

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 12/31 2009 and ending with the issue dated 1/7 2010

Susan Callahan

STATE OF IDAHO

COUNTY OF CUSTER

On this 11th day of JAN. in the year of 2010, before me, a Notary Public,

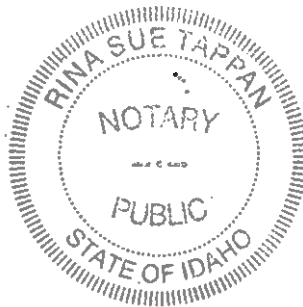
personally appeared Susan Callahan known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Rina Sue Tappan

Notary Public for Idaho

Residing at Challis, ID

My commission expires: 12-8-14



lowering water rights within CUSTER County(s): Right No(s). 34-14089, 34-14091; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/EstSearch/WRFiling.asp.

The purpose of the transfer is to change a portion of the above rights as follows:

The applicant proposed to use this transfer to provide mitigation to off set impacts from diverting under pending permit 34-14101. The point of diversion is in the NWSESE Sec 12 T7N R23E for .21 cfs. The place of use will be in the SESW Sec 17 T7N R24E for Ground Water Recharge.

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 January 19, 2010. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Published: December 31, 2009 & January 7, 2010

RECEIVED

FEB 8 2010

Department of Water Resources
Eastern Region