

AFFIDAVIT OF PUBLICATION

I, Vickie Christensen
of The Arco Advertiser, a weekly newspaper of general circulation, published weekly at Arco, Idaho, since March, 1909, do solemnly swear that a copy of this notice, per clipping attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof, for

2 consecutive weeks, commencing with
the issue dated April 21, 2005
and ending with the issue dated _____

April 28, 2005

STATE OF IDAHO }

COUNTY OF BUTTE }

On this 28th day of April

in the year of 2005, before me, a Notary

Public, personally appeared

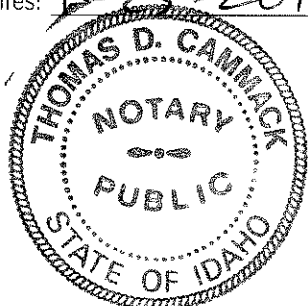
Vickie Christensen

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 executed the same.

Thomas D. Cammack
Notary Public for Idaho

Residing at Arco, Id

My commission expires: 6-23-2010



LEGAL NOTICE

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT**

TRANSFER NO. 71665

GARY RODGERS, PO BOX 476, ARCO ID 83213, has filed Application No. 71665 for changes to the following water rights within BUTTE COUNTY:

Right No. 34-7118B

Priority: 11/24/1975

Source: GROUND WATER

Use: IRRIGATION (530 acres)
10.61 CFS 1,855.0 AFA

Total Amount: 10.61 CFS 1,855.0 AFA

Point(s) of Diversion:

L3 (NWNWSW) S7 T03N R26E

SEWSE S32 T05N R26E

SEWSE S32 T05N R26E

Place of Use: S7 T03N R26E

S8 T03N R26E

The purpose of the transfer is to change a portion of the above rights as follows:

The applicant proposes to add three new points of diversion. With the new points of diversion, this system will reduce seepage losses which currently occur. The new points of diversions will be in the NWNWSW Lot 3 and in the NENESE Sec 7 and in the NWNWSW Sec 8 T3N R26E.

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 May 9, 2005. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published on April 21 and 28, 2005.

RECEIVED

MAY 02 2005

Department of Water Resources
Eastern Region