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AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) SS.
County of Canyon)

Rae Barbosa
of Nampa, Canyon County, Idaho, being
first duly sworn, deposes and says:

1. That I am a citizen of the United States, and at all times hereinafter mentioned was over the age of eighteen years, and not a party to the above entitled action.
2. That I am the Principal Clerk of the Idaho Press-Tribune, a daily newspaper published in the City of Nampa, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa and Caldwell, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of this notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper 2 time(s) in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following:

02/05/2004, 02/12/2004

Rae Barbosa

STATE OF IDAHO)
County of Canyon)

On the 12th day of Feb in the year of 2004
before me, a Notary Public, personally appeared.

Rae Barbosa,
known or identified to me to be the person
whose name is subscribed to the within
instrument, and being by me first duly sworn,
declared that the statements therein are true, and
acknowledge to me that he/she executed the same.

Vicki C Bass

Notary Public for Idaho
Residing at Nampa
My commission expires April 19, 2008

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1 Idaho Dept. of Water Resourc
2735 Airport Way
BOISE ID 83705

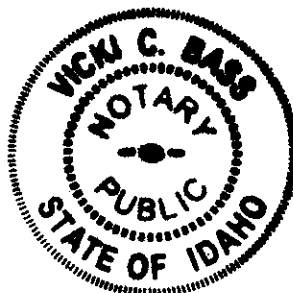
LEGAL NOTICE

Town Ranch, LP, of 2344 Dunyon, Eagle ID 83616 filed application no. 70905 with IDWR to transfer one water right with a 1977 priority date from ground water totaling .62 cfs. The transfer proposes retiring 15 acres from irrigation and providing .23 cfs to be diverted year around from 2 proposed wells for commercial uses at a concrete manufacturing plant located approximately 3 miles south of Middleton, 1 mile east of Middleton Road, just north of Chinden Blvd. The transfer also serves as mitigation for accompanying application no. 63-31807.

For specific details regarding the application, please contact IDWR Western Region at 208-334-2190 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. Any protest against the proposed change must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise ID 83705-5082 together with a protest fee of \$25.00 for each application on or before February 23, 2004. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

February 5, 12, 2004 04515593



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FEB 13 2004
WATER RESOURCES
WESTERN REGION