

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 8/4 2011 and ending with the issue dated 8/11 2011

Susan Callahan

STATE OF IDAHO

COUNTY OF CUSTER

On this 15th 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

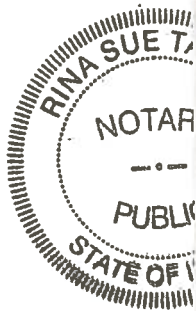
Residing at Challis ID

My commission expires: 12-8-14

RECEIVED

SEP 06 2011

DEPT. OF WATER RESOURCES
SOUTHERN REGION



ok
8/9/2011

NOTICE OF APPLICATIONS

Notice is hereby given that several applications have been filed with the Department of Water Resources concerning water rights within Custer County.

Application for Permit No. 71-10935

KETCHUM LONG ISLAND LLC

PO BOX 2238
KETCHUM ID 83340

Date Filed: 08/04/2010
Source: GROUND WATER
Points of Diversion: NESE, NWSE, SENE, SWNE, S10, T07N, R14E

Uses:
STOCKWATER, 01/01 to 12/31 (0.030 CFS)
IRRIGATION, 05/01 to 10/31 (5.000 CFS)

Total Diversion: 5.000 CFS
Place of Use: 573 acres within parts of Sections 10, 11 & 15, T07N, R14E

Comment: Application proposes appropriating up to 5.0 cfs of groundwater from four proposed wells to be drilled. The water will be use for stockwater use and irrigation of up to 250 acres within a proposed 573 acre permissible place of use. The location of the proposed wells and places of use is approximately 18.0 - 19.25 miles south and 5.75 - 7.0 miles east of Stanley. This application proposes the diversion and use of water tributary to a federally designated 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 the diversion rate and acres will be applied to the subordination amounts specified in the decree for the Salmon River Wild & Scenic River.*****Protests may be submitted based on the criteria of Idaho Code Sec. 42-203A.***Three applications have been filed by **THOMAS T. & ELIZABETH C. TIERNEY, 2802 DOW AVE, TUSTIN CA 92780.**

Application for Permit No. 71-10922

Date Filed: 09/25/2008
Source: GROUND WATER
Point of Diversion: SENWSW, S10, T07N, R14E
Use: IRRIGATION, 05/01 to 10/31 (0.280 CFS)
Place of Use: 63.3 acres within W1/2, S10, T07N, R14E

Application seeks to appropriate 0.28 cfs from an existing well to provide additional flow rate for a ground water irrigation system currently covered by right 71-7169 on property located approximately 18.2 - 18.7 miles south and 5.75 - 6.0 miles east of Stanley. Right 71-7169 allows for the diversion of 1.0 cfs for the irrigation of 64 acres, with the new application providing an additional 0.28 cfs for the same acres. This application proposes the diversion and use of water tributary to a federally designated 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 0.28 cfs will be applied to the subordination amounts specified in the decree for the Salmon River Wild & Scenic River.*****Protests may be submitted based on the criteria of Idaho Code Sec. 42-203A.

Application for Permit No. 71-10923

Date filed: 08/20/2010
Source: SALMON RIVER
Tributary SNAKE RIVER
Point of Diversion: SE1/4NW1/4SW1/4, S10, T07N, R14E

Uses:
DIVERSION TO STORAGE, 08/01 to 10/31(2.900 CFS)
DIVERSION TO STORAGE,

05/01 to 07/31(4.000 CFS)
AESTHETIC STORAGE, 01/01 to 12/31(4.00 AF)
STOCKWATER, 05/01 to 10/31(0.040 CFS)
AESTHETIC, 08/01 to 10/31 (2.900 CFS)
AESTHETIC, 05/01 to 07/31(4.000 CFS)
Total Diversion: 4.0 CFS, 4.0 AF

Place of Use: NWSW, S10, T07N, R14E

Comment:: Application seeks to appropriate up to 4.0 cfs of water from the Salmon River for diversion to storage, aesthetic, and stock water uses and an additional 4.0 acre-feet of Salmon River water for aesthetic storage use associated with a proposed pond project located approximately 18.5 miles south and 5.9 miles east of Stanley. The 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 non consumptive, de minimus stock water, and storage purposes.*****Protests may be submitted based on the criteria of Idaho Code Sec. 42-203A.*****Application for Transfer No. 75469 proposes converting a 0.01 cfs and 0.7 acre portion of an existing groundwa-ter irrigation right to aesthetic use to make up for evaporative loss from a proposed pond project (covered under companion application for permit 71-10923) located approximately 18.5 miles south and 5.9 miles east of Stanley.***Protests may be submitted based on the criteria of Idaho Code Sec. 42-222.***To see a full description of these applications, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp.***Any protest against an application must be filed with the Department 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 August 22, 2011. The protestant must also send a copy of the protest to the applicant.

Gary Spackman, Interim Director

Published: August 4 and 11, 2011.