

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

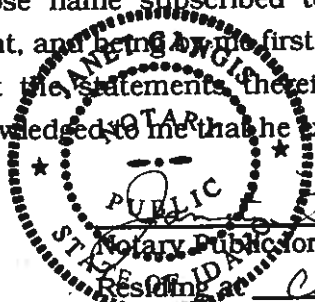
I, Ruth E. Burchell, representing the Challis Messenger, a weekly newspaper, published at Challis, Idaho, do solemnly swear that the notice hereto attached and made a part hereof, was published in the regular and entire issue of the Challis Messenger for 2 consecutive weeks, commencing with the issue dated April 4 2002 and ending with the issue dated April 11 2002.

Ruth E Burchell

STATE OF IDAHO

COUNTY OF CUSTER

On this 11th day of April in the year of 2002 before me, a Notary Public, personally appeared Ruth E. Burchell 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.


Notary Public for Idaho
Residing at Challis
My commission expires: 4/30/04

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 69783

SULPHUR CREEK LIVESTOCK,
PO BOX 151, MAY, ID 83253, has
filed Application No. 69783 for
changes to the following water
rights within CUSTER County:

Right No. 73-2098

Priority: 11/9/1915

Source: MAHOGANY CREEK

Use: IRRIGATION (160

acres) 2.40 CFS

Total Amount: 2.40 CFS

Point(s) of Diversion NWSW S11
T10N R23E

Place of Use: S14 T11N R23E

The purpose of the transfer is to
change a portion of the above
rights as follows: The applicant in-
tends to move out of Mahogany
Creek and put a point of diversion
on the Pahsimeroi River in the
SWNW SEC 32 T12N R24E. The
new place of use will be 160 acres
in the S 1/2 SE 1/4 SEC 21 and S
1/2 SW 1/4 SEC 22 T12N R24E.

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

Any protest against the pro-
posed change must be filed with
the Department of Water Resourc-
es, 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 April 22, 2002. The protes-
tant must also send a copy of the
protest to the applicant.

KARL J DREHER, Director

Pub: April 4 & 11, 2002.

4/18/02