31 and 32 T6N R46E for a total of 1006.9 acres.

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 September 17, 2007. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director
Published on August 30 and September 6, 2007

Karen Lewis, being duly sworn, deposes and says, I am the Legal Clerk of the Tribune Publishing Company, a corporation organized and existing under and by virtue of the laws of the State of Idaho and under and by virtue of the laws of the State of Washington, paper of general circulation published at Lewiston, Nez Perce County, Idaho; That the said Lewiston Tribune is an established newspaper and has been published regularly and issued regularly at least once a day for more than 105 consecutive years next immediately preceding the first publication of this notice, and has been so published uninterrupted for said period; that the 469728NOTICE OF attached hereto and which is made a part of this affidavit was published in the said Lewiston Tribune, 2 time(s). Publication being on 08/30, or once a WEEK for 2 consecutive WEEKS, the first publication thereof being on the 08/30/2007, and the last publication thereof being on the 09/06/2007, and said 469728NOTICE OF was so published in the regular and entire issue of said newspaper and was not in a supplement thereof and was so published in every issue and number of the said paper, during the period and times of publication as set forth above.

Karen J Lewis

State of Idaho

S.S.

County of Nez Perce

On this 6 day of Sept in the year of 2007, before me, a Notary Public, personally appeared Karen J Lewis, 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.

David R. Tuthill, Jr.
Notary Public in and for the State of Idaho,
residing at Lewiston, therein
Commission Expires 1/23/2010

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SEP 10 2007

Department of Water Resources
Eastern Region

