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Affidavit of Publication

STATE OF IDAHO

COUNTY OF TWIN FALLS }

SS.

Department of Water Resources
Eastern Region

46303

I, Ruby Aufderheide being first duly sworn upon oath, depose
and say that I am principal clerk of the TIMES-NEWS, published daily at,
Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping
attached, was published in the regular and entire issue of said newspaper, and not in any supplement
thereof, for two consecutive weeks,
commencing with the issue dated February 5, 2004,
and ending with the issue dated February 12, 2004.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho
Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily
except Monday, both of which newspapers prior to consolidation had been published under said names in said city and
county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-
NEWS, since such consolidation, has been published as a daily newspaper except Saturday, until July 31, 1978, at
which time said newspaper began daily publication under said name in said city and county continuously and unin-
terruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated
as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho to
be issue thereof, Thursday is announced as the day on which said legal notices will be published.

STATE OF IDAHO

COUNTY OF TWIN FALLS

On this 12th day of February in the year 2004, before me,
a Notary Public, personally appeared Ruby Aufderheide,
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.

LINDA CAPPS-McGUIRE
NOTARY PUBLIC
STATE OF IDAHO

Linda Capps-McGuire
Notary Public for Idaho
Residing at Twin Falls, Idaho.
My commission expires: 5-19-09

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 70956**

DOUGLAS M FRANSEN, 856 N 400 N, PO BOX 8,
MONTEVIEW ID 83435, has filed Application No. 70956
for changes to the following water rights within JEFFER-
SON County:

Right No. 31-11284

Priority 5/7/1987
Source GROUND WATER
Use IRRIGATION (487 acres) 0.21 CFS
Total Amount 0.21 CFS
Point(s) of Diversion SENENW S36 T08N R33E
S31 T08N R34E
NENENW S31 T08N R34E
SENENW S31 T08N R34E
Place of Use S1 T07N R33E
S36 T08N R33E

Right No. 31-2258H

Priority 11/23/1935
Source GROUND WATER
Use IRRIGATION (25.9 acres) 0.47 CFS 82.2 AFA
Total Amount 0.47 CFS 82.2 AFA
Point(s) of Diversion S31 T08N R34E
Place of Use S36 T08N R33E

Right No. 31-10392B

Priority 4/1/1954
Source GROUND WATER
Use IRRIGATION (25.9 acres) 0.04 CFS 8.4 AFA
Total Amount 0.04 CFS 8.4 AFA
Point(s) of Diversion S31 T08N R34E
Place of Use S36 T08N R33E

Right No. 31-2281

Priority 3/7/1947
Source GROUND WATER
Use IRRIGATION (95 acres) 1.90 CFS 332.5 AFA
Total Amount 1.90 CFS 332.5 AFA
Point(s) of Diversion SENENW S36 T08N R33E
S31 T08N R34E
NENENW S31 T08N R34E
SENENW S31 T08N R34E
NWNESW S31 T08N R34E
Place of Use S36 T08N R33E

Right No. 31-2246

Priority 4/14/1931
Source GROUND WATER
Use IRRIGATION (320 acres) 6.40 CFS 1,120.0 AFA
Total Amount 6.40 CFS 1,120.0 AFA
Point(s) of Diversion SENENW S36 T08N R33E
S31 T08N R34E
NENENW S31 T08N R34E
SENENW S31 T08N R34E
NWNESW S31 T08N R34E
Place of Use S36 T08N R33E

Right No. 31-4128

Priority 8/25/1954
Source GROUND WATER
Use IRRIGATION (447 acres) 1.70 CFS 297.5 AFA
STOCKWATER (0 acres)
Total Amount 1.79 CFS 302.9 AFA
Point(s) of Diversion SENENW S36 T08N R33E
S31 T08N R34E
NENENW S31 T08N R34E
SENENW S31 T08N R34E
NWNESW S31 T08N R34E
Place of Use S1 T07N R33E
S31 T08N R34E
S36 T08N R33E

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

The applicant proposes to change his point of diversion
and to add a point of diversion. The place of use will
change to reflect pivot irrigation. The new points of diver-
sion are NWNWNE Sec 36 T8N R34E, NENENW Sec 36
T8N R34E and SWNENW Sec 1 T7N R33E. The place of
use is within Sec 36 T8N R33E and within Sec 1 T7N
R33E.

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 \$25.00 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