

Affidavit of Publication

State of Idaho

County of Power

Brett Crompton being first duly sworn on oath, states:

That he is the Publisher of The Power County Press, a newspaper of general circulation in Power County, Idaho, published weekly at American Falls in said county, that said newspaper has been published in said county uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement:

That the annexed notice or advertisement was published as per clipping attached in the regular and entire edition of said newspaper and not in any supplement thereof for 2 successive weekly issues thereof, the date of the first publication being the 15th day of December 2004 and the date of the last publication being the 2nd day of December 2004.

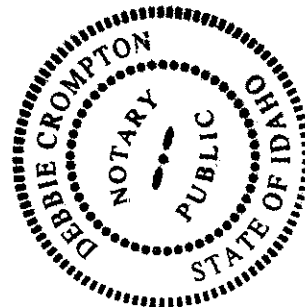
Signed

Brett Crompton

State of Idaho

County of Power

On this 2nd day of December the year of 2004, before me, a Notary Public, personally appeared Brett Crompton, known or identified to me to be the person whose name is subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.



Debbie Crompton

Notary Public for Idaho

Residing at American Falls, Idaho

My commission expires: July 19, 2010

Water right permit

Published in The Power County Press Dec. 15, 22, 2004.

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

35-13521

ANDREW E POVEY

2602 POVEY RD

AMERICAN FALLS ID 83211

Point(s) of Diversion: NWNWNE S35

T06S R29E, POWER County

Source GROUND WATER

Use: IRRIGATION 04/01 To 10/31 5.2

CFS

Total Diversion: 5.2 CFS

Date Filed: 11/30/2004

Place Of Use: IRRIGATION

T06S R29E S35 NENE NWNE SWNE

SENE NENW NWNW SWNW SENW

Number of Acres 260

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. 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 01/03/2005. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

RECEIVED

MAR 01 2005

Department of Water Resources
Eastern Region