

SOUTH IDAHO PRESS
BURLEY, IDAHO
AFFIDAVIT OF PUBLICATION

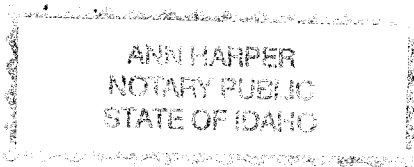
County of Cassia)
) ss
STATE OF IDAHO)

Ruth Anne Holmes, being first duly sworn, deposes and says that she is the Legal clerk of the South Idaho Press, a daily newspaper published at Burley, Idaho, in the county aforesaid and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular editions of the South Idaho Press for 2 consecutive week(s), commencing with the issue dated October 14, 2004 and ending with the issue dated October 21, 2004.

Ruth Anne Holmes

STATE OF IDAHO)
COUNTY OF)
Cassia)

On this 21st day of October in the year of 2004 before me, a Notary Public, personally appeared Ruth Anne Holmes, 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.



Ann Harper
Notary Public for Idaho

Residing at: Burley, Idaho

My commission expires: 9-14-2007

Cost of Publication 70.07
Affidavit Fee 5.00
Total Cost 75.07

OK
MB
10/25/04

04-419
NOTICE OF PROPOSED CHANGE
TO WATER RIGHTS

Notice is hereby given that two Applications for Transfer have been filed with the Idaho Department of Water Resources for changes to water rights within Cassia County: A.D. & ANN NYE, 2201 E 1625 S #2008; MALTA ID 83342 filed Application No. 71277 on 8/23/2004. This application proposes to add a third well to the two existing wells in order to get the pumping capacity back up to what is allowed under this water right. Due to sand problems, the existing wells are pumping much less than what is allowed. The new well will be drilled a little south of the east well in the system for ease in co-mingling with Cassia Creek water also appurtenant to this farm. The new well will be located 1 3/8 miles south and 1/4 mile east of the Hwy. 77/81 interchange at Malta. HOWARD R. ADAMS & SONS INC., 496 W 1000 S; BURLEY ID 83318 filed Application No. 71087 on 3/15/04. Transfer proposes to drill a new well to replace an existing well in a system of 8 interconnected wells used to irrigate a 1,508 acre farm located approximately 9-10 miles south and 5-7 1/2 miles west of Burley, Idaho. The new well is proposed to be drilled approximately 8 1/2 miles south and 5 miles west of Burley. For specific details regarding the application(s), please contact IDWR Southern Regional Office at 208-736-3033 or visit www.idwr.state.id.us with detail provided under "New Water Right Applications". Protests may be submitted based on the criteria of Sec 42-222, Idaho Code. 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 November 1, 2004. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director
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October 14 and 21, 2004.

RECEIVED
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Department of Water Resources
Southern Region