

# AFFIDAVIT OF PUBLICATION

RECEIVED

STATE OF IDAHO,  
County of Kootenai,

ss.

JUN 30 2009

IDWR / NORTH

*Kattie Hay*

being first duly sworn  
upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

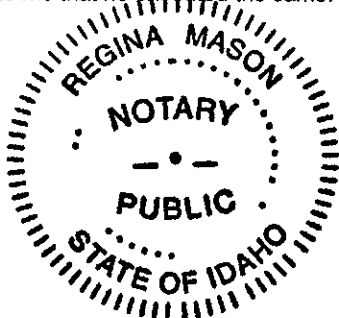
2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The

*Legal Notice*

of which the annexed is a printed copy, was published in the regular *Thursday* issue of said newspaper for *2* consecutive *weeks* commencing on the *18* day of *June*, 2009, and ending on the *25* day of *June*, 2009, and such publication was made as often during said period as said *Daily* newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice *Kattie Hay*. On this *25* day of *June* in the year of *2009*, before me, a Notary Public, personally appeared *Kattie Hay*, 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.



*Regina Mason*

Notary Public for the State of Idaho,  
residing at Coeur d'Alene, Idaho.

MY COMMISSION EXPIRES 6/18/15

*See reverse for  
Legal*

The following application(s) have been filed to appropriate the public water of the State of Idaho:

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IDWR / NORTH

95-10484  
THEODORE ARMSTRONG  
CATHY ARMSTRONG  
1704 JENNY LYNN LN  
COEUR D'ALENE ID 83815  
Point of Diversion L3 (NESW) S34 T54N R02W KOOTENAI County  
Source BAYVIEW CREEK tributary to LAKE PEND OREILLE  
Use: IRRIGATION 04/01 To 10/31 0.04 CFS  
Total Diversion: 0.04 CFS

Date Filed: 05/06/2009  
Place Of Use: IRRIGATION  
T54N R02W S34 NESW Lot 3  
Number of Acres 0.5

95-10487  
CICELY J WINGATE  
905 E YOUNG  
COEUR D'ALENE ID 83814  
Point of Diversion L4 (SWNW) S14 T53N R05W KOOTENAI County  
Source SPIRIT LAKE tributary to SPIRIT CREEK  
Use: DOMESTIC 01/01 To 12/31 0.04 CFS  
Total Diversion: 0.04 CFS

Date Filed: 05/06/2009  
Place Of Use: DOMESTIC  
T53N R05W S14 SWNW Lot 4  
Remark: Domestic use is for 1 home.

95-10514  
ANDY HORTHER  
P O BOX 232  
HAYDEN ID 83835  
Point of Diversion SWNE S2 T51N R04W KOOTENAI County  
Source GROUNDWATER  
Use: IRRIGATION 03/15 To 11/15 0.03 CFS  
Use: COMMERCIAL 01/01 To 12/31 0.06 CFS  
Use: DOMESTIC 01/01 To 12/31 0.04 CFS  
Total Diversion: 0.06 CFS

Date Filed: 05/08/2009  
Place Of Use: DOMESTIC  
T51N R04W S2 SWNE  
Place Of Use: COMMERCIAL  
T51N R04W S2 NWNE SWNE  
Place Of Use: IRRIGATION same as domestic  
Number of Acres 1  
Remark: Domestic use is for 1 home.  
Commercial use is for nursery tree farm.

95-10522  
PONDEROSA WATER ASSOCIATION INC  
P O BOX 232  
HAYDEN ID 83835  
Point of Diversion SESW S7 T53N R03W KOOTENAI County  
Source GROUNDWATER  
Use: IRRIGATION 04/01 To 10/31 0.2 CFS  
Use: DOMESTIC 01/01 To 12/31 0.14 CFS  
Total Diversion: 0.2 CFS

Date Filed: 05/08/2009  
Place Of Use: DOMESTIC  
T53N R03W S7 NESW SESW  
Place Of Use: IRRIGATION same as DOMESTIC  
Number of Acres 18  
Remark: Domestic use is for 9 homes.

95-10527  
WEST SEASONS ACRES HOME OWNERS ASSN  
27494 N CARRIE RD  
SPIRIT LAKE ID 83869  
Point of Diversion NWNW S28 T53N R04W KOOTENAI County  
Source GROUNDWATER  
Use: IRRIGATION 04/01 To 10/31 0.2 CFS  
Use: DOMESTIC 01/01 To 12/31 0.2 CFS  
Total Diversion: 0.2 CFS

Date Filed: 5/07/2009  
Place Of Use: DOMESTIC  
T53N R04W S28 NWNW SWNW  
Place Of Use: IRRIGATION same as DOMESTIC  
Number of Acres 10  
Remark: Domestic use is for 10 homes

95-10545  
PANHANDLE WATER ASSOCIATION  
P O BOX 690  
ATHOL ID 83801  
Point of Diversion NENW S24 T53N R03W KOOTENAI County  
Source GROUNDWATER  
Use: DOMESTIC 01/01 To 12/31 0.06 CFS  
Total Diversion: 0.06 CFS

Date Filed: 05/11/2009  
Place Of Use: DOMESTIC  
T53N R03W S13 SESW  
T53N R03W S24 NENW NWNW SWNW  
Remark: Domestic use is for 9 homes.

95-10546  
BILL F BIXBY  
LORELEI BIXBY  
PO BOX 2606  
HAYDEN ID 83835  
Point of Diversion SESWNE S9 T52N R03W KOOTENAI County  
Source SPRING tributary to UNAMED STREAM  
Use: DOMESTIC 01/01 To 12/31 0.04 CFS  
Total Diversion: 0.04 CFS

Date Filed: 05/14/2009  
Place Of Use: DOMESTIC  
T52N R03W S9 SWNE  
Remark: Domestic use is for 1 home.  
Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.  
Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Northern Region, 7600 Mineral Drive, Suite 100, Coeur D'Alene ID 83815 together with a protest fee of \$25.00 for each application on or before 07/06/2009. The protestant must also send a copy of the protest to the applicant.  
DAVID R. TUTHILL, JR., Director  
Legal 6763  
June 18, 25, 2009

*See reverse for Affidavit*