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Department of Water Resources
Southern Region

County of Cassia)
) ss
STATE OF IDAHO)

Ruth Anne Holmes, being first duly sworn, deposes and says that she is the Legals clerk of the South Idaho Press, a daily newspaper published at Burley, Idaho, in the county aforesaid and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular editions of the South Idaho Press for 2 consecutive week(s), commencing with the issue dated November 4, 2003 and ending with the issue dated November 13, 2003

Ruth Anne Holmes

STATE OF IDAHO)
COUNTY OF)
Cassia)

On this 13th day of November in the year of 2003 before me, a Notary Public, personally appeared Ruth Anne Holmes, 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 acknowledged to me that she executed the same.

ANN HARPER
NOTARY PUBLIC
STATE OF IDAHO

Ann Harper
Notary Public for Idaho

Residing at: Burley, Idaho

My commission expires: 9-14-2007

Cost of Publication 80.08
Affidavit Fee 5.00
Total Cost 85.08

OK
MB
11/19/03

03-496

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 Cassia County: BRENT A. & CHALET FUNK, 2911 N 4000 E; HANSEN ID 83334 filed Application No. 70288 on 12/5/2002 for diversion of a combined total of 11.91 cfs from ground water and Dry Creek. This application and companion application T70289 will allow the applicant and Gordon Luke to square up their adjacent farms by trading about 80 acres of land. The existing wells on the Funk property will then be tied together for maximum efficiency of system operation. 40 inches of Dry Creek water is co-mingled with the well water when it is available, and can be used anywhere on the property. The farm is located straight south of Murtaugh Lake on both sides of the foothill (2900 N) road. GORDON & EOLA LUKE, 1445 W 800 S; MURTAUGH ID 83344 filed Application No. 70289 on 12/3/2002 for diversion of a combined total of 18.59 cfs from ground water. This application and companion application T70288 will allow the applicant and Brent Funk to square up their adjacent farms by trading about 80 acres of land. There are 2 wells on the Luke property now, and a 3rd well will be drilled to make up for reductions in pumping capacity due to declining water levels. The farm is located 3 miles SE of Murtaugh Lake on the south side of the 2900 N Road. For specific details regarding the application(s), 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 November 24, 2003. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director
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