

AFFIDAVIT of PUBLICATION

RECEIVED

JUN 30 2003

State of Idaho } ss.
County of Gooding

Department of Water Resources
Southern Region

Norma DeVoe, being first duly sworn, deposes and says that he/she is the printer (publisher) of the Gooding County Leader, a newspaper published every week in Gooding, County of Gooding, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once each week for

2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 19th day of June, 2003 and the date of the last publication was on the 26th day of June, 2003

On this 26th day of June in the year of 2003, before me, a Notary Public, personally appeared Norma DeVoe, 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/she executed the same.

SHELLEY STURGEON
Notary Public
State of Idaho

Shelley Sturgeon
Notary Public for Idaho
Residing at Jerome

My commission expires: 12/3/05

8212/47459
GOODING COUNTY LEADER
Gooding, Idaho

COST OF PUBLICATION

Number of Picas per Line _____

Number of Lines in Notice _____

Number of Insertions 2x

Lines tabular at _____ 8.0¢/Pica
1082.81 Lines straight at 75.80 7.0¢/Pica
1082.81 Subsequent lines at 64.97 6.0¢/Pica

Affidavit Fee: 2.50

TOTAL COST 143.27

(Paste Here)

Clear Springs + Clear Lake
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

I.D.W.R.

BILL TO

NOTICE OF APPLICATIONS

Notice is hereby given, that three applications have been filed with the Idaho Department of Water Resources regarding water rights within Gooding County: CLEAR SPRINGS FOODS, INC., PO BOX 712; BUHL ID 83316 have filed two applications as follows:

Application for Permit No. 36-16156

Point(s) of Diversion: NWNWSE S2 T09S R14E

Source: GROUND WATER (new well)

Use: 01/01 To 12/31

INDUSTRIAL 2 CFS

DOMESTIC 0.08 CFS

Total Diversion: 2 CFS

Date Filed: 04/09/2003

Place of Use: NWSE S2 T09S R14E

This application is proposed to be mitigated by Transfer 70606 (See details below). Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Application for Transfer No. 70606 filed on 6/3/03 is proposing to change an existing industrial use of 2 cfs of water right 36-7201 currently diverted from a spring source. It is proposed that the spring water (2 cfs) will be distributed between Kanaka Creek and Clear Lake as needed to maintain historical return flows from processing plant for mitigation for accompanying application for permit 36-16156, for 2 cfs of ground water. (See above). Location is 5 miles north and 1 mile west of Buhl, ID. Protests may be submitted based on the criteria of Sec 42-222, Idaho Code.

Application for Permit No. 36-16157

CLEAR LAKES TROUT CO INC
1301 S VISTA AVE
BOISE ID 83705

Source: GROUND WATER
Location: All T09S, R14E

Two Points of Diversion: L 1 2 (NWSW), S1

Three Points of Diversion L8 (NESE), S2

Two Points of Diversion L 6 (NESE), S2

Three Points of Diversion L5 (SENE), S2

Use: 01/01 To 12/31
INDUSTRIAL (2 CFS)
FISH PROPAGATION (50 CFS)

Total Diversion: 50 CFS
Date Filed: 04/21/2003

Place Of Use: FISH PROPAGATION - S1, (NWSW Lot 12); S2, (SENE Lot 5), (NESE Lot 6), (NESE Lot 8)

Place Of Use: INDUSTRIAL - S2 (NESE Lot 6), (NESE Lot 8)

Remark: This application proposes to drill up to 10 wells on the Clear Lakes property in the Snake River Canyon to provide a supplemental water source needed due to the declining flows that have occurred in the springs feeding this facility. Water will be used in the existing facility; no additional construction is planned. The property is located 5 1/2 miles north and 1/2-3/4 miles west of the SE corner of Buhl. Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code. For specific details regarding the applications, please contact IDWR, Southern Regional Office at 208-738-3033 or visit www.idwr.state.id.us with detail provided under "New Water Right Applications." Protests against approval must be filed with IDWR, Southern Region, 1341 Fillmore St., Suite 200, Twin Falls, ID 83301 with a protest fee of \$25.00 for each application on or before July 8, 2003. The protestant must also send a copy of the protest to the applicant. Kari J. Dreher, Director

PUB: 6/19 - 6/26 G47459

SCANNED

JUL 03 2003