

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

I, SUSAN CALAHAN, 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 6/8 2006 and ending with the issue dated 6/15 2006

Susan Calahan

RECEIVED

JUN 27 2006

DEPT. OF WATER RESOURCES
SOUTHERN REGION

STATE OF IDAHO

COUNTY OF CUSTER

On this 15th day of JUNE in the year of 2006, before me, a Notary Public,

personally appeared SUSAN CALAHAN, 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 Clayton, ID

My commission expires: 12-12-09

NOTICE OF PROPOSED CHANGE TO WATER RIGHTS

Notice is hereby given that an Application for Transfer has been filed with the Idaho Department of Water Resources for changes to water rights within Custer County. **DELBERT M. & DONNA LENOR HUGHES, HC 61 BOX 3054; CHALLIS, ID 83226** filed Application No. 72769 on 4/11/2006. Application filed to change the point of diversion for 8.01 cfs of water rights currently diverted from Challis Creek via the Low Line Canal located approximately 3.7 miles north and 2.1 miles west of the Highway 93 and Garden Creek Road Intersection in Challis and used to irrigate 158 acres located approximately 3.6 - 4.0 miles north and 0.75 - 1.75 miles west of the Highway 93 and Garden Creek Road Intersection in Challis. The application proposes moving the diversion point from the Low Line Canal to the High Line Canal approximately 0.45 miles upstream on Challis Creek. The application also proposes two High Line Canal re-diversions that will be located approximately 0.8 miles and 1.1 miles downstream along the canal from the canal headgate at Challis Creek. 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 may be submitted based on the criteria of Sec 42-222, 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 June 26, 2006. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director
Published: June 8 & 15, 2006

**LURA H. BAKER
NOTARY PUBLIC
STATE OF IDAHO**

OK
MB
6/30/06