

Affidavit of Publication

County of Caribou }
State of Idaho } ss.

PUBLIC NOTICE

First Time Published

NOTICE OF PROPOSED CHANGE OF A WATER RIGHT NO. T5485

Notice is hereby given that J.R. Simplot Company, P.O. Box 27, Boise, ID 83707 has applied to the Department of Water Resources to change the point of diversion, to change the place of use and to change the nature of use of a surface water source. The right sought to be changed is evidenced by a license and recorded as follows:

License No.: 24-02005

Source: Deer Hollow, Tygee and Miller Creek

Amount: 4.36 cfs

Priority: 9/28/1904

Point of Diversion(s): within SEC 9, 10, 15, & 16 T08S R46E, Caribou County

The water is used for irrigation of 218 acres within the SEC 9, 10, & 15 T08S R46E, B.M.

TO BE CHANGED AS FOLLOWS:

The applicant has purchased the 88 acres in the W 1/2 W 1/2 SEC 15 T08S R46E. They wish to change the nature of use for 1.76 cfs to Industrial for road dust suppression and use the following sources and points of diversion:

SESE SEC 9, SWSE SEC 10, NENW SEC 16, T08S R46E, of Smoky Creek and Tygee Creek, NENW SEC 7 T09S R46E, of Sage Creek, of Caribou County.

Any protests against approval of the proposed changes must be filed with the Idaho Department of Water Resources, 900 North Skyline Drive, Ste. A, Idaho Falls, ID 83402, together with a protest fee of \$25.00 on or before August, 2, 1999. The protestant must also send a copy of the protest to the applicant.

(s) KARL J. DREHER
Director

Published in the Caribou County
Sun on July 15 and 22, 1999.

Mark Steele

being first duly sworn on his
oath, states:

That he is Publisher
of the Caribou County Sun, a
newspaper of general circula-
tion in Caribou County, Idaho,
published weekly at Soda
Springs in said County that said
newspaper has been published
in said County uninterruptedly
and continuously for over sev-
enty-eight consecutive weeks,
prior to the first publication of
the annexed notice or advertise-
ment;

That the annexed notice was
published as per clipping at-
tached 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
July, 1999

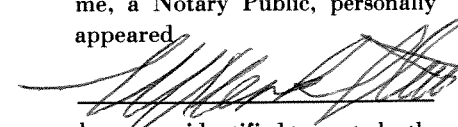
The date of the last publication

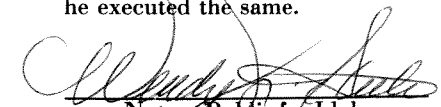
being the 22nd day of
July, 1999

On this 6th day of August

in the year of 1999 before

me, a Notary Public, personally
appeared


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.


Notary Public for Idaho
Residing at Soda Springs, Idaho
My commission expires:

March 11, 2000