

AFFIDAVIT OF PUBLICATION

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JAN 26 2009

Idaho North

STATE OF IDAHO,
County of Kootenai,

SS.

Kattie Hay

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 *15* day of *January*, 2009, and ending on the *22* day of *January*, 2009, and such publication was made as often during said period as said 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 *22* day of *January*, 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 6/18/09

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

95-9548
COEUR D'ALENE LAKE ESTATES WATER ASSN INC
PO BOX 1390
HAYDEN ID 83835
Point of Diversion L1 (NENE) S5 T49N R03W KOOTENAI CO
Source GROUND WATER
Use: MUNICIPAL 01/01 To 12/31 0.2 CFS
Total Diversion: 0.2 CFS

Date Filed: 09/24/2008
Place Of Use: MUNICIPAL
T49N R03W S5 NENE Lot 1
Remark: Municipal use is within service area of applicant.
95-9558

RICHARD HOLZER
9133 23RD NW
SEATTLE WA 98117
Point of Diversion L2(NWNE) S7 T49N R03W KOOTENAI CO
Source COEUR D'ALENE LAKE tributary to SPOKANE RIVER
Use: DOMESTIC 01/01 To 12/31 0.04 CFS
Use: FIRE PROTECTION 01/01 To 12/31 0.2 CFS
Total Diversion: 0.2 CFS

Date Filed: 11/24/2008
Place Of Use: DOMESTIC
T49N R03W S7 NWNE Lot 2
Place Of Use: FIRE PROTECTION same as DOMESTIC
Remark: Domestic use is for 1 home.
95-9559

POWDERHORN RANCH LLC
PO BOX 167
HARRISON ID 83833
Point of Diversion NENESW S27 T48N R04W
Point of Diversion SESWNW S35 T48N R04W
Point of Diversion L1 (NWNWNE) S35 T48N R04W
Point of Diversion NESESW S23 T48N R04W
All points of diversion are in KOOTENAI CO
Source for each of above is GROUND WATER
Use: MUNICIPAL 01/01 To 12/31 1.8 CFS
Total Diversion: 1.8 CFS

Date Filed: 11/06/2008
Place Of Use: MUNICIPAL
Remark: Municipal use is for applicants service area.
95-9560

DANEY W BEACH
WENDY ROBERTSON
8797 N CLOVERLEAF RD
HOUSE ID 83854
Point of Diversion NESW S19 T51N R05W KOOTENAI County
Source GROUND WATER
Use: IRRIGATION 03/15 To 11/15 0.3 CFS
Use: DOMESTIC 01/01 To 12/31 0.08 CFS
Total Diversion: 0.38 CFS

Date Filed: 12/08/2008
Place Of Use: DOMESTIC
T51N R05W S19 NESW
Place Of Use: IRRIGATION same as DOMESTIC
Number of Acres 15
Remark: Domestic use is for 3 homes.
95-9561

SOUTHVIEW TERRACE INC.
8793 N CLOVERLEAF RD
HOUSE ID 83854
Points of Diversion(2) NESW S19 T51N R05W KOOTENAI CO
Source GROUND WATER
Use: IRRIGATION 03/15 To 11/15 0.16 CFS
Use: DOMESTIC 01/01 To 12/31 0.3 CFS
Total Diversion: 0.46 CFS

Date Filed: 12/08/2008
Place Of Use: DOMESTIC
T51N R05W S19 NESW
Place Of Use: IRRIGATION same as DOMESTIC
Number of Acres 8
Remark: Domestic use is for 39 mobile home sites.
95-9562

JAMES D UMLAND
12833 E SHADOW Ln
ATHOL ID 838801
Point of Diversion SESE S18 T53N R02W KOOTENAI County
Source GROUND WATER
Use: IRRIGATION 04/01 To 10/31 0.2 CFS
Total Diversion: 0.2 CFS

Date Filed: 12/11/2008
Place Of Use: IRRIGATION
T53N R02W S18 SESE
Number of Acres 10
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 02/02/2009. The protestant must also send a copy of the protest to the applicant.
DAVID R. TUTHILL, JR., Director
Legal 5434
January 15, 22, 2009