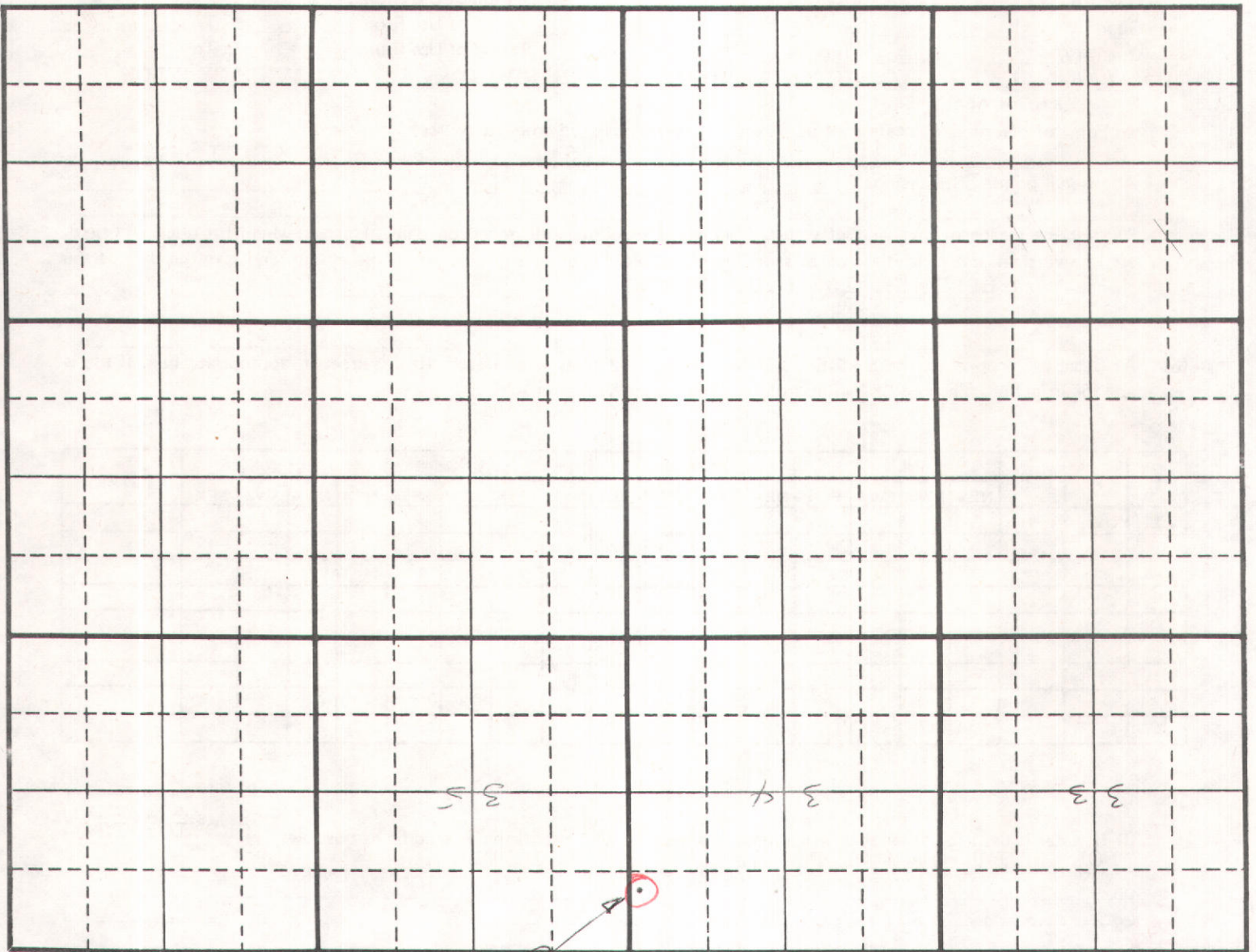


(8) Remarks SEE ATTACHED VICINITY MAP OF CITY OF POST FALLS FOR AREA OF SERVICE



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho
County of Kootenai
ss.
)

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 9 day of July, 1980.
(Claimant)
For City of Post Falls

Notary Public
Residing at Post Falls
Mary G. Shilling

My commission expires 1/31/82

FOR DEPARTMENT USE ONLY

Received by _____ Date 7/17/80
Prelim. check by _____ Date 7/18/80
\$20.00 fee received by _____ Date 7/21/80 (15318)
Published in _____ Date 7/31 + 8/7/80
Dates _____
Exception filed by: _____
Forwarded to _____
claimant by: _____
Date _____

CITY ZONING DISTRICT MAP

1979

CITY MAP

WELL LOCATION POST FALLS

KOOTENAI COUNTY,
IDAHO

SCALE 1" = 1950'



- CITY OF POST FALLS
OFFICIAL ZONING DISTRICT
CLASSIFICATION
- The following zoning districts are hereby established and are listed as follows:
- RESIDENTIAL DISTRICTS**
1. R-1 Single-family Residential (Low Density: 1 to 3 Dwelling Units per Acre)
 2. R-2 Medium-density Residential (Medium Density: 1 to 12 Dwelling Units per Acre)
 3. R-3 Medium-density Residential (High Density: 1 to 12 Dwelling Units per Acre)
 4. R-4 Residential Unit Development
 5. R-5 Mobile Home Park
 6. R-6 Superior Residential
- COMMERCIAL DISTRICTS**
7. C-1 Community Commercial Service
 8. C-2 Highway Commercial
 9. C-3 Community Professional
 10. C-4 Neighborhood Limited Commercial
 11. C-5 Limited Commercial
 12. C-6 Community Commercial
 13. C-7 Commercial Unit Development
- INDUSTRIAL DISTRICTS**
14. M-1 Heavy Industry
 15. M-2 Light Industrial
 16. M-3 Industrial Unit Development
- SPECIAL DISTRICTS**
17. S-1 Educational
 18. S-2 Public Reserve
 19. S-3 City Parks and Recreation
 20. S-4 Open Space
 21. S-5 Planned Unit Development
- OTHER DISTRICTS**
22. S-6 Flood Plain Overlay
 23. S-7 Dry/Wet Sewer System Improvements Overlay
- The following map (C) Overlay Districts are super-imposed over all other Zoning Districts.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Kootenai, } ss.

Jordan Crawford 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 Notice of Water Rights

of which the annexed is a printed copy, was published in the regular Thurs issue of said newspaper for 2 consecutive issues, commencing on the 31st day of July, 1980 and ending on the Tue day of Aug, 1980, 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.

Jordan Crawford
Subscribed and sworn to before me this 30 day of Aug, 1980.

Robert M. Anley

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

Legal Notice

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

95-4457

CITY OF POST FALLS, P.O.
Box 789, Post Falls, ID. 83854.
Source: Groundwater. Priority
Date: 01/01/1948. Amount: 1.20
CFS. Diversion Point: NWNW
Sec. 34, T. 51N, R. 05W, Kootenai
Co. Use: Municipal. (1.20 CFS)
from 01/01 to 12/31. Place of Use:
Located within the city limits of
Post Falls.

95-4458

CITY OF POST FALLS, P.O.
Box 789, Post Falls, ID. 83854.
Source: Groundwater. Priority
Date: 01/01/1945. Amount: 1.00
CFS. Diversion Point: NWNE
Sec. 34, T. 51N, R. 05W, Kootenai
Co. Use: Municipal. (1.00 CFS)
from 01/01 to 12/31. Place of Use:
Located within the city limits of
Post Falls.

Any exception to any claim of
water right may be filed with the
Director of the Idaho Department
of Water Resources, 4055 Gov't
Way, Coeur d'Alene, ID. 83814.

C. STEPHEN ALLRED
Director

Legal # 181.

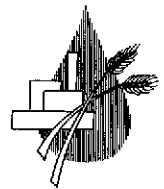
July 31 & Aug. 7, 1980. JS 196

LEADER

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that THE CITY OF POST FALLS
P.O. BOX 789 POST FALLS, IDAHO 83854 (Name of Claimant) Telephone No. 208-773-3511
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) 1948 ⁺

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
DEEP WELL IDAHO STREET tributary to MUNICIPAL

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Quantity	(cfs, gpd, AFA)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity <u>540 GPM</u>		Use <u>INTERMITTENT</u>	<u>MUNICIPAL</u>	Period of Use From <u>JAN 1</u>	To <u>DEC 31</u>
Quantity _____		Use _____		Period of Use From _____	To _____
Quantity _____		Use _____		Period of Use From _____	To _____
Quantity _____		Use _____		Period of Use From _____	To _____
Quantity _____		Use _____		Period of Use From _____	To _____

(4) 777,600 GPD MAX. TOTAL QUANTITY USED. BASED ON 540 GPM AVERAGE FLOW
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW 1/4 NW 1/4, Sec. 34 Twp. 51 N Rge. 5 W B.M., County of KOOTENAI
Additional points of diversion: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. 60 HP PUMP, 18" O.D. CASING

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
51N	5W	34					X												

No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: SERVICE IS FOR ENTIRE CITY OF POST FALLS MUNICIPAL

NOTE: Include here the type and number of stock watered: _____

(7) If you are claiming water as a member of an organization, list name of organization: FOR MUNICIPAL USE, CITY OF POST FALLS

OF SERVICE

(8) Remarks

Scale: 2 inches equal 1 mile.

section, township and range of the public land survey system.

SS {

SS {

affiant's knowledge.

19

July

Henry J. Hilling

Post Falls

$$h_1 = x$$

Date _____

Date 11/11/88
Date 7/28/87

Date 11/11/88
Date 7/28/87

Date 7/2/18

28/2/8

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Kootenai, } ss.

Jordan C. Armstrong 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 Notice of Water Rights

of which the annexed is a printed copy, was published in the regular Thursday issue of said newspaper for 2 consecutive issues, commencing on the 31st day of July, 1980 and ending on the 1st day of August, 1980, 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.

Jordan C. Armstrong
Subscribed and sworn to before me this 2nd day of Aug, 1980.

Robert G. Mankie
Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.

Legal Notice

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

95-4457

CITY OF POST FALLS, P.O.
Box 789, Post Falls, ID. 83854.
Source: Groundwater. Priority
Date: 01/01/1948. Amount: 1.20
CFS. Diversion Point: NWNW
Sec. 34, T. 51N, R. 05W, Kootenai
Co. Use: Municipal. (1.20 CFS)
from 01/01 to 12/31. Place of Use:
Located within the city limits of
Post Falls.

95-4458

CITY OF POST FALLS, P.O.
Box 789, Post Falls, ID. 83854.
Source: Groundwater. Priority
Date: 01/01/1948. Amount: 1.00
CFS. Diversion Point: NWNE
Sec. 34, T. 51N, R. 05W, Kootenai
Co. Use: Municipal. (1.00 CFS)
from 01/01 to 12/31. Place of Use:
Located within the city limits of
Post Falls.

Any exception to any claim of
water right may be filed with the
Director of the Idaho Department
of Water Resources, 4008 Gov't
Way, Coeur d'Alene, ID. 83814.

C. STEPHEN ALLRED
Director

Legal # 181.

July 31 & Aug. 7, 1980. JS 496

LEADER

MICROFILMED

MEMORANDUM

RECEIVED

DEC 16 2003

Department of Water Resources

To: Transfer File 70678
From: Bob Haynes
Date: December 5, 2003
Re: Evaluation of City of Post Falls Transfer

Authority to File

The City of Post Falls originally filed all water rights included in this transfer.

Water Right Validity

Three of the water rights included in the transfer were based on statutory claims. While no actual pump records were available, the city was able to provide minutes of Village Council meetings where bids to drill the wells that were the basis of the claims were approved. The priority dates of the claims have adjusted to reflect a reasonable development time for constructing the wells and bringing them on line in the city municipal supply system.

Enlargement of Use

Since the rights have always been used for municipal purposes, no enlargement will occur.

Local Public Interest

The action proposed, adding backup capacity to the city system, by this transfer will permit the city more flexibility in meeting the needs of the residents and is in the local public interest.

Beneficial Use/Conservation of Water Resources

A review of this application finds there is no inconsistency with the criteria set forth in Section 42-222, Idaho Code, which would prevent the approval of this application.

Discrepancy in advertised location of one point of diversion

The legal advertisement located proposed Well No. 8 in the NWNE Section 34, T51N, R5W. The actual location of the well will be in the NWNW Section 34, T51N, R5W. I checked our well construction database and found the only wells within one mile of the actual location belong to the City of Post Falls. Based on that, I do not believe re-advertising this transfer would serve any purpose.

MICROFILMED

MAR 29 2004

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: JB 70678

1. Right number (S) SEE APP Applicant CITY OF POST FALLS
2. Type of right: ☐ Decree ☒ License ☒ Claim
3. Purpose of transfer: ☐ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Other COMBINE WRS / CHANGE NATURE OF USE TO MUNICIPAL
4. Check:
 - a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
 - b. ☒ Description of original point of diversion.
 - c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
 - a. ☒ All of right.
 - b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
 - c. ☒ Check description of point(s) of diversion.
 - d. ☒ Check description of place of use.
 - e. ☒ Check map (shows p.d. and p.u. after transfer).
 - f. ☒ Check for correct signature, notarization, and fee.
 - g. ☒ Check proof of ownership of right &/or land from which water is transferred.
 - h. ☒ Check for expansion in use of right. Comments _____
 - i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) _____
 - j. ☐ Is use within a Watermaster District? ☐ Yes ☒ No
If yes, what district? _____

Published Statewide 8/21+28/03
CDA ok 8/29/03
LT ok 8/29/03
TN ok 9/2/03
PR ok 9/8/03
IS ok 9/8/03

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on _____ Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No last date for protests 9/8/03

RECOMMENDED ACTION

1. ☐ Approve
2. ☐ Deny
3. Conditions* Approval Updates Completed 12-22-2003
4. By _____ Date _____



**DEPARTMENT OF PUBLIC WORKS
WATER/WASTEWATER
STREETS/FLEET**

RECEIVED

DEC 12 2003

Department of Water Resources

RECEIVED

NOV - 3 2003

IDWR North

October 29, 2003

Idaho Department of Water Resource
Attn: Robert Haynes
1910 Northwest Boulevard, Suite 210
Coeur d'Alene, Idaho 83814

Dear Bob,

You and I spoke October 29, 2003, about the City of Post Falls Wells #1, #2, and #3, to establish more precise dates of when the wells were installed.

Well #1 (95-4460) had a "Claim to a Water Right" filed in 1980. At that time, the claim for "Date of Priority" was listed as 1946+/- . The attached minutes from the Village Council of Post Falls, dated September 24, 1946, shows the award of bid to A.A. Durand of Walla Walla, Washington, to drill two wells. At this same council meeting, Dickerson Machinery Co., Spokane, Wa., was awarded the bid for two pumps for the wells.

Well #2 (95-4458) had a "Claim to a Water Right" filed in 1980. At that time, the claim for "Date of Priority" was listed as 1945 +/- . The attachment mentioned above would also cover this well.

Well #3 (95-4457) had a "Claim to a Water Right" filed in 1980. At that time, the claim for "Date of Priority" was listed as 1948 +/- . The attachment of a meeting of the Post Falls Village Council held February 16, 1961, awarded the bid to E.W. Waller for digging and developing a new well.

In the 12 years of my employment with the City of Post Falls, I have always heard of Waller hand digging Well #3. Why in 1980 they listed the priority date as 1948 +/-, I cannot answer.

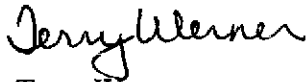
I hope this information is helpful in establishing dates for Wells 1, 2 and 3.

MICROFILMED

MAR 2 2 2004

If you have any other questions, do not hesitate to contact me. Try to find records from 40 to 60 years ago, and getting definite information has not proved to be as fruitful as one would like.

Sincerely,



Terry Werner
Public Works Superintendent

TW/hmd

MICROFILMED

MAR 29 2004

1 A special meeting of the village Council was held Sept. 24, 1946.
2 The meeting was called to order by chairman Eisenhower. All the
3 members were present. The purpose of the meeting was to open bids
4 as advertised for drilling of 2 wells., 2 pumps , pipe and fitting
5 and digging of ditches for the new water system.
6 One bid was submitted by A.A.Durrand & Son of Walla Walla, Wash.
7 on drilling of the 2 wells. After discussion of the bid Morris
8 made a motion that the Village accept the bid of Durrand & Son as
9 specified in the contract. Krage seconded the motion .(motion
10 carried). Two bids were received on pumps-
11 One bid from Spokane Machinery Co., Spokane, Wash. which quoted
12 prices on Pomona water lubricated pumps at \$3978.61 per pump.
13 also oil lubricated pumps at \$4124.00 per pump. One bid from Dick-
14 erson Machinery Co. Spokane, Wash.for oil lubricated Peerless Pump
15 at \$ 3618.20 per unit.
16 After some discussion Krage made a motion that the Village accept
17 the bid submitted by the Dickerson Machinery Co. for delivery of
18 2 Peerless Pumps at \$3618.20 each- Hall seconded the motion, motion
19 carried.
20 One bid was submitted by the B.B.&M Co. of Coeur d'Alene, Idaho,
21 ditching 5900 ft. of ditch at 16¢ per lineal ft.Hall made a
22 motion that the Village accept the bid of B.B.&M Co. at 16¢ per ft.
23 for ditching. motion seconded by Krage - motion carried- One bid
24 was submitted by the Pacific Water Works Supply Co. of Seattle,
25 Wash. on pipe and fitting as per specifications for \$13,703.99
26 Krage made a motion that the Village accept the bid from the Pacific
27 Water Works Supply of Seattle, Wash.on pipe and fittings -motion
28 carried. motion was made and seconded that the Village buy 20 Oil
29 flares at \$2.00 each from the Alaska Junk Co. Spokane, Wash.
30 motion carried. A discussion was held on buying 10 acres of county
31 land for a location for the new well. A motion was made and sec.
32 to purchase the land from the County at \$45.00 -motion carried.
There being no further business the meeting was adjourned.

R.H. Eisenhower
Chairman.

MICROFILMED
MAR 29 2004

John R. Peters
Clerk.

Minutes of the regular meeting of the Post Falls Village Board, held Feb;7 1961. Meeting was called to order by Chairman Seiter, at 8 P.M. with the following members present, Morris, Crowley, and Williamson.

H.E. Goodman, sent in a written resignation to the Board to be effective as of this date; but a motion not to accept was by Morris, seconded by Crowley and carried. It was the recommendation of the Board that Mr. Goodman be asked to act when needed until a member could be elected in his place in the coming April election. Three members of the different departments made reports on the January work accomplished, there was no Police Dpt report.

A motion to allow the Library Board, Tax apportionment received for the Library to date was by Morris seconded by Williamson and carried.

A motion that a release on the Hefte Construction Company contracts be drawn up by Attorney Ingalls, and that a notice of completion be printed in five weekly issues of the Coeur d'Alene Press was by Morris seconded by Williamson, and carried.

A motion to authorize the planning committee to investigate a certain alleged nuisance situation adjacent to Greens Ferry Road within the Village upon which a complaint was made by the Citizens of that district, was by Morris, seconded by Williamson and carried.

Minutes of the Previous month's meetings were read and approved as read, and the current month's bills were presented to the Board and on motion allowed; motion was by Morris, seconded by Williamson and carried.

A motion to raise the present load limit to 30,000 lbs was by Morris seconded by Williamson and carried.

A motion to purchase 200 feet of 2½ inch and 100 feet of 1½ inch HI pressure hose and also one used blower @ \$50.00 & one used Clinton powered generator for the Fire Department, was made by seconded by Crowley and carried. Generator price \$125.00. There being no further business the Board on motion adjourned.

E. C. Seiter
Chairman.

Alfred Hall
Village Clerk;

Minutes of the special meeting of the Post Falls Village Board held Feb. 10, 1961. Meeting called to order by Chairman Seiter at 8 P.M. with members Crowley, Morris and Seiter present.

A motion to pass the Kramer Pontiac Company Bill, with one exception, was made by Crowley seconded by Morris and carried.

A motion to purchase 5 designated Truck route signs was made by Morris seconded by Crowley and carried.

A motion by Morris, that Attorney Ingalls draft papers necessary for the vacating of a certain portion 4th street adjacent property purchased by Keaser from Lester Williamson, was seconded by Crowley and carried.

Next order of business, was the opening of bids on digging and developing a well for the Village; two bids were received considered, by the Board, E.W. Waller presented the low bid, but awarding the contract was postponed until Engineer Woodward made a more thorough study of the bids and reported to the Board.

The Board then on motion adjourned at 9:15 P. M.

E. C. Seiter
Chairman.

MICROFILMED

Alfred Hall
Village Clerk.

Minutes of the special meeting of the Post Falls Village Board held February 16, 1961, at 8 o'clock P.M.

Meeting was called to order by Chairman Seiter, with the following members present, Morris, Crowley, Seiter, and Williamson.

Meeting was for the purpose of awarding the contract digging and developing a new well for the Village.

A motion that the bid of E.W. Waller be accepted, and the contract awarded to him was made by Morris, seconded by Williamson and carried by unanimous vote.

Meeting was adjourned on motion at 8:45 P.M.

E. C. Seiter
Chairman.

Alfred Hall
Village Clerk.

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MAR 29 2006

The Idaho Statesman

RECEIVED
SEP 08 2003
IDWR/North

P.O. Box 40, Boise, Idaho 83707-0040
LEGAL ADVERTISING PROOF OF PUBLICATION

Account #	DTI#	Identification	Amount
100631	936525	TRANSFER OF WATER RIGHTS	\$160.50
Attention:		P.O. #	Run Dates
DIANNE BALL			AUGUST 21, 28, 2003
IDAHO DEPT. WATER RESOURCES NORTH 1910 NORTHWEST BLVD. SUITE 210 COEUR D'ALENE, ID 83814			Number of Lines 2 X 45
			Affidavit 1
			Legal # 17240

LEGAL NOTICE NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 70678

CITY OF POST FALLS, 408 N SPOKANE ST, POST FALLS ID 83854, has filed Application No. 70678 for changes to the following water rights within KOOTENAI County:

Right No. 95-7436
Priority 4/30/1974
Total Amount 4.00 CFS
Point(s) of Diversion S1 T50N R05W

Right No. 95-4457
Priority 1/1/1948
Total Amount 1.20 CFS
Point(s) of Diversion S34 T51N R05W

Right No. 95-8048
Priority 8/11/1980
Total Amount 3.79 CFS
Point(s) of Diversion S27 T51N R05W

Right No. 95-4458
Priority 1/1/1945
Total Amount 1.69 CFS
Point(s) of Diversion S34 T51N R05W

Right No. 95-8862
Priority 3/23/1994
Total Amount 4.68 CFS
Point(s) of Diversion L1 (NWNENE) S2 T50N R05W

Right No. 95-4460
Priority 1/1/1946
Total Amount 2.50 CFS
Point(s) of Diversion S34 T51N R05W

Note: The source for all rights is ground water and the use is municipal. Place of use for all of the above is within service area of applicant.

The purpose of the transfer is to change a portion of the above rights as follows: To correct the recorded point of diversion for 95-4457 from NWNW to NENE of S34 T51N R05W, and to consolidate the water rights of the City of Post Falls to allow use of portions of all the water rights from any well, including new wells within the system.

The proposed new wells will be located within the SWSE S27 T51N R05W and the NWNE of S34 T51N R05W, and will be used to provide for diversion capacity redundancy within the system.

THERE WILL BE NO INCREASE IN THE DIVERSION RATE OR THE DIVERSION VOLUME.

Protests may be submitted based on the criteria of Sec 42-222, Idaho Code.

Any protest against the proposed change must be filed with the Department of Water Resources, Northern Region, 1910 Northwest Blvd, Suite 210, Coeur D'Alene ID 83814 together with a protest fee of \$25.00 for each application on or before September 08, 2003. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Pub. Aug. 21, 28, 2003

17240

JANICE HILDRETH, being duly sworn, deposes and says: That she is the Principal Clerk of *The Idaho Statesman*, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in *The Idaho Statesman*, in conformity with Section 60-108, Idaho Code, as amended, for:

TWO

☒ consecutive weekly ☐ single
☐ consecutive daily ☐ odd skip
insertion(s)

beginning issue of: AUGUST 21, 2003

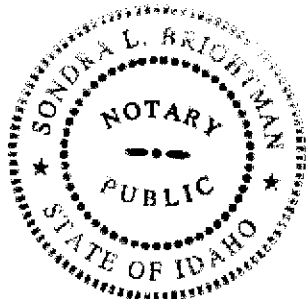
ending issue of: AUGUST 28, 2003

Janice Hildreth

STATE OF IDAHO)
) SS
COUNTY OF ADA)

On this 3 day of SEPTEMBER in the year of 2003 before me, a Notary Public, personally appeared before me Janice Hildreth 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 she executed the same.

Dondra Z. Brykman
Notary Public for Idaho
Residing at: Boise, Idaho
My Commission expires: 6/20/06



MICROFILMED
MAR 29 2004

**NOTICE OF
PROPOSED CHANGE
OF WATER RIGHT
TRANSFER NO. 70678**

CITY OF POST FALLS, 408 N SPO-
KANE ST, POST FALLS ID 83854,
has filed Application No. 70678 for
changes to the following water rights
within KOOTENAI County:

Right No. 95-7436

Priority 4/30/1974
Total Amount 4.00 CFS
Point(s) of Diversion
S1 T50N R05W

Right No. 95-8048

Priority 8/11/1980
Total Amount 3.79 CFS
Point(s) of Diversion
S27 T51N R05W

Right No. 95-8862

Priority 3/23/1994
Total Amount 4.68 CFS
Point(s) of Diversion
L1 (NWNENE) S2 T50N R05W

Right No. 95-4457

Priority 1/1/1948
Total Amount 1.20 CFS
Point(s) of Diversion
S34 T51N R05W

Right No. 95-4458

Priority 1/1/1945
Total Amount 1.69 CFS
Point(s) of Diversion
S34 T51N R05W

Right No. 95-4460

Priority 1/1/1946
Total Amount 2.50 CFS
Point(s) of Diversion
S34 T51N R05W

**Note: The source for all rights is
ground water and the use is
municipal. Place of use for all of
the above is within service area of
applicant.**

**The purpose of the transfer is to
change a portion of the above
rights as follows:**

To correct the recorded point of
diversion for 95-4457 from NWNW to
NENE of S34 T51N R05W, and to
consolidate the water rights of the
City of Post Falls to allow use of por-
tions of all the water rights from any
well, including new wells within the
system.

The proposed new wells will be
located within the SWSE S27 T51N
R05W and the NWNE of S34 T51N
R05W, and will be used to provide
for diversion capacity redundancy
within the system.

**THERE WILL BE NO INCREASE
IN THE DIVERSION RATE OR THE
DIVERSION VOLUME.**

Protests may be submitted based
on the criteria of Sec 42-222, Idaho
Code.

Any protest against the proposed
change must be filed with the
Department of Water Resources,
Northern Region, 1910 Northwest
Blvd, Suite 210, Coeur D'Alene ID
83814 together with a protest fee of
\$25.00 for each application on or
before September 08, 2003. The
protestant must also send a copy of
the protest to the applicant.

KARL J DREHER, Director
Published: August 21, 28, 2003

Post Register

**RECEIVED
SEP 08 2003
IDWR/North**

MICROFILMED

MAR 29 2004

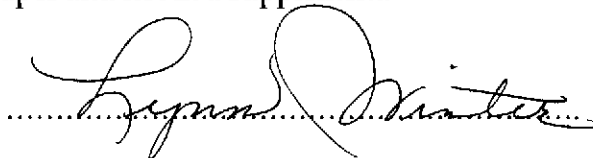
Proof of Publication The Post Register

RECEIVED
SEP 08 2003
IDWR/North

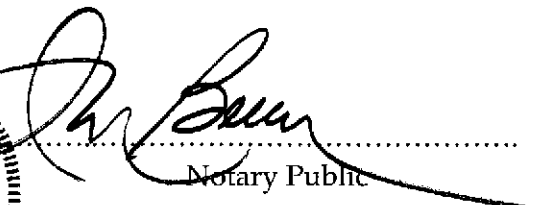
State of Idaho
County of Bonneville

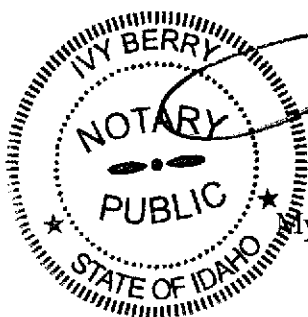
I, Lynn Winter or ~~Danae Jacobsen~~, first being duly sworn, depose and say: That I am the Production Supervisor or ~~Asst. Prod. Supervisor~~ of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post Register, a newspaper of general circulation, published daily at Idaho Falls, Idaho; said Post Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the First day of November, 1931, and each of said newspapers have been published continuously and uninterruptedly, prior to consolidation, for more than twelve consecutive months and said Post Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post Register for 2 consecutive (days) weeks, first publication having been made on the 21ST day of AUGUST 2003, last publication having been made on the 28TH day of AUGUST 2003 at the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.



Subscribed and sworn to before me, this 3RD day of SEPTEMBER 2003


Notary Public



My commission expires January 10, 2009

MICROFILMED

MAR 23 2004

Proof of Publication The Post Register

RECEIVED
SEP 08 2003
IDWR/North

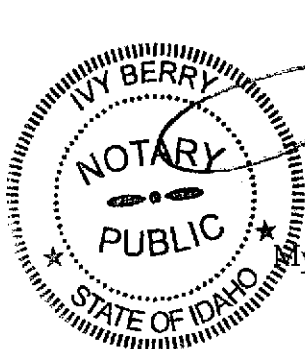
State of Idaho
County of Bonneville

I, Lynn Winter ~~or Danae Jacobsen~~, first being duly sworn, depose and say: That I am the Production Supervisor ~~or Asst. Prod. Supervisor~~ of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post Register, a newspaper of general circulation, published daily at Idaho Falls, Idaho; said Post Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the First day of November, 1931, and each of said newspapers have been published continuously and uninterruptedly, prior to consolidation, for more than twelve consecutive months and said Post Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post Register for 2 consecutive (days) weeks, first publication having been made on the 21ST day of AUGUST 2003, last publication having been made on the 28TH day of AUGUST 2003 at the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

.....*Lynn Winter*.....

Subscribed and sworn to before me, this 3RD day of SEPTEMBER 2003



.....*Ivy Berry*.....
Notary Public

My commission expires January 10, 2009

MICROFILMED
MAR 29 2004

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 70678**

CITY OF POST FALLS, 408 N SPOKANE ST, POST FALLS ID 83854, has filed Application No. 70678 for changes to the following water rights within KOOTENAI County:

Right No. 95-7436

Priority 4/30/1974
Total Amount 4.00 CFS
Point(s) of Diversion S1 T50N R05W

Right No. 95-8048

Priority 8/11/1980
Total Amount 3.79 CFS
Point(s) of Diversion S27 T51N R05W

Right No. 95-8862

Priority 3/23/1994
Total Amount 4.68 CFS
Point(s) of Diversion L1 (NWNENE) S2 T50N R05W

Right No. 95-4457

Priority 1/1/1948
Total Amount 1.20 CFS
Point(s) of Diversion S34 T51N R05W

Right No. 95-4458

Priority 1/1/1945
Total Amount 1.69 CFS
Point(s) of Diversion S34 T51N R05W

Right No. 95-4460

Priority 1/1/1946
Total Amount 2.50 CFS
Point(s) of Diversion S34 T51N R05W

Note: The source for all rights is ground water and the use is municipal. Place of use for all of the above is within service area of applicant.

The purpose of the transfer is to change a portion of the above rights as follows:

To correct the recorded point of diversion for 95-4457 from NWNW to NENE of S34 T51N R05W, and to consolidate the water rights of the City of Post Falls to allow use of portions of all the water rights from any well, including new wells within the system.

The proposed new wells will be located within the SWSE S27 T51N R05W and the NWNE of S34 T51N R05W, and will be used to provide for diversion capacity redundancy within the system.

THERE WILL BE NO INCREASE IN THE DIVERSION RATE OR THE DIVERSION VOLUME.

Protests may be submitted based on the criteria of Sec 42-222, Idaho Code.

Any protest against the proposed change must be filed with the Department of Water Resources, Northern Region, 1910 Northwest Blvd, Suite 210, Coeur D'Alene ID 83814 together with a protest fee of \$25.00 for each application on or before September 08, 2003. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

PUBLISH: August 21 and 28, 2003.

RECEIVED

SEP 02 2003

IDWR/North

45714

Affidavit of Publication

STATE OF IDAHO
COUNTY OF TWIN FALLS } SS.

I, Christy Haszler being first duly sworn upon oath, depose and say that I am Principal Clerk of the TIMES-NEWS, published daily at Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for (2) Two consecutive issues, commencing with the issue dated August 21, 2003, and ending with the issue dated August 28, 2003.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published as a daily newspaper except Saturday, until July 31, 1978, at which time said newspaper began daily publication under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho to be issue thereof, Thursday is announced as the day on which said legal notices will be published.

STATE OF IDAHO
COUNTY OF TWIN FALLS

On this 28th day of August in the year 2003, before me,

Notary Public, personally appeared Christy Haszler, 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.

DAVID MCQUIRE
NOTARY PUBLIC
STATE OF IDAHO

Notary Public for Idaho

Residing at Twin Falls, Idaho.

My commission expires: 5-19-09

AFFIDAVIT OF PUBLICATION

AUG 29 2003

IDWR/North

STATE OF IDAHO,
County of Kootenai,

} ss.

Kattie Hay

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 *21* day of *August* 20 *03*, and ending on the *28* day of *August* 20 *03*, 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.

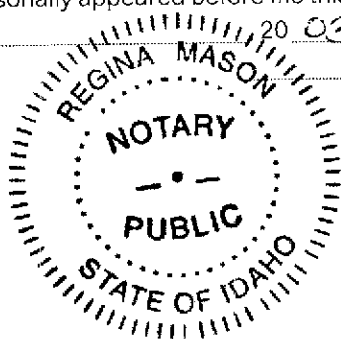
Kattie L. Hay

Personally appeared before me this *28* day of *August* 20 *03*

Regina Mason

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

MY COMMISSION EXPIRES 6/18/09



The film helped launch the ac-
its young stars, Cuba Gooding
and Morris Chestnut, and ear-
Academy Award nominations in
director and best screenplay.

"I am tripping out," Singleton
"In 1977, when I was 9 years old
with my dad to go the Chinese
'Star Wars.' This is where I lear-
ate cinema. I want to thank my

Singleton's other credits inclu-
Justice," "Shaft," "Higher Learn
2 Furious." An anniversary editi-
the Hood" debuts on DVD Tues

Boreanaz enjoys acting in

LOS ANGELES — David Bo-
playing the TV vampire "Angel"
possessed by a legion of rambur

The supernatural drama on th-
cles the "life" of a youthful-looki-
bloodsucker who's trying to red-
of wickedness by helping people
infested Los Angeles.

The DVD of the second seaso-
debuts Tuesday.

The program, recently renewe-
son thanks to support from critic-
spoken fans, often flashes back t-
youth in 18th century Europe, hi-
become good after being cursed
gypsies, his brooding life as a lo-

MICROFILMED

MAR 29 2004

TRIBUNE PUBLISHING COMPANY, INC.
The Lewiston Morning Tribune
505 C St., P.O.Box 957
Lewiston, Idaho 83501
(208) 743-9411

Date 08/28/2003 INVOICE NO. 335125
Account No. 964750
Description 335125NOTICE OF PROPOSE

Times 2 Lines 80
RECEIVED Tab. Lines _____
AUG 29 2003 \$ 119.60
IDWR/North

**LEGAL ADVERTISING
INVOICE**

SOLD TO: ID DEPT. OF WATER RESOURCES
1910 NORTHWEST BLVD. STE 210
COEUR D'ALENE ID 83814

NOTICE: This is an invoice of Purchase made by you. Statement will be rendered the first of the month.
Please Retain This Invoice as Your Statement Will Refer to Invoice by No. Only.

335125
**NOTICE OF
PROPOSED CHANGE
OF WATER RIGHT
TRANSFER NO. 70678**
CITY OF POST FALLS, 408 N
SPOKANE ST, POST FALLS ID
83854, has filed Application No.
70678 for changes to the following
water rights within KOOTENAI
County:

Right No. 95-7436

Priority 4/30/1974

Total Amount 4.00 CFS

Point(s) of Diversion

S1 T50N R05W

Right No. 95-8048

Priority 8/11/1980

Total Amount 3.79 CFS

Point(s) of Diversion

S27 T51N R05W

Right No. 95-8862

Priority 3/23/1994

Total Amount 4.68 CFS

Point(s) of Diversion

L1 (NWNENE) S2 T50N R05W

Right No. 95-4457

Priority 1/1/1948

Total Amount 1.20 CFS

Point(s) of Diversion

S34 T51N R05W

Right No. 95-4458

Priority 1/1/1945

Total Amount 1.69 CFS

Point(s) of Diversion

S34 T51N R05W

Right No. 95-4460

Priority 1/1/1946

Total Amount 2.50 CFS

Point(s) of Diversion

S34 T51N R05W

Note: The source for all rights is
ground water and the use is munic-
ipal. Place of use for all of the
above is within service area of ap-
plicant.

The purpose of the transfer is to
change a portion of the above
rights as follows:

To correct the recorded point of di-
version for 95-4457 from NWNW to
NENE of S34 T51N R05W, and to
consolidate the water rights of the
City of Post Falls to allow use of
portions of all the water rights
within any well, including new wells
within the system.

The proposed new wells will be lo-
cated within the SWSE S27 T51N
R05W and the NWNE of S34 T51N
R05W, and will be used to provide
for diversion capacity redundancy
within the system.

**THERE WILL BE NO INCREASE
IN THE DIVERSION RATE OR
THE DIVERSION VOLUME.**

Protests may be submitted based
on the criteria of Sec 42-222, Idaho
Code.

Any protest against the proposed
change must be filed with the De-
partment of Water Resources,
Northern Region, 1910 Northwest
Blvd, Suite 210, Coeur D'Alene ID
83814 together with a protest fee of
\$25.00 for each application on or
before September 08, 2003. The
protestant must also send a copy of
the protest to the applicant.

KARL J DREHER, Director
Published on August 21 and 28, 2003

AFFIDAVIT OF PUBLICATION

Karen Lewis, being duly sworn, deposes and
says, I am the Legal Clerk of the Tribune
Publishing Company, a corporation organized and existing
under and by virtue of the laws of the State of Idaho
and under and by virtue of the laws of the State of Washington,
paper of general circulation published at Lewiston, Nez Perce
County, Idaho; That the said Lewiston Morning Tribune is
an established newspaper and has been published regularly
and issued regularly at least once a day for more than 21
consecutive years next immediately preceding the first
publication of this notice, and has been so published
uninterrupted for said period; that the 335125NOTICE OF
attached hereto and which is made a part of this affidavit
was published in the said Lewiston Morning Tribune,
2 time(s). Publication being on
08/21, or once a WEEK
for 2 consecutive WEEK,
the first publication thereof being on the 08/21/2003,
and the last publication thereof being on the 08/28/2003,
and said 335125NOTICE OF was so published in the
regular and entire issue of said newspaper and was not in a
supplement thereof and was so published in every issue and
number of the said paper, during the period and times of
publication as set forth above.

Karen J Lewis

State of Idaho

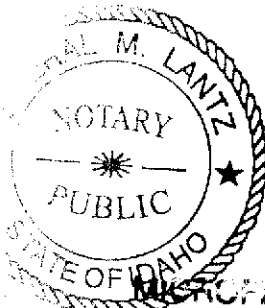
S.S.

County of Nez Perce

On this 28th day of Aug in the year
of 2003, before me, a Notary Public, personally
appeared Karen J Lewis, 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.

Sheryl M Lentz

Notary Public in and for the State of Idaho,
residing at Lewiston, therein
Commission Expires June 4, 09



MAR 29 2004

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 70678**

CITY OF POST FALLS, 408 N SPOKANE ST, POST FALLS ID 83854, has filed Application No. 70678 for changes to the following water rights within KOOTENAI County:

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Priority 4/30/1974
Total Amount 4.00 CFS
Point(s) of Diversion S1 T50N R05W

Right No. 95-8048

Priority 8/11/1980
Total Amount 3.79 CFS
Point(s) of Diversion S27 T51N R05W

Right No. 95-8862

Priority 3/23/1994
Total Amount 4.68 CFS
Point(s) of Diversion L1 (NWNENE) S2 T50N R05W

Right No. 95-4457

Priority 1/1/1948
Total Amount 1.20 CFS
Point(s) of Diversion S34 T51N R05W

Right No. 95-4458

Priority 1/1/1945
Total Amount 1.69 CFS
Point(s) of Diversion S34 T51N R05W

Right No. 95-4460

Priority 1/1/1946
Total Amount 2.50 CFS
Point(s) of Diversion S34 T51N R05W

Note: The source for all rights is ground water and the use is municipal. Place of use for all of the above is within service area of applicant.

The purpose of the transfer is to change a portion of the above rights as follows:

To correct the recorded point of diversion for 95-4457 from NWNW to NENE of S34 T51N R05W, and to consolidate the water rights of the City of Post Falls to allow use of portions of all the water rights from any well, including new wells within the system.

The proposed new wells will be located within the SWSE S27 T51N R05W and the NWNE of S34 T51N R05W, and will be used to provide for diversion capacity redundancy within the system.

THERE WILL BE NO INCREASE IN THE DIVERSION RATE OR THE DIVERSION VOLUME.

Protests may be submitted based on the criteria of Sec 42-222, Idaho Code.

Any protest against the proposed change must be filed with the Department of Water Resources, Northern Region, 1910 Northwest Blvd, Suite 210, Coeur D'Alene ID 83814 together with a protest fee of \$25.00 for each application on or before September 08, 2003. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on August 21 and 28, 2003.

MICROFILMED

MAR 29 2004



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

PLEASE SUBMIT A PROOF PRIOR TO PUBLICATION

August 13, 2003

LEGAL NOTICE DEPARTMENT
COEUR D ALENE PRESS
201 N 2ND
COEUR D ALENE ID 83814

FAXED TO MISTI AT 664-0212

RE: Transfer No. 70678

Water Right No(s). 95-7436 95-8048 95-8862 95-4457 95-4458 95-4460

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, on August 21 and 28, 2003, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 09/08/2003. Your cooperation is GREATLY appreciated.

Thanks D

Thank you,

Sincerely

Dianne

Dianne Ball
Administrative Assistant

MICROFILMED

MAR 29 2004



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

PLEASE SUBMIT A PROOF PRIOR TO PUBLICATION

August 13, 2003

LEGAL NOTICE DEPARTMENT
POST-REGISTER
PO BOX 1800
IDAHO FALLS ID 83402

FAXED TO 208-529-3142

RE: Transfer No. 70678

Water Right No(s). 95-7436 95-8048 95-8862 95-4457 95-4458 95-4460

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, on August 21 and 28, 2003, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 09/08/2003. Your cooperation is GREATLY appreciated.

Thanks to U

Thank you,

Sincerely

Dianne

Dianne Ball
Administrative Assistant

MICROFILMED

MAR 29 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

PLEASE SUBMIT A PROOF PRIOR TO PUBLICATION

August 13, 2003

LEGAL NOTICE DEPARTMENT
TIMES NEWS
PO BOX 548
TWIN FALLS ID 83303

e-mailed to Ruby at legals@magicvalley.com

RE: Transfer No. 70678

Water Right No(s). 95-7436 95-8048 95-8862 95-4457 95-4458 95-4460

Dear Ruby:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, on August 21 and 28, 2003, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 09/08/2003. Your cooperation is GREATLY appreciated.

Thank you, and have a wonderful day.

Sincerely

Dianne Ball
Administrative Assistant

MICROFILMED

MAR 29 2004

Ball, Dianne

From: Ball, Dianne
Sent: Wednesday, August 13, 2003 1:49 PM
To: Legal Notices - Times News (E-mail)
Subject: Legal Notice for publication on August 21 and 28, 2003

Good afternoon Ruby,



May you have a sunny day!

Attached you will find a copy of our cover letter to you requesting publication of the legal notice, also attached.

Please send a proof prior to publication.

If you have ANY questions, please call me, and will you please reply by e-mail to acknowledge receipt of this request.

Thank you very much, and have a great day.

Dianne

MICROFILMED
MAR 29 2004

8/13/2003

Ball, Dianne

From: Ruby Aufderheide [legals@magicvalley.com]
Sent: Wednesday, August 13, 2003 2:01 PM
To: Ball, Dianne
Subject: RE: Legal Notice for publication on August 21 and 28, 2003

Dianne,
This is to confirm receipt of your Notice of Proposed Change of Water Right Transfer No. 70678.
I will send you a proof when I get it set up.
Have a great day!
Ruby

-----Original Message-----

From: Ball, Dianne [mailto:dball@idwr.state.id.us]
Sent: Wednesday, August 13, 2003 3:49 PM
To: Ruby Aufderheide
Subject: Legal Notice for publication on August 21 and 28, 2003

Good afternoon Ruby,



May you have a sunny day!

Attached you will find a copy of our cover letter to you requesting publication of the legal notice, also attached.

Please send a proof prior to publication.

If you have ANY questions, please call me, and will you please reply by e-mail to acknowledge receipt of this request.

Thank you very much, and have a great day.

Dianne

MICROFILMED

MAR 29 2004

8/13/2003



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450 Fax (208) 769-1454

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

PLEASE SUBMIT A PROOF PRIOR TO PUBLICATION

August 13, 2003

e-mailed to Janice/Tina at: legals@idahostatesman.com

LEGAL NOTICE DEPARTMENT
IDAHO STATESMAN
PO BOX 40
BOISE ID 83707

RE: Transfer No. 70678

Water Right No(s). 95-7436 95-8048 95-8862 95-4457 95-4458 95-4460

Good morning

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, on August 21 and 28, 2003, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 09/08/2003. Your cooperation is GREATLY appreciated, as always.

Thank you, and have a wonderful day.

Sincerely

Dianne Ball
Administrative Assistant

MICROFILMED

MAR 29 2004

Ball, Dianne

From: Ball, Dianne
Sent: Wednesday, August 13, 2003 1:44 PM
To: Legal Notices-Idaho Statesman (E-mail)
Subject: Legal Notice for publication on August 21 and 28, 2003

Greetings to you,



Attached you will find a copy of our cover letter to you requesting publication of the legal notice, also attached.

Please send a proof prior to publication.

If you have ANY questions, please call me, and will you please reply by e-mail to acknowledge receipt of this request.

Thank you very much, and have a great day.

Dianne

MICROFILMED

MAR 29 2004

8/13/2003



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

Fax (208) 769-1454

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

PLEASE SUBMIT A PROOF PRIOR TO PUBLICATION

August 13, 2003

LEGAL NOTICE DEPARTMENT
LEWISTON MORNING TRIBUNE
505 C ST PO BOX 957
LEWISTON ID 83501

e-mailed to Karen at kLewis@lmtribune.com

RE: Transfer No. 70678

Water Right No(s). 95-7436 95-8048 95-8862 95-4457 95-4458 95-4460

Dear Karen:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, on August 21 and 28, 2003, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 09/08/2003. Your cooperation is GREATLY appreciated.

Thank you, and have a wonderful day.

Sincerely,

Dianne

Dianne Ball
Administrative Assistant

MICROFILMED

MAR 23 2004

Ball, Dianne

From: Ball, Dianne
Sent: Wednesday, August 13, 2003 2:40 PM
To: Legal Notices-Lewiston Tribune (E-mail)
Subject: Legal notice for publication on August 21 and 28, 2003

Good afternoon, Karen



I hope you are having a beautiful day.

Following is a copy of our cover letter requesting publication of the legal notice, which also follows.

Please reply to my e-mail letting me know you received this ok.

Also, please send me a proof prior to publication on this one.

Thanks every so much - it's always a joy to work with you.

Dianne

Dianne Ball, Administrative Assistant
 Idaho Department of Water Resources
 1910 Northwest Blvd., Suite 210
 Coeur d'Alene, ID 83814
 Phone 208-769-1450 FAX 208-769-1454



Aug
13,
2003

PLEASE SUBMIT A PROOF PRIOR TO PUBLICATION

**LEGAL NOTICE DEPARTMENT
 LEWISTON MORNING TRIBUNE
 505 C ST PO BOX 957
 LEWISTON ID 83501**

e-mailed to Karen at klewis@lmtribune.com

RE: Transfer No. 70678

Water Right No(s). 95-7436 95-8048 95-8862 95-4457 95-4458 95-4460

Dear Karen:

**MICROFILMED
 MAR 29 2004**

8/13/2003

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Thank you, and have a wonderful day.

Sincerely

Dianne

Dianne Ball
Administrative Assistant

~~~~~  
**NOTICE OF PROPOSED CHANGE OF WATER RIGHT  
TRANSFER NO. 70678**

CITY OF POST FALLS, 408 N SPOKANE ST, POST FALLS ID 83854, has filed Application No. 70678 for changes to the following water rights within KOOTENAI County:

**Right No. 95-7436**

Priority 4/30/1974  
Total Amount 4.00 CFS  
Point(s) of Diversion S1 T50N R05W

**Right No. 95-8048**

Priority 8/11/1980  
Total Amount 3.79 CFS  
Point(s) of Diversion S27 T51N R05W

**Right No. 95-8862**

Priority 3/23/1994  
Total Amount 4.68 CFS  
Point(s) of Diversion L1 (NWNENE) S2 T50N R05W

**Right No. 95-4457**

Priority 1/1/1948  
Total Amount 1.20 CFS  
Point(s) of Diversion S34 T51N R05W

**Right No. 95-4458**

Priority 1/1/1945  
Total Amount 1.69 CFS  
Point(s) of Diversion S34 T51N R05W

**Right No. 95-4460**

Priority 1/1/1946  
Total Amount 2.50 CFS  
Point(s) of Diversion S34 T51N R05W

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MAR 29 2004

8/13/2003

**Note: The source for all rights is ground water and the use is municipal. Place of use for all of the above is within service area of applicant.**

**The purpose of the transfer is to change a portion of the above rights as follows:**

To correct the recorded point of diversion for 95-4457 from NWNW to NENE of S34 T51N R05W, and to consolidate the water rights of the City of Post Falls to allow use of portions of all the water rights from any well, including new wells within the system.

The proposed new wells will be located within the SWSE S27 T51N R05W and the NWNE of S34 T51N R05W, and will be used to provide for diversion capacity redundancy within the system.

**THERE WILL BE NO INCREASE IN THE DIVERSION RATE OR THE DIVERSION VOLUME.**

Protests may be submitted based on the criteria of Sec 42-222, Idaho Code.

Any protest against the proposed change must be filed with the Department of Water Resources, Northern Region, 1910 Northwest Blvd, Suite 210, Coeur D' Alene ID 83814 together with a protest fee of \$25.00 for each application on or before September 08, 2003. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on August 21 and 28, 2003.

MICROFILMED  
MAR 29 2004



**State of Idaho**  
**DEPARTMENT OF WATER RESOURCES**

**NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615**  
**(208) 769-1450**

**DIRK KEMPTHORNE**  
GOVERNOR

**KARL J. DREHER**  
DIRECTOR

August 13, 2003

TERRY WERNER  
CITY OF POST FALLS  
408 N SPOKANE ST  
POST FALLS ID 83854

RE: Application for Transfer No 70678  
Water Right No(s) 95-7436 95-8048 95-8862 95-4457 95-4458 95-4460

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your water right transfer application. Please refer to the above referenced transfer number in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the Coeur d'Alene Press, the Lewiston Morning Tribune, Times News, Post Register and Idaho Statesman on August 21 and 28, 2003. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

If the application is protested you will be sent a copy of the protest(s). All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in Boise for final processing. The State Office will notify you of any action taken on the application and will send you a copy of the permit if approved.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Allen Beardslee  
Senior Water Resource Agent

MICROFILMED

MAR 29 2004

State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number

95-4457

Applicant

City of Jost Falls

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☐ Exceptions processed.

By

ms

Date

8/8/80

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

Maureen

Date

8/25/80

RECEIVED  
AUG 28 1980

95-445Z-

CITY OF POST FALLS

P.O. BOX 789, POST FALLS, ID 83854

Source: GROUNDWATER

Priority Date: 01/01/1948

Amount: 1.20 CFS

Diversion Point: NWNW Sec 34 T 51N R 05W, KOOTENAI Co.

Use: MUNICIPAL (1.20 CFS) from 01/01 to 12/31

Place of Use: Located within the city limits of Post Falls.

RECEIVED

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Northern Region

---

JOHN V. EVANS  
Governor  
C. STEPHEN ALLRED  
Director

4055 Government Way  
Coeur d'Alene, ID 83814  
(208) 667-6484

AUGUST 18, 1980

CITY OF POST FALLS  
P.O. BOX 789  
POST FALLS

ID 83854

RE: Claim No. 95-4457

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

Robert G. Harnes, P.E.  
Regional Supervisor

Enclosure - Receipt 15318 \$60.00 - 2 Claims { 95-4457  
95-4458

RECEIVED