

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

I, Susan Callahan, representing the Challis Messenger, a weekly newspaper, published at Challis, Idaho, do solemnly swear that the notice hereto attached and made a part hereof, was published in the regular and entire issue of the Challis Messenger for 2 consecutive weeks, commencing with the issue dated 10/20 2011 and ending with the issue dated 10/27 2011

Susan Callahan

STATE OF IDAHO)

COUNTY OF CUSTER)

On this 31st day of Oct. in the year of 2011, before me, a Notary Public,

personally appeared Susan Callahan 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.

Reine Sue Lappan

Notary Public for Idaho

Residing at Challis, ID

My commission expires: 12-8-14

RECEIVED

NOV 04 2011

DEPT. OF WATER RESOURCES
SOUTHERN REGION

IDWR

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

72-16874

LILAC THREE LLC/LILAC SIX LLC

C/O JOAN MARTINKO MGR
1118 S BRADDOCK AVE
(REAR)

PITTSBURGH, PA 15218

Point of Diversion NWNWSW
S25 T10N R18E CUSTER County
Source UNNAMED STREAM
Tributary EAST FORK SALMON RIVER

Point of Diversion NENESE
S26 T10N R18E CUSTER County
Source GROUND WATER
Tributary

Use: AESTHETIC STORAGE
01/01 to 12/31 11.1 AF

Use: STOCKWATER STORAGE
01/01 to 12/31 11.1 AF

Total Diversion: 11.1 AF

Date Filed: 8/19/2011

Place Of Use: AESTHETIC STORAGE & STOCKWATER STORAGE

T10N R18E S25 NWSW

T10N R18E S26 NESE

Application proposes to appropriate a combined 11.1 ac-ft of water from an unnamed stream (tributary to the East Fork of the Salmon River) and groundwater to obtain an aesthetic and stockwater right for an existing pond located approximately 6.4 miles south and 5.3 miles east of Clayton.

This application proposes the diversion and use of water tributary to the federally designated Salmon River Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for storage purposes.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or for a full description of the right(s), please see www.idwr.idaho.gov/apps/ExtSeArch/WRfiling.asp. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Southern Region, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301 together with a protest fee of \$25.00 for each application on or before November 7, 2011. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Published: October 20 and 27, 2011

✓ OK DB
11-8-2011