

AFFIDAVIT of PUBLICATION

State of Idaho } ss.
County of Gooding }

Norma DeVoe, being first duly sworn, deposes and says that he/she is the printer (publisher) of the Gooding County Leader, a newspaper published every week in Gooding, County of Gooding, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once each week for

2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 22nd day of July, 2004, and the date of the last publication was on the 29th day of July, 2004.

On this 29th day of July, in the year of 2004, before me, a Notary Public, personally appeared Norma DeVoe, 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/she executed the same.

SHELLEY STURGEON
Notary Public
State of Idaho

Shelley Sturgeon
Notary Public for Idaho

Residing at Jerome

My commission expires: 12/3/05

RECEIVED

AUG 02 2004

Department of Water Resources
Southern Region

8869/51477
GOODING COUNTY LEADER
Gooding, Idaho

COST OF PUBLICATION

OK
mb
8/2/04

Number of Picas per Line _____
Number of Lines in Notice _____
Number of Insertions 2x

Lines tabular at _____ 8.0¢/Pica
827.72 Lines straight at 57.94 7.0¢/Pica
827.72 Subsequent lines at 49.66 6.0¢/Pica

Affidavit Fee: 2.50

TOTAL COST 110.10

COPY OF NOTICE

(Paste Here)

Permit - Glanbia
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

IDWR

BILL TO

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 Gooding County by GLANBIA FOODS INC, 1728 S 2300 E; GOODING ID 83330: Glanbia has purchased a nearby farm from Wolfe and water rights from another nearby farm owned by Woods. The intent is to create a permissible place of use for these rights which also includes lands served by the Big Wood Canal Company (329.66 shares). These two transfers in combination will allow flexibility in meeting IDEW waste water application requirements. Transfer No. 71183 was filed on 4/20/2004 and proposes to create a permissible place of use for three ground water rights totaling 5.3 cfs currently diverted from two wells located approximately 4 miles east of Gooding south of Hwy 26. These water rights currently irrigate 288 acres. The transfer identifies the proposed permissible place of use to be portions of the old Wolfe farm where the wells are located and will allow use of these rights within 622 acre permissible place of use limited to 288 acres in any one season. Two existing wells on these properties will be tied together with four other existing wells located approximately 1 mile north of this site (Old Arkoosh Farm) which will be used as backup wells for this site. It is not the intent to use the ground water rights on the Old Arkoosh Farm to the north on these lands. Companion Transfer No. 71184 was filed on 5/18/04 to re-define the commercial place of use for a total of 2.67 cfs and proposes to include the old Wolfe property as a site for land disposal of waste water from the Glanbia cheese plant. The extended place of use will allow waste water generated at the cheese processing plant to be combined with the existing ground water rights and surface water rights used for irrigation and spread it over the permissible place of use for the irrigation water rights. For specific details regarding the applications, 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 August 09, 2004. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director
PUB: 7/22 - 7/29 G51477