

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

I, Sharon Cummings, 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 8/6 ²⁰⁰⁹ and ending with the issue dated 8/13 ²⁰⁰⁹

Sharon Cummings

STATE OF IDAHO

COUNTY OF CUSTER

On this 17th day of Aug. in the year of 2009, before me, a Notary Public,

personally appeared Sharon Cummings, 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

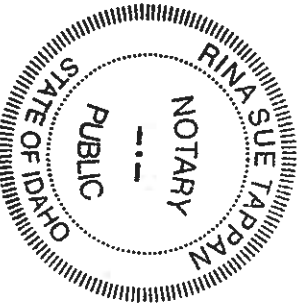
Notary Public for Idaho
Residing at Challis, ID
My commission expires: 12-18-14

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SEP 04 2009

DEPT. OF WATER RESOURCES
SOUTHERN REGION

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MS
9/4/09



(See Reverse Side)

NOTICE OF APPLICATIONS FOR PERMIT

The following applications have been filed to appropriate the public waters of the State of Idaho, Custer County:

Application for Permit No. 71-10928

ROBERT B. and/or DONNA-MARIE HAYES
1418 WARM SPRINGS AVE

BOISE ID 83712
Point of Diversion: NWSW, S3, T08N, R14E
Source: FISHER CREEK
Tributary to SALMON RIVER
Use: 05/01 to 10/31
DOMESTIC (0.02 CFS)
Date Filed: 7/9/2009
Place Of Use: SWNW, S3, T08N, R14E

Application proposes diverting up to 0.02 cfs via a pump from Fisher Creek for domestic use (irrigation use not to exceed 0.02 acre in connection with a home) at a location approximately 11.5 miles south and 5.8 miles east of Stanley. This application proposes the diversion and use of water tributary to the federally designated Salmon 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 domestic purposes.

Application for Permit No. 72-16728

THOMPSON CREEK MINING CO
C/O BERT DOUGHTY
PO BOX 62

CLAYTON ID 83227
Points of Diversion: SWNW, S2 and NENE, S3, T11N, R16E.
Source: GROUND WATER
Uses: 01/01 to 12/31
INDUSTRIAL (3.17 CFS) (1600 AF)

INDUSTRIAL STORAGE (3.17 CFS) (1600 AF)
INDUSTRIAL FROM STORAGE (3.17 CFS) (1600 AF)
Total Diversion: (3.17 CFS, 1600 AF)

Date Filed: 9/4/2007
Place Of Use: INDUSTRIAL and INDUSTRIAL FROM STORAGE uses within parts of S12, T11N, R16E; INDUSTRIAL STORAGE within parts of S1, T11N, R16E, within parts of S6, T11N, R17E, within parts of Sections 25 and 36, T12N, R16E and also within parts of S31, T12N, R17E.

Application seeks to appropriate 3.17 cfs of groundwater diverted from two locations in the mine excavation pit for industrial use for the mining and milling of ore at the Thompson Creek Mine site located approximately 5.0 - 8.0 miles west and 2.75 - 5.25 miles north of Clayton. The application also describes up to 1,600 ac-ft of potential storage use of the groundwater diverted from the mine excavation pit to reflect potential storage in the tailings impoundment prior to and after use in the mill facility. 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 industrial storage proposed in this application will benefit from the subordination provision because it is for storage purposes and the industrial diversion rate will be applied to the subordination amounts specified in the decree for the Salmon Wild & Scenic River.

Application for Permit No. 72-16777

CHARLES M CORRIGAN
PO BOX 731
CHALLIS, ID 83226

Point of Diversion: SENE, S27, T13N, R19E
(Two) Points of Diversion: NWNE, S27, T13N, R19E
(Two) Points of Diversion: SWNW, S26, T13N, R19E
Source: UNNAMED STREAM
Tributary to SINKS
Use: IRRIGATION, 04/01 to 10/31 (1.35 CFS)
Use: WILDLIFE STORAGE, 01/01 to 12/31 (72.8 AF)
Total Diversion: (1.35 CFS, 72.8 AF)

Date Filed: 2/9/2009
Place Of Use: Irrigation of 67.5 acres within parts of Sections 22, 26, 27, T13N, R19E and WILDLIFE STORAGE within Sections 26 and 27, T13N, R19E.

Application proposes impounding up to 72.8 acre feet of water per annum from an unnamed stream in three existing ponds for wildlife storage purposes. The application also proposes to divert up to 1.35 cfs of water from the unnamed stream at the upper and lower of the three ponds for irrigation of 67.5 acres. The ponds and irrigated acres are located approximately 2.5 - 3.25 miles south and 0.25 - 1.5 miles east of the Highway 75 and Highway 93 intersection south of Challis. 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 wildlife storage proposed in this application will benefit from the subordination provision because it is for storage purposes and the irrigation diversion rate and acres will be applied to the subordination amounts specified in the decree for the Salmon Wild & Scenic River.

Application for Permit No. 72-16801

DARR MOON
HC 67 BOX 304
STANLEY ID 83278

Point of Diversion: NWNESW, S21, T13N, R15E
Source: UNNAMED STREAM
Tributary to JORDAN CREEK
Use: MINING 06/01 to 10/15 (0.2 CFS)
Date Filed: 5/7/2009
Place Of Use: NWSE, S21, T13N, R15E

Application seeks to divert 0.20 cfs of water from an unnamed stream that originates from a mine adit within the Jordan Creek drainage. The water will be diverted and used for mining purposes at a location approximately 15.5 miles north and 10.8 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 will be applied to the subordination amounts specified in the decree for the Salmon Wild & Scenic River. ***permits will be subject to all prior water rights. For specific details regarding an application, please contact IDWR Southern Regional Office at 208-736-3033 or visit the website for the Department at <http://www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp>. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code. Protests against approval must be filed with IDWR, Southern Region, 1341 Fillmore St.-Suite 200; Twin Falls, ID 83301 with a protest fee of \$25.00 for each application on or before August 24, 2009. The protest must also send a copy of the protest to the applicant.

Gary Spackman, Interim Director

Published: August 6 and 13, 2009

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