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OCT 05 2001

Department of Water Resources
Eastern Region

Legals

AFFIDAVIT OF PUBLICATION

County of Bingham)

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State of Idaho)
I, Jacqueline Graham do solemnly swear that I am the Legal Coordinator of The Morning News, which is a daily newspaper of general circulation, published each day except Sunday at Blackfoot, Bingham County, Idaho, said newspaper having been so published at Blackfoot, aforesaid for more than one year past; that said newspaper heretofore complied with all the provisions of Chapter 154 of the Sessions Laws of Idaho of 1911, approved March 11, 1911, and duly designated, pursuant to law, a particular day of the week as the day on which legal notices required by law or by the order of any Court of competent jurisdiction within the State of Idaho shall be published to-wit: of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was published in said issue of said newspaper 2 consecutive Weeks the first publication having been made on the 20 day of Sept 2001, and the last publication having been made on the 27 day of Sept 2001; that said notice was published in the regular and entire issue of every number of the paper as aforesaid during the period and time of publication, and that notice was published, in the newspaper and not in a supplement.

On this 27 day of Sept, in the year of 2001, before me a Notary Public of the State, personally appeared Jacqueline Graham, known or identified to me to be the person whose name is subscribed to the within instrument, and being by me the first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Notary Public for the State of Idaho
Residing at Blackfoot, Idaho
My Commission Expires:
June 19, 2004
Affidavit Processing Fee.....\$5.00

PUBLIC NOTICE

DEPT. OF WATER RESOURCES
900 N. Skyline Drive, Suite A
Idaho Falls, Idaho 83402-1718
(208) 525-7161
Fax: (208) 525-7177

NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
TRANSFER NO. 69399

CANNON-SHELLEY PROPERTIES
LTD PARTNERSHIP, C/O HOLDEN
KIDWELL HAHN & CRAPO, P.O. Box
50130, IDAHO FALLS, IDAHO, 83405,
has filed Application No. 69399 for
changes to the following water rights
within JEFFERSON County:

Right No. 35-2501

Priority: 4/24/1957
Source: GROUND WATER
Use: IRRIGATION (320 acres)
4.16 CFS 1,280.0 AFA
Total Amount 4.16 CFS, 1,280.0 AFA
Point(s) of Diversion: SENW, S33,
T04N, R37E
Place of Use: S33, T04N, R37E

Right No. 35-2595

Priority: 5/13/1960
Source: GROUND WATER
Use: IRRIGATION (275 acres), 2.29
CFS
Total Amount: 2.29 CFS
Point(s) of Diversion: SWSE, S28,
T04N, R37E
Place of Use: S28, T04N, R37E

Right No. 35-2575

Priority: 4/15/1959
Source: GROUND WATER
Use: IRRIGATION (320 acres) 4.39 (5236)
CFS 1,280.0 AFA

Total Amount 4.39 CFS 1,280.0 AFA
Point(s) of Diversion: NESW, S33,
T04N, R37E
Place of Use: S33, T04N, R37E

Right No. 35-7784

Priority: 2/7/1978
Source: GROUND WATER
Use: IRRIGATION (275 acres) 3.21
CFS
Total Amount: 3.21 CFS
Point(s) of Diversion: SWSE, S28,
T04N, R37E
Place of Use: S28, T04N, R37E

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

The applicant has purchased 77 acres
of water rights from the above listed
rights and is transferring the water to a
dairy well for commercial use located in
the SENW of Sec. 20, T01N, R37E.

The applicant is leaving 0.12 cfs of his
0.99 cfs behind as mitigation for this
transfer and will utilize only 0.87 cfs
and 203.3 of consumptive use.

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 Drive,
Suite A, Idaho Falls, Idaho, 83402,
together with a protest fee of \$25.00 for
each application on or before October
9, 2001. The protestant must also send
a copy of the protest to the applicant.

KARL J. DREHER
Director

Pub.: 9/20, 27