

AFFIDAVIT OF PUBLICATION

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STATE OF IDAHO)
) ss.
County of Bonner)

Sterling Buckley, being first duly sworn on oath, deposes and states:

1. I am a citizen of the United States of America, over the age of 18 years, a resident of Bonner County, Idaho, and am not a party to the proceedings referred to in the attached Application # 96-9419 & 9423. My business address is P.O. Box 159, Sandpoint, Idaho.

2. I am the Bookkeeper of the Bonner County Daily Bee, a newspaper of general publication in Bonner County, Idaho;

3. Said newspaper has been continuously and uninterruptedly published in Bonner County, Idaho during a period of 12 months prior to the first publication of said Notice, and thereafter.

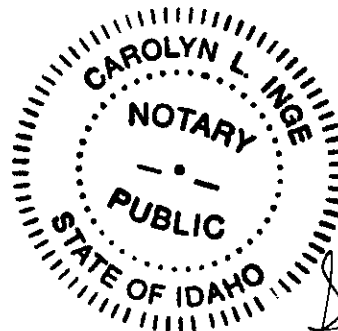
4. The attached Notice was published in the regular and entire issue of the Bonner County Daily Bee for a period of 2 consecutive weeks, commencing on the 5 day of February, 2009 and ending on the 12 day of February, 2009.

Sterling Buckley

State of Idaho, county of Bonner ss.

On this 12 day of Feb, in the year of 2009, before me, Carolyn Inge, Notary Public, personally appeared Sterling Buckley, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he (or they) executed the same.

Carolyn L Inge
Notary Public
Residing at: Sandpoint
Comm. Exp.: 8-7-12



See review for loop

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

96-9419

CHARLOTTE KERR

79 WATERVIEW LN

SAGLE ID 83860

Point of Diversion L3 (SENW) S3 T56N R02W BONNER CO

Source PEND OREILLE RIVER tributary to COLUMBIA RIVER

Use: IRRIGATION 04/01 To 10/310.05 CFS

Total Diversion: 0.05 CFS

Date Filed: 12/23/2008

Place Of Use: IRRIGATION

T56N R02W S3 SENW Lot 3

Number of Acres 1.5

96-9423

HATCHER ENTERPRISES LLC

PO BOX 9

COCOLALLA ID 83813

Point of Diversion SWNW S5 T55N R02W BONNER CO

Source GROUND WATER

Use :MUNICIPAL 01/01 To 12/310.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 01/06/2009

Place Of Use: MUNICIPAL

Remark: Municipal use is within service area of applicant.

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 02/23/2009. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director

SNP legal 10232

February 5, 12, 2009



See reverse for Affidavit