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RECEIVED  
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Department of Water Resources  
Southern Region

Date 12/23/2004

INVOICE NO. 377235

Account No. 446620

Description 377235NOTICE OF PROPOS

Times 2

Lines 59

Tab. Lines

## LEGAL ADVERTISING INVOICE

SOLD TO: DEPT OF WATER RESOURCES  
1341 FILLMORE STREET, SUITE 20  
TWIN FALLS ID 833013380

\$ 88.21

NOTICE: This is an invoice of Purchase made by you. Statement will be rendered the first of the month.  
**Please Retain This Invoice as Your Statement Will Refer to Invoice by No. Only.**

377235  
**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: **THOMPSON CREEK MINING CO., PO BOX 62; CLAYTON ID 83227 filed Application No. 71264 on 10/29/2004.** Transfer proposes to modify right 72-7193 currently authorized to divert 20.89 cfs (1600 afa) from the Salmon River. Currently the right is diverted using pumps in the Salmon River near the mouth of Thompson Creek where water is pumped to the Thompson Creek Mine for industrial purposes. The proposed modification is to add diversion points to right 72-7193 on tributary streams to the Salmon River to allow water to be pumped at times from Buckskin Creek (8.0 cfs), Pat Hughes Creek (11.0 cfs) and Springs (0.2 cfs) that are all tributary to Thompson Creek. These additional points of diversion are closer to the mine and will allow better control of potential runoff and seepage from the mine site to improve water quality and lessen impacts to the Salmon River. Additionally the application identifies the place where water is stored in detention and tailings dams that are utilized in the mining process and are already part of the existing right. For specific details regarding the application, please contact IDWR Southern Regional Office at 208-736-3033 or visit [www.idwr.state.id.us](http://www.idwr.state.id.us) 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 January 4, 2005. The protestant must also send a copy of the protest to the applicant.  
Karl J. Dreher, Director  
Published in the Lewiston Morning Tribune on  
12/16 & 12/23/04.

OK  
MB  
12/30/04

## AFFIDAVIT OF PUBLICATION

Karen Lewis, being duly sworn, deposes and says, I am the Legal Clerk of the Tribune Publishing Company, a corporation organized and existing under and by virtue of the laws of the State of Idaho and under and by virtue of the laws of the State of Washington, paper of general circulation published at Lewiston, Nez Perce County, Idaho; That the said Lewiston Morning Tribune is an established newspaper and has been published regularly and issued regularly at least once a day for more than 105 consecutive years next immediately preceding the first publication of this notice, and has been so published uninterrupted for said period; that the 377235NOTICE OF attached hereto and which is made a part of this affidavit was published in the said Lewiston Morning Tribune, 2 time(s). Publication being on 12/16, or once a WEEK for 2 consecutive WEEK, the first publication thereof being on the 12/16/2004, and the last publication thereof being on the 12/23/2004, and said 377235NOTICE OF was so published in the regular and entire issue of said newspaper and was not in a supplement thereof and was so published in every issue and number of the said paper, during the period and times of publication as set forth above.

Karen J Lewis

State of Idaho

S.S.

County of Nez Perce

On this 23 day of Dec in the year of 2004, before me, a Notary Public, personally appeared Karen J Lewis, 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.

Karen J Lewis  
Notary Public in and for the State of Idaho,  
residing at Lewiston, therein  
Commission Expires 1/23/2010

