

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 8/18 2011 and ending with the issue dated 8/25 2011

Susan Callahan

STATE OF IDAHO)

COUNTY OF CUSTER)

On this 29th day of Aug. in the year of 2011, before me, a Notary Public,

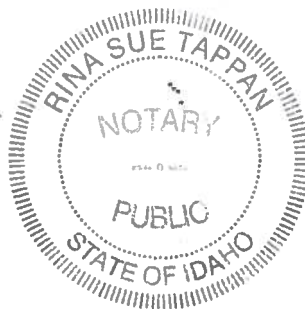
personally appeared Susan Callahan, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Rina Sue Tappan

Notary Public for Idaho

Residing at Challis, ID

My commission expires: 12-8-14



NOTICE OF PROPOSED
CHANGE OF WATER RIGHT

TRANSFER NO. 77431

NOTCH BUTTE FARMS LLC, PO BOX 486, JEROME, ID 83038 has filed Application No. 77431 for changes to the following water rights within CUSTER County(s): Right No(s). 34-10895, 34-459, 34-490, 34-12365, 34-374B. The purpose of the transfer is to change a portion of the above rights as follows:

The applicant proposes to change the place of use. The points of diversion remain the same for 4.6 cfs from groundwater and from the Big Lost River. The place of use is within Sec 6 T06N R25E for 229 acres.

For additional information concerning the property location, contact Eastern Region office at (208) 525-7161; or for a full description of the rights &/or proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp.

Protests may be submitted based on the criteria of Idaho Code Sec. 42-222.

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 September 6, 2011. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Published: August 18 and 25, 2011

RECEIVED

SEP 06 2011

Department of Water Resources
Eastern Region