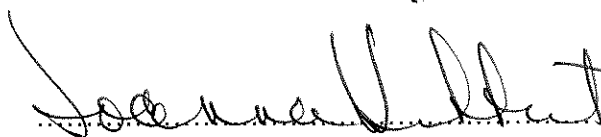


Proof of Publication The Post Register

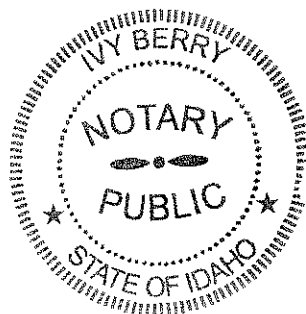
State of Idaho
County of Bonneville

I, Dan Moore, or Joanna Hibbert, first being duly sworn, depose and say: That I am the Operations Manager, or Production Supervisor of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post Register, a newspaper of general circulation, published daily at Idaho Falls, Idaho; said Post Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the First day of November, 1931, and each of said newspapers have been published continuously and uninterruptedly, prior to consolidation, for more than twelve consecutive months and said Post Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post Register for 2 consecutive (days) weeks, first publication having been made on the 30TH day of AUGUST 2007, last publication having been made on the 6TH day of SEPTEMBER 2007 at the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.



Subscribed and sworn to before me, this 12TH day of SEPTEMBER 2007



Notary Public

My commission expires January 10, 2009

Credit

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SEP 13 2007

Department of Water Resources
Eastern Region

**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/Ext-Search/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: August 30,
September 6, 2007

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Department of Water Resources
Eastern Region