

STANDARD JOURNAL
Rexburg, Idaho
St. Anthony, Idaho
Ashton, Idaho

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AFFIDAVIT OF PUBLICATION

APR 06 2004

Department of Water Resources
Eastern Region

STATE OF IDAHO
Madison and Fremont Counties

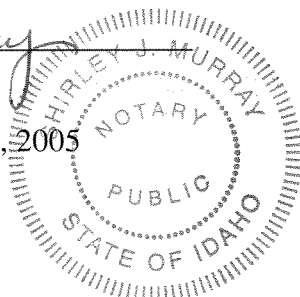
I, Jeff Rydalch, being first duly sworn, depose and say, that I am the business manager of the STANDARD JOURNAL, a 3 times a week newspaper published 3 times a week in Madison and Fremont Counties, Idaho; and I do solemnly swear that the Water Rights - BHA Inc. , a copy of which notice appears attached hereto, was published in the regular and entire issue of said newspaper, and not in any supplement issue, once each week thereof for two successive issues, the first publication having been made on March 24, 2004 and the last publication having been made on March 31, 2004.

Further, that said newspaper is one of general 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 continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the first publication of the said notice.

STATE OF IDAHO)
COUNTY OF MADISON)

On this 1st day of April in the year of 2004 before me, a Notary Public, personally appeared Jeff Rydalch, 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 statement therein are true, and acknowledged to me that he executed the same.

Notary Public for Idaho
Residing at Rexburg, Idaho
My commission expires: April 29, 2005



NOTICE OF
PROPOSED CHANGE
OF WATER RIGHTS
TRANSFER NO. 71016

BHA INC., 2983 E. 2000 N., SUGAR CITY, ID 83448, has filed Application No. 71016 for changes to the following water rights within MADISON County:

Right No. 22-4052
Priority: 9/1/1961
Source: GROUND WATER
Use: IRRIGATION (80 acres)
1.46 CFS
Total Amount: 1.46 CFS
Point(s) of Diversion SWNWSW
S16 T06N R41E
Place of Use: S16 T06N R41E

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

The applicant wishes to add an existing well as a second point of diversion to better distribution of water. The new point of diversion will be in the SENENE Sec 21 T6N R41E.

TRANSFER NO. 71017

HELEN F. ASHCRAFT, 2983 E. 2000 N., SUGAR CITY, ID 83448 and BOYD B. ASHCRAFT SHELTER TRUST, 1195 E. 1100 N., SHELLEY, ID 83274, has filed Application No. 71017 for changes to the following water rights within MADISON County.

Right No. 22-13279
Priority 8/12/1965
Source: GROUND WATER
Use: IRRIGATION (78 acres)
0.62 CFS
Total Amount: 0.62 CFS
Points of Diversion: SESESE
S116 T06N R41E
Place of Use: S16 T06N R41E

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

The applicant wishes to change the point of diversion and to add a second point of diversion due to an ownership change and a proposed change in the existing irrigation system to better utilization of water. The new points of diversion in the SWNWSW Sec 16 T6N R41E and SENENE Sec 21 T6N R41E.

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 for each application on or before April 12, 2004. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER
Director

Publ. Mar. 24 and 31, 2004.