

AFFIDAVIT OF PUBLICATION

No 6049

STATE OF IDAHO, }
 County of Franklin } ss.

Robert Brown
 being duly sworn,

deposes and says: That he is the Editor of THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for 2 consecutive weeks in the regular and entire issue of said paper during the period of time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

RECEIVED
 DEC 05 2005
 Department of Water Resources
 Eastern Region

Such notice was published in the issue beginning with

Nov. 16, 2005, and ending
 with the issue of Nov. 23, 2005

R Brown

Fee \$ 78.77

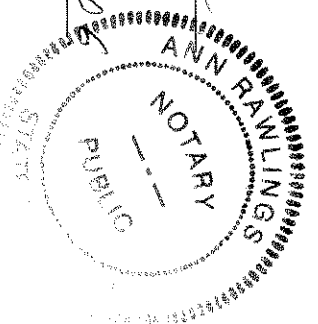
Subscribed and sworn to before me this 31st day

of Nov., 2005.

Ann Rawlings

Notary Public, Residing at Preston, Idaho

My Commission Expires 10/26, 2006



WATER CLAIM

The following claim(s) have been filed based on diversion and beneficial use of water: 13-7661

JAY N FONNESBECK
 6022 W HWY 36
 WESTON ID 83236

And/Or
 EL RAY BALLS
 203 N WESTSIDE HWY
 WESTON ID 83286

Point(s) of Diversion: NWNE
 S8 T16S R38E and NENE
 S36 T15S R37E, FRANKLIN

County
 Source: GROUND WATER
 Use: IRRIGATION 04/01 To
 10/31 6 CFS

Total Diversion: 6 CFS
 Priority Date: 6/13/1960
 Place Of Use: IRRIGATION
 T16S R38E S10 NWSE SWSE

SESE
 T16S R38E S11 SWSW
 T16S R38E S16 NWNW SWSW
 SESE
 T16S R38E S21 NENW NWNW
 T16S R38E S8 SWNE SENE
 NESE NWSE SESE
 T16S R38E S9 NWSW SWSW
 SESE

Number of Acres 474
 Exceptions to a claim may be filed with the Department of Water Resource, Eastern Region, 900 N Skyline Dr Ste A, Idaho Falls ID 83402 together with an exception fee of \$25.00.

KARL J DREHER
 DIRECTOR

Legal No. 6049 - Publish
 Nov. 16 and 23, 2005.