

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
County of Clearwater)

MARCIE STANTON

being first duly sworn in, on oath, deposes and says:

That I am and at all times herein mentioned have been a citizen of the United States and of the State of Idaho, over 21 years of age, and that I am not a party to nor interested in the above entitled proceeding; that I am and at all times herein mentioned have been the Editor, Foreman, of **THE CLEARWATER TRIBUNE**; that said Clearwater Tribune is a newspaper of general circulation, printed and published weekly at Orofino, in the County of Clearwater and State of Idaho; that the Clearwater Tribune has been continuously and uninterruptedly published in Clearwater County, Idaho, during the period of seventy-eight consecutive weeks prior to the first publication of attached copy of:

Idaho Dept. of Water Resource **EMPIRE LUMBER CO. NOTICE**

of which the annexed is a full, true and correct printed copy, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for a period of two consecutive weeks, commencing on the 3rd day of January 2008 and ending on the 10th day of January 2008.

STATE OF IDAHO)
)
COUNTY OF CLEARWATER)

On this 10th day of January in the year of 2008, before me, a Notary Public, personally appeared

Marcie Stanton

known or identified to me to be the person whose name subscribed to the within instrument, and being by me duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same. Pamela A. Jones

Notary Public for Idaho
Resident at Orofino, Idaho
My commission expires: 11-20-13

RECEIVED
FEB 04 2008
IDWR/North

NOTICE

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

84-12242

EMPIRE LUMBER COMPANY

PO BOX 206

WEIPPE ID 83553

Point of Diversion NWNW S14 T35N R04E CLEARWATER CO.

Source GROUND WATER

Use: COMMERCIAL 01/01 To 12/31 4.5 CFS

Use: FIRE PROTECTION 01/01 To 12/31 4.5 CFS

Total Diversion: 4.5 CFS

Date Filed: 07/30/2007

Place Of Use: COMMERCIAL

T35N R04E S14 NWNW SWNW

T35N R04E S15 NENE

Place Of Use: FIRE PROTECTION

T35N R04E S15 NENE

Remark: Commercial use is for sprinkling log decks at sawmill.

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 01/22/2008. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director

1-03/10-08c

