

STANDARD JOURNAL

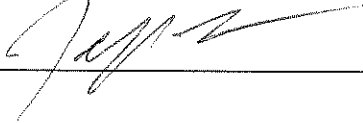
Rexburg, Idaho
St. Anthony, Idaho
Ashton, Idaho

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

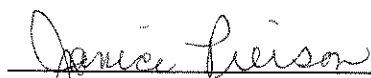
Madison and Fremont Counties

I, Jeff Rydalch, being first duly sworn, depose and say, that I am the business manager of the STANDARD JOURNAL, a 5 times a week newspaper published 5 times a week in Madison and Fremont Counties, Idaho; and I do solemnly swear that the Application for exchange of water for DKJ Farms LLC, a copy of which notice appears attached hereto, was published in the regular and entire issue of said newspaper, and not in any supplement issue, once each week thereof for two successive issues, the first publication having been made on March 15, 2007 and the last publication having been made on March 22, 2007. Further, that said newspaper is one of general circulation in said county; that it is a legal newspaper, conforming to legal specifications under the Idaho Statutes; that it has at least two hundred bona fide subscribers living within the county of publication; and that it has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the first publication of the said notice.

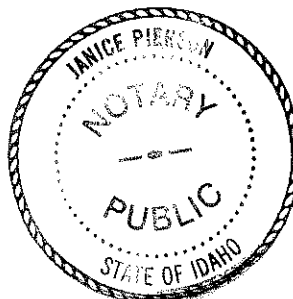


STATE OF IDAHO)
)
COUNTY OF MADISON)

On this 23rd day of March in the year of 2007 before me, a Notary Public, personally appeared Jeff Rydalch, 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 statement therein are true, and acknowledged to me that he executed the same.



Notary Public for Idaho
Residing at Rexburg, Idaho
My commission expires: December 18, 2012.



NOTICE OF APPLICATION
FOR EXCHANGE OF WATER

Notice is given that DKJ Farms LLC, 665 Centennial Loop, Rexburg, ID 83440 is applying for an exchange of water within Madison County. DKJ Farms LLC proposes to divert water from Moody Creek at the NESENW of Sec. 21, T05N, R41E, B.M., Madison County in exchange for 300 acre-feet per year of released Fremont Madison Irrigation District storage water to be delivered into the Teton River via the Crosscut Canal at NWSW of Sec. 15, T07N, R41E, Madison County. The water will be used to supplement irrigation in sections 16, 20 and 21, T05N, R41E, B.M., or lands associated with water right 22-4195. This exchange is based upon released storage water only. Therefore, it is applicable only in those years when applicant leases water. The application will be subject to all prior water rights.

Any protest against approval of the proposed amendment 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 April 2, 2007. The protestant must also send a copy of the protest to the applicants.

David R. Tuthill, Interim Director

Publ. March 15 and 22, 2007. SJ1550.

RECEIVED

MAR 26 2007

Department of Water Resources
Eastern Region