

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai, } ss.

JUL 24 2009

Kelli Bailey IDWR / NORTH
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

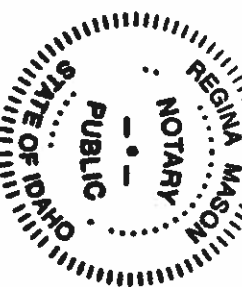
Legal Notice

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 14 day of July, 2009, and ending on the 23 day of July, 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 Kelli Bailey.

On this 23 day of July in the year of 2009, before me, a Notary Public, personally appeared Kelli Bailey, 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.

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



MY COMMISSION EXPIRES 6/18/15

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

95-10585

WILLIAM BERRY
24120 N DERTING RD
HAYDEN, ID 83835
Point of Diversion NW/NE S9 T52N R03W KOOTENAI CO
Source SPRING Tributary to SINKS
Use: DOMESTIC 01/01 to 12/31 0.04 CFS
Total Diversion: 0.04 CFS

Date Filed: 5/27/2009
Place Of Use: DOMESTIC
T52N R03W S9 NESW
Domestic use is for 1 home.
95-10600

CLIFFORD ROATCH
1527 N WILLAMETTE DR
POST FALLS, ID 83854
Point of Diversion SENE S7 T32N R04W KOOTENAI CO
Source SPIRIT LAKE Tributary to SPIRIT CREEK
Use: DOMESTIC 01/01 to 12/31 0.04 CFS
Total Diversion: 0.04 CFS

Date Filed: 5/29/2009
Place Of Use: DOMESTIC
T52N R04W S7 NESE
Domestic use is for 1 home
95-10603

JAMES DAY
PO BOX 1026
HAYDEN, ID 83835
Point of Diversion SW/SENE S9 T52N R03W KOOTENAI CO
Source SPRING Tributary to UNNAMED STREAM
Point of Diversion SW/SENE S9 T52N R03W KOOTENAI CO
Source SPRING Tributary to UNNAMED STREAM
Point of Diversion SW/SENE S9 T52N R03W KOOTENAI CO
Source UNNAMED STREAM Tributary to SINKS
Point of Diversion SENE S9 T52N R03W KOOTENAI CO
Source UNNAMED STREAM Tributary to SINKS
Point of Diversion SENE S9 T52N R03W KOOTENAI CO
Source GROUND WATER
Use: IRRIGATION 03/15 to 11/15 0.15 CFS
Use: IRRIGATION 01/01 to 12/31 19.4 AF
Use: IRRIGATION FROM STORAGE 03/15 to 11/15 15 AF
Use: WILDLIFE STORAGE 01/01 to 12/31 4.4 AF
Use: RECREATION STORAGE 01/01 to 12/31 4.4 AF
Use: FIRE PROTECTION 01/01 to 12/31 0.15 CFS
Use: FIRE PROTECTION FROM STRGE 01/01 to 12/31 2.5 AF
Use: AESTHETIC 01/01 to 12/31 0.09 CFS
Use: AESTHETIC STORAGE 01/01 to 12/31 4.4 AF
Use: AESTHETIC FROM STORAGE 01/01 to 12/31 2.5 AF
Use: DIVERSION TO STORAGE 01/01 to 12/31 0.15 CFS
Total Diversion: 0.15 CFS 24.4 AF

Date Filed: 5/29/2009
Place Of Use: IRRIGATION
T52N R03W S9 SENE
Place of Use: All other uses same as IRRIGATION
95-10616
RICHARD G WITTER
525 E 12TH AVE
SPOKANE, WA 99202
Point of Diversion NENE S24 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: 6/2/2009
Place Of Use: DOMESTIC
T53N R05W S24 NENE
Domestic use is for 1 home.
95-10639
MC CAULEY EMERALD OWNERS ASSN INC
PO BOX 3333
HAYDEN, ID 83835
Point of Diversion NW/NE S3 T51N R03W KOOTENAI County
Source GROUND WATER
Use: DOMESTIC 01/01 to 12/31 0.06 CFS
Total Diversion: 0.06 CFS

Date Filed: 6/3/2009
Place Of Use: DOMESTIC
T51N R03W S3 NENW NESW
Domestic use is for 3 homes.
95-10640
MC CAULEY EMERALD OWNERS ASSN INC
PO BOX 3333
HAYDEN, ID 83835
Point of Diversion NW/NE S3 T51N R03W KOOTENAI County
Source GROUND WATER
Use: DOMESTIC 01/01 to 12/31 0.06 CFS
Total Diversion: 0.06 CFS

Date Filed: 6/3/2009
Place Of Use: DOMESTIC
T51N R03W S3 NENW
Domestic use is for 3 homes.
95-10643
MC CAULEY EMERALD OWNERS ASSN INC
PO BOX 3333
HAYDEN, ID 83835
Point of Diversion NW/NE S3 T51N R03W KOOTENAI County
Source GROUND WATER
Use: DOMESTIC 01/01 to 12/31 0.06 CFS
Total Diversion: 0.06 CFS

Date Filed: 6/3/2009
Place Of Use: DOMESTIC
T51N R03W S3 NENW NESW
Domestic use is for 8 homes.
95-10750
SHAWN MONTEE
PO BOX 1329
POST FALLS, ID 83877
Point of Diversion NE/SE S6 T50N R03W KOOTENAI County
Source NEHELETON GULCH CREEK Tributary to SPOKANE RIVER
Use: STOCKWATER STORAGE 01/01 to 12/31 4 AF
Use: STOCKWATER FROM STORAGE 01/01 to 12/31 0.1 AF
Total Diversion: 4 AF

Date Filed: 5/7/2009
Place Of Use: STOCKWATER FROM STORAGE
T50N R03W S6 SWSE
Stockwater use is for 4 head of mixed stock
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 Resources, 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 8/3/2009.
The protestant must also send a copy of the protest to the applicant.
Legal 7055

July 16, 23, 2009