

The Jefferson Star
Rigby, Idaho

AFFIDAVIT OF PUBLICATION

RECEIVED

OCT 04 2004

Department of Water Resources
Eastern Region

State of Idaho)
) ss
County of Jefferson)

I, Terry Carr of The Jefferson Star,
published weekly at Rigby, Jefferson
County, Idaho, do solemnly swear that the

Notice of Proposed Change of
Water Right Transfer No. 70865

a copy of which notice appears attached
hereto, was published in the regular and
entire issue of said newspaper, and not in
any supplement issue thereof for 2
consecutive issues, the first publication
having been made on September 22, 2004
and the last publication having been made
on September 29, 2004

Further, that said newspaper is one of gen-
eral circulation in said county; that it is a
legal newspaper, conforming to legal
specifications under the Idaho Statutes;
that it has at least two hundred bona fide
subscribers living within the county of
publication; and that it has been continu-
ously and uninterruptedly published in
said county during a period of seventy
eight consecutive weeks prior to the first
publication of the said notice.

Terry Carr

On this 29 day of September
in the year of 2004, before me, a Notary
Public, personally appeared

Terry Carr,

known or identified to me to be the person
whose name subscribed the within
instrument, and being by me first duly
sworn, declared that the statements there-
in are true, and acknowledged to me that
she executed the same.

Cristal Foster
Notary Public of Idaho
Residing at 1030 N. 100th, Shelley, ID
My commission expires March 8, 2005

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 70865

US DEPT OF INTERIOR, FISH & WILDLIFE SERVICE, 911 NE 11TH AVE, PORT-
LAND OR 97232-4181, has filed Application 70865 for changes to the fol-
lowing water rights within JEFFERSON County:

Right No. 31-2322

Priority 5/9/1953

Source GROUND WATER

Use WILDLIFE (0 acres)

5.78 CFS 900.0 AFA

Total Amount

5.78 CFS 900.0 AFA

Point(s) of Diversion SENWSW S28 T08N R36E

Place of Use S29 T08N R36E

S32 T08N R36E

Right No. 31-11229

Priority 11/5/1957

Source GROUND WATER

Use WILDLIFE (0 acres)

7.12 CFS 875.0 AFA

Total Amount

7.12 CFS 875.0 AFA

Point(s) of Diversion SENWSW S28 T08N R36E

Place of Use S29 T08N R36E

S32 T08N R36E

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

The applicant proposes to move the point of diversion and place of use
3.5 miles south of the current point of diversion and place of use. The new
point of diversion will be in the NESW Sec 16 T7N R36E with the place of
use within Sec 9, 16, 17, 20 and 21 T7N R36E.

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 appli-
cation on or before October 12, 2004. The protestant must also send a
copy of the protest to the applicant.

KARL J DREHER, Director

Published in the Jefferson Star, Rigby, Idaho, Sept. 22 and 29, 2004.