

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO.
County of Kootenai.

} ss.

MAR 17 2009

Kattie Hoy

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

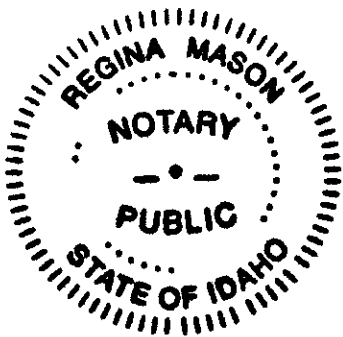
of which the annexed is a printed copy, was published in the regular *Thursday* issue of said newspaper for *2* consecutive *weeks* commencing on the *5* day of *March*, 2009, and ending on the *12* day of *March*, 2009, and such publication was made as often during said period as said *Daily* newspaper 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 Hoy*. On this *12* day of *March*, in the year of *2009*, before me, a Notary Public, personally appeared *Kattie Hoy*, 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 6/18/09



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

95-10140

LUBERTUS VANDERBILT

MARY VANDERBILT

20742 E HADEN LAKE RD

HAYDEN ID 83835

Point(s) of Diversion SWSWNE S2 T51N R03W KOOTENAI CO

Source UNNAMED STREAM tributary to SKINNER CREEK

Point(s) of Diversion SWSWNE S2 T51N R03W KOOTENAI CO

Source SPRING tributary to SKINNER CREEK

Use: IRRIGATION	03/15 To 11/15	0.03 CFS
Use: IRRIGATION STORAGE	01/01 To 12/31	4.6 AFA
Use: IRRIGATION FROM STORAGE	03/15 To 11/15	3 AFA
Use: STOCKWATER	01/01 To 12/31	0.02 CFS
Use: STOCKWATER STORAGE	01/01 To 12/31	2 AFA
Use: STOCKWATER FROM STORAGE	01/01 To 12/31	0.4 AFA
Use: FIRE PROTECTION	01/01 To 12/31	0.05 CFS
Use: FIRE PROTECTION STORAGE	01/01 To 12/31	1.6 AFA
Total Diversion:	0.05 CFS	5.8 AFA

Date Filed: 02/13/2009

Place Of Use: IRRIGATION

T51N R03W S2 NWSW

Place Of Use: IRRIGATION FROM STORAGE

T51N R03W S2 NWSW

Number of Acres 1

Place Of Use: IRRIGATION STORAGE

T51N R03W S2 SWNE

Place Of Use: STOCKWATER

T51N R03W S2 NWNE Lot 2 SWNE NESW NWSW SWSW SESW

Place Of Use: STOCKWATER STORAGE

T51N R03W S2 SWNE

Place Of Use: STOCKWATER FROM STORAGE same as STOCKWATER

Remark: Stockwater use is for 30 head of mixed stock.

Place Of Use: FIRE PROTECTION same as STOCKWATER

Place Of Use: FIRE PROTECTION STORAGE

T51N R03W S2 SWNE

95-10162

FRANK N TOMLINSON

PO BOX 759

BREA CA 92822-0759

Point(s) of Diversion SWNE S6 T51N R03W KOOTENAI CO

Source UNNAMED STREAM tributary to SINKS

Use: IRRIGATION	03/15 To 11/15	0.2 CFS
Use: IRRIGATION STORAGE	01/01 To 12/31	36.1 AFA
Use: IRRIGATION FROM STORAGE	03/15 To 11/15	30 AFA
Use: STOCKWATER	01/01 To 12/31	0.02 CFS
Use: STOCKWATER STORAGE	01/01 To 12/31	6.5 AFA
Use: STOCKWATER FROM STORAGE	01/01 To 12/31	0.4 AFA
Total Diversion:	0.2 CFS	36.5 AFA

Date Filed: 02/24/2009

Place Of Use: IRRIGATION

T51N R03W S6 SWNE

Number of Acres 10

Place Of Use: STOCKWATER

T51N R03W S6 SWNE

Place Of Use: ALL OTHER USES same as STOCKWATER

Remark: Stockwater use is for 25 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 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 03/23/2009. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director

Legal 5868

March 5, 12, 2009