

# PROOF OF PUBLICATION

STATE OF IDAHO  
County of Bannock

LN12202

KAREN MASON

being first duly sworn on oath deposes and says: That SHE was at all times herein mentioned a citizen of the United States of America, more than 21 years of age, and the Principal Clerk of THE IDAHO STATE JOURNAL, a daily newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein.

That the document or notice, a true copy of which is attached, was published in the said IDAHO STATE JOURNAL, on the following dates, to-wit:

|                             |        |                             |        |
|-----------------------------|--------|-----------------------------|--------|
| <u>SEP. 15</u>              | , 2005 | <u>                    </u> | , 2005 |
| <u>SEP. 22</u>              | , 2005 | <u>                    </u> | , 2005 |
| <u>                    </u> | , 2005 | <u>                    </u> | , 2005 |
| <u>                    </u> | , 2005 | <u>                    </u> | , 2005 |
| <u>                    </u> | , 2005 | <u>                    </u> | , 2005 |

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice of advertisement and is a newspaper within the meaning of the laws of Idaho.

Karen Mason

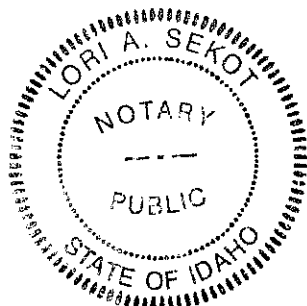
STATE OF IDAHO  
COUNTY OF BANNOCK

On this 22ND. day of SEPT. in the year of 2005, before me, a Notary Public, personally appeared KAREN MASON, 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 acknowledge to me that he executed the same.

RECEIVED

SEP 26 2005

Department of Water Resources  
Eastern Region



Lori A. Sekot

Notary Public for Idaho

Residing at ARIMO

My commission expires: FEB. 2009

THE FOLLOWING APPLICATION(S) HAVE BEEN FILED TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO:

**29-13719**

CINDY NESTOR  
BOB L NESTOR  
4950 VALENTY RD STE B  
CHUBBUCK ID 83202  
Point(s) of Diversion: SESESE S25 T07S R36E, BANNOCK County  
Source SPRING

Use: DOMESTIC 01/01 To 12/31 0.04 CFS  
Total Diversion: 0.04 CFS  
Date Filed: 08/24/2005  
Place Of Use: DOMESTIC  
T07S R36E S25 SESE

**29-13720**

TOM SIMKO  
2519 E GREEN CANYON RD  
INKOM ID 83245

Point(s) of Diversion: SESE S36 T07S R36E, BANNOCK County  
Source LOWER ROCK CREEK, Tributary To PORTNEUF RIVER  
Use: POWER 01/01 To 12/31 0.1 CFS  
Total Diversion: 0.1 CFS  
Date Filed: 08/30/2005  
Place Of Use: POWER  
T07S R36E S36 SESE

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT**

**TRANSFER NO. 71482**

MARSH CENTER IRRIGATING CO, C/O NORMAN LISH, 17340 S COFFIN RD, ARIMO ID 83214, has filed Application No. 71482 for changes to the following water rights within BANNOCK County:

Right No. 29-10663

Priority 4/1/1891  
Use IRRIGATION 0.33 CFS  
Total Amount 0.33 CFS

Point(s) of Diversion NWNWSW S31 T10S R36E

Right No. 29-10664

Priority 6/10/1891  
Use IRRIGATION STORAGE 238.9 AFA  
IRRIGATION FROM STORAGE

Total Amount 0.33 CFS

Point(s) of Diversion NWNES S35 T10S R35E  
NWNES S35 T10S R35E  
NWNWSW S31 T10S R36E

Right No. 29-10665

Priority 4/1/1944  
Use IRRIGATION STORAGE 641.1 AFA  
IRRIGATION FROM STORAGE

Total Amount 641.1 AFA

Point(s) of Diversion NWNES S35 T10S R35E  
NWNES S35 T10S R35E  
NWNWSW S31 T10S R36E

Right No. 29-12058

Priority 12/19/1891  
Use IRRIGATION 2.00 CFS  
STOCKWATER

Total Amount 2.00 CFS

Point(s) of Diversion NWNESW S35 T10S R35E  
NWNESW S35 T10S R35E  
NWNWSW S31 T10S R36E

Right No. 29-13493

Priority 5/1/1870  
Use IRRIGATION 10.00 CFS  
Total Amount 10.00 CFS  
Point(s) of Diversion NWNWSW S31 T10S R36E

Right No. 29-13494

Priority 5/1/1870  
Use IRRIGATION STORAGE 30.00 CFS  
IRRIGATION FROM STORAGE

IRRIGATION

Total Amount 30.00 CFS

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT**

**TRANSFER NO. 71772**

HAROLD L RUPP SR TRUST or VEDA J RUPP, PO BOX 5307, CHUBBUCK ID 83202, has filed Application No. 71772 for changes to the following water rights within BANNOCK County:

Right No. 29-13143

Priority 6/2/1953  
Source GROUND WATER  
Use IRRIGATION (233 acres) 0.56 CFS 237.7 AFA  
Total Amount 0.56 CFS 237.7 AFA

Point(s) of Diversion SENENW S35 T05S R34E

SENESE S35 T05S R34E

Place of Use S35 T05S R34E

S36 T05S R34E

Right No. 29-13144

Priority 6/9/1953  
Source GROUND WATER  
Use IRRIGATION (365 acres) 1.26 CFS 534.8 AFA  
Total Amount 1.26 CFS 534.8 AFA

Point(s) of Diversion SENES S35 T05S R34E

Place of Use S1 T06S R34E

S2 T06S R34E

S35 T05S R34E

S36 T05S R34E

Right No. 29-2292

Priority 10/14/1950  
Source GROUND WATER  
Use IRRIGATION (365 acres) 4.24 CFS 1,460.0 AFA  
Total Amount 4.24 CFS 1,460.0 AFA

Point(s) of Diversion SENES S35 T05S R34E

Place of Use S1 T06S R34E

S2 T06S R34E

S35 T05S R34E

S36 T05S R34E

The purpose of the transfer is to change a portion of the above rights as follows: The applicant proposes to re-arrange the acres in the place of use and to split the ownership. The new place of use is within Sec 35 and 36 T5S R34E and Sec 1 and 2 T6S R34E for 365 acres.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT**

**TRANSFER NO. 71889**

KAYE HALLINAN or J LYLE JENSEN, RT 2 BOX 76K, POCATELLO ID 83202 or GARY L JENSEN, 10964 RHODY DR, PORT HADLOCK WA 98339, or GORDON L JENSEN, 11753 BUFFALO RD, CHUBBUCK ID 83202, or M LEROY JENSEN, PO BOX 72 CHIMACUM WA 98325, or TERRY L JENSEN, 2660 DAWES RANCHO, CORDOVA CA 95670, has filed Application No. 71889 for changes to the following water rights within BANNOCK County:

Right No. 29-2419

Priority 10/26/1959  
Source GROUND WATER  
Use IRRIGATION (233 acres) 2.95 CFS 932.0 AFA  
Total Amount 2.95 CFS 932.0 AFA

Point(s) of Diversion SENENW S35 T05S R34E

Place of Use S35 T05S R34E

S36 T05S R34E

The purpose of the transfer is to change a portion of the above rights as follows: The applicant proposes to re-arrange the acres in the place of use and to split the ownership. The new place of use is within Sec 35 T5S R34E and Sec 1 T6S R34E for 233 acres.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT**

**TRANSFER NO. 71892**

JIM ANDRUS and COLLEEN L ANDRUS and KENNETH D ANDRUS, 6948 E OLD OREGON TRAIL RD, LAVA HOT SPRINGS ID 83246, has filed Application No. 71892 for changes to the following water rights within BANNOCK County:

Right No. 29-13401

Priority 7/6/1868  
Source PORTNEUF RIVER  
Use IRRIGATION (44 acres) 0.72 CFS  
Total Amount 0.72 CFS

Point(s) of Diversion 14 (SWSWNW) S20 T09S R37E