

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 8/2 2007 and ending with the issue dated 8/9 2007

Susan Callahan

STATE OF IDAHO)

COUNTY OF CUSTER)

On this 16th day of Aug. in the year of 2007, 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.

Lura H Baker

Notary Public for Idaho

Residing at Challis, ID

My commission expires: 12-12-09

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 73707

JIMMIE L DOWTON, MARIA ELENE DOWTON, HC 62 BOX 2320, MAY ID 83253, has filed Application No. 73707 for changes to the following water rights within CUSTER County: Right No. 73-86D; Right No. 73-86C; Right No. 73-87; Right No. 73-96A; Right No. 73-96B; Right No. 73-97A; Right No. 73-10058; to see a full description of these rights and the proposed transfer, please see: www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp

The purpose of the transfer is to change a portion of the above rights as follows: The applicant proposes to change the points of diversion on the above surface water rights to a new point of diversion on the Pahsimeroi River. The new point of diversion is in the SENW Sec 21 T15N R21E for 17.49 cfs. The applicant also proposes to change place of use to within Sec 17, 20 and 21 T15N R21E for 430.5 acres. Protests may be submitted based on the criteria of Sec 42-222, Idaho Code.

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 August 20, 2007. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR.,
Director

Published: August 2 & 9, 2007

RECEIVED

AUG 28 2007

Department of Water Resources
Eastern Region

LURA H. BAKER
NOTARY PUBLIC
STATE OF IDAHO