

RECEIVED

FEB 24 2004

## AFFIDAVIT OF PUBLICATION

Department of Water Resources  
Eastern Region

State of Idaho, County of Custer, ss:

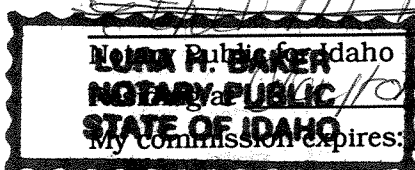
I, Ruth E. Burchill, representing the  
Challis Messenger, a weekly newspaper, pub-  
lished at Challis, Idaho, do solemnly swear that  
the notice hereto attached and made a part here-  
of, was published in the regular and entire issue  
of the Challis Messenger for \_\_\_\_\_  
consecutive weeks, commencing with the issue  
dated Feb 5 ~~19~~ 2004 and ending with  
the issue dated \_\_\_\_\_ ~~19~~ \_\_\_\_\_.

Ruth E Burchill

STATE OF IDAHO

COUNTY OF CUSTER

On this 23rd day of February in the  
year of 2004 before me, a Notary Public,  
personally appeared Ruth E. Burchill  
known or identified to me to be the person  
whose name subscribed to the within instru-  
ment, and being by me first duly sworn, declared  
that the statements therein are true, and ac-  
knowledgeed to me that he executed the same.

NOTICE OF PROPOSED CHANGE  
OF WATER RIGHT

TRANSFER NO. 70926

NO TELLUM CREEK RANCH  
LLC, 4550 E THOUSAND OAKS  
BLVD #202, WEST LAKE VIL-  
LAGE, CA 91362, has filed Appli-  
cation No. 70926 for changes to  
the following water rights within  
CUSTER County:

## Right No. 34-444

Priority: 6/1/1884

Source: PARSONS CREEK

Use: IRRIGATION (310 acres)

1.60 CFS

Total Amount: 1.60 CFS

Point(s) of Diversion: S30 T08N  
R23E

S30 T08N R23E

S31 T08N R23E

Place of Use: S30 T08N R23E

S31 T08N R23E

## Right No. 34-445

Priority: 6/1/1887

Source: PARSONS CREEK

Use: IRRIGATION (310 acres)

1.60 CFS

Total Amount: 1.60 CFS

Point(s) of Diversion S30 T08N  
R23E

S30 T08N R23E

S31 T08N R23E

Place of Use: S30 T08N R23E

S31 T08N R23E

## Right No. 34-443

Priority: 6/1/1882

Source: PARSONS CREEK

Use IRRIGATION (310 acres)

3.20 CFS

STOCKWATER

Total Amount: 3.20 CFS

Point(s) of Diversion S30 T08N  
R23E

S30 T08N R23E

S31 T08N R23E

Place of Use: S30 T08N R23E

S31 T08N R23E

The purpose of the transfer is to  
change a portion of the above  
rights as follows:

The applicant proposes to drill a  
new well at the place of use for 5  
acre for .15 cfs. The new point of  
diversion is in the NWNE Sec 9  
T6N R25E.

Protests may be submitted  
based on the criteria of Sec 42-  
222, Idaho Code.

Any protest against the pro-  
posed change must be filed with  
the Department of Water Resourc-  
es, Eastern Region, 900 N. Skyline  
Dr. Ste. A, Idaho Falls, ID 83402  
together with a protest fee of \$25  
for each application on or before  
February 23, 2004. The protestant  
must also send a copy of the  
protest to the applicant.

KARL J DREHER, Director

Publish: February 5 ~~2004~~, 2004.