

IDAHO DEPARTMENT OF WATER RESOURCES
1341 FILLMORE STREET-STE# 200
TWIN FALLS ID 83301
Phone: 736-3033, Fax#: 736-3037

September 22, 2006

Legal Notice Department
Custer Publishing Co
PO Box 405
Challis ID 83226

Ladies and Gentlemen:

Enclosed you will find a legal notice which we wish to have published in the Challis Messenger on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Sincerely,

Mary A. Baldwin
Administrative Assistant

NOTICE OF PROPOSED CHANGE TO WATER RIGHTS

Notice is hereby given that two Applications have been filed with the Idaho Department of Water Resources for changes to water rights within Custer County. **PERCY F. APGAR, PO BOX 9879; MOSCOW ID 83843 filed an Amendment of Permit No. 72-16698** on 8/21/2006. Amendment proposes changing the authorized point of diversion for an existing permit allowing for the diversion of 0.04 cfs of water from Lime Creek for domestic use. The amendment proposes changing the authorized point of diversion location to a new location a few hundred feet further downstream than the current permitted location. The general location of the point of diversion is approximately 4.9 miles south and 8.0 miles east of the Highway 75 and Highway 93 intersection south of Challis. Protests may be submitted based on the criteria of Sec 42-211, Idaho Code. **PAUL W. & RUTH N. MATUSKY, HC 63 BOX 1519; CHALLIS ID 83226 filed Application No. 72198** on 8/30/2006. This transfer proposes to establish a new re-diversion point on the High Line Canal to serve 4 acres of land purchased by the applicants. The land has historically been irrigated from a re-diversion point about 360 feet downstream from the proposed point, but it is not practical for the applicants to use the existing diversion now that the land has been split. The new point will be on their own property, whereas the old point is not. The proposed re-diversion point is located about 1 mile north of Challis. Protests may be submitted based on the criteria of Sec 42-222, Idaho Code. For specific details regarding an application, please contact IDWR Southern Regional Office at 208-736-3033 or visit www.idwr.idaho.gov with detail provided under "New Water Right Applications". 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 October 16, 2006. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the Challis Messenger on 9/28 & 10/5/06.