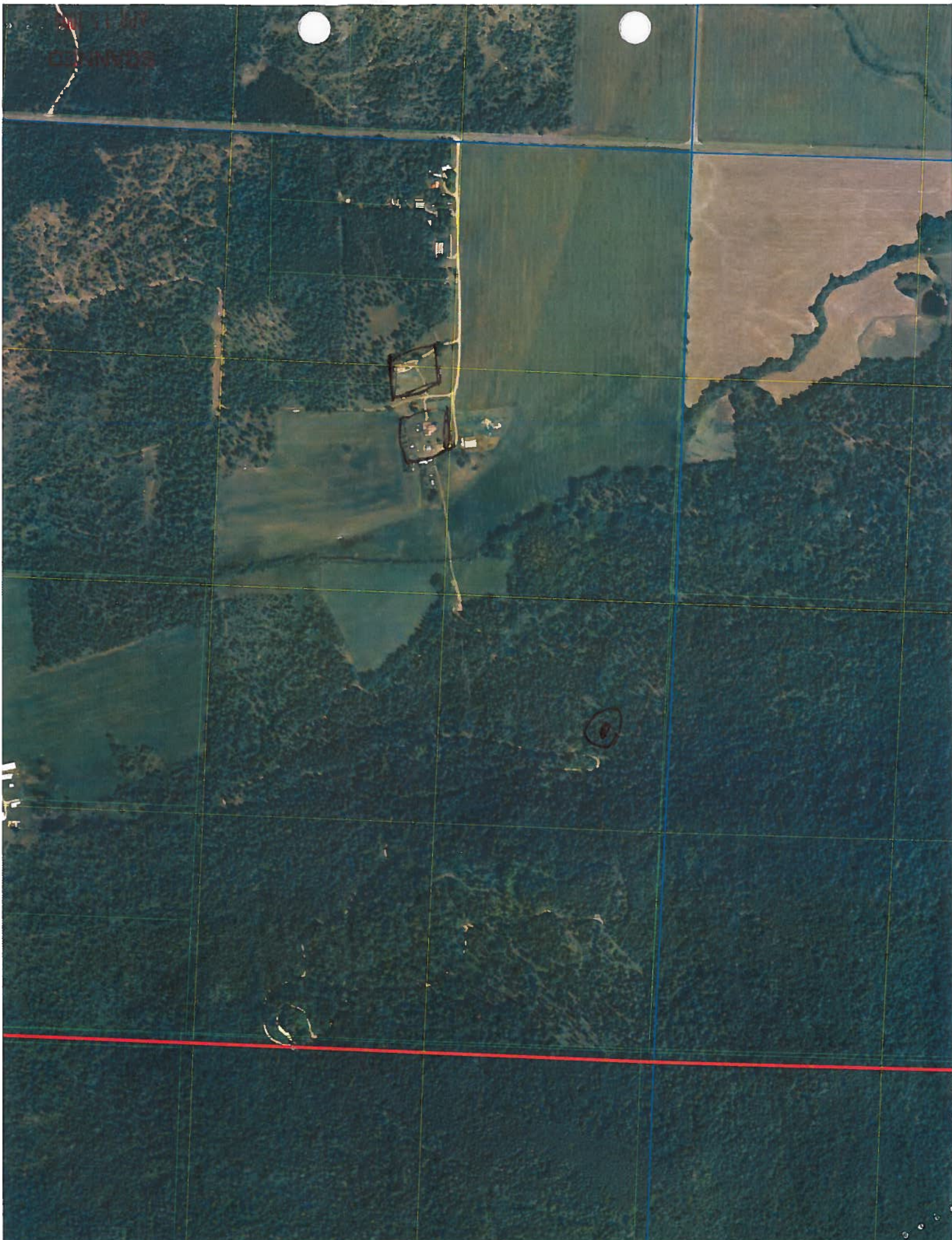




Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single 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.

Notice is hereby given that Allan D. Kyle
(Name of Claimant)

Rt. 1, Box 93, Athol, Idaho 83801 Telephone No. 683-2663
(Mailing Address) (Zip Code)

(1) Date of priority: (When was the water first applied to a beneficial use) 1910

(1) Date of priority: (When was the water first applied to a beneficial use) 1910

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Cataract Creek (Lightning Creek) tributary to **Sage Creek**

		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
(cfs, af)				(Mo., Day)	(Mo., Day)
Quantity	<u>0.08 cfs</u>	Use	<u>Domestic</u>	Period of Use From	<u>1-1</u> To <u>12-31</u>
Quantity	<u>0.06 cfs</u>	Use	<u>Irrigation</u>	Period of Use From	<u>3-15</u> To <u>11-30</u>
Quantity	<u>0.015 cfs (1200 gpd)</u>	Use	<u>Stockwater</u>	Period of Use From	<u>1-1</u> To <u>12-31</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4) 0.155 cfs TOTAL QUANTITY USED.
(cfs. af)

15) A) Point of diversion: (Location of point where water is diverted from its source)
NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 35 Twp. 53N Rge. 3W 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. A small diversion ditch takes a portion of the streams water to a small basin (approximately 6 feet in diameter and one foot deep) from which the water is transported via pipeline to the farmstead. The ditch is about 70' long.

(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.

[illegible]

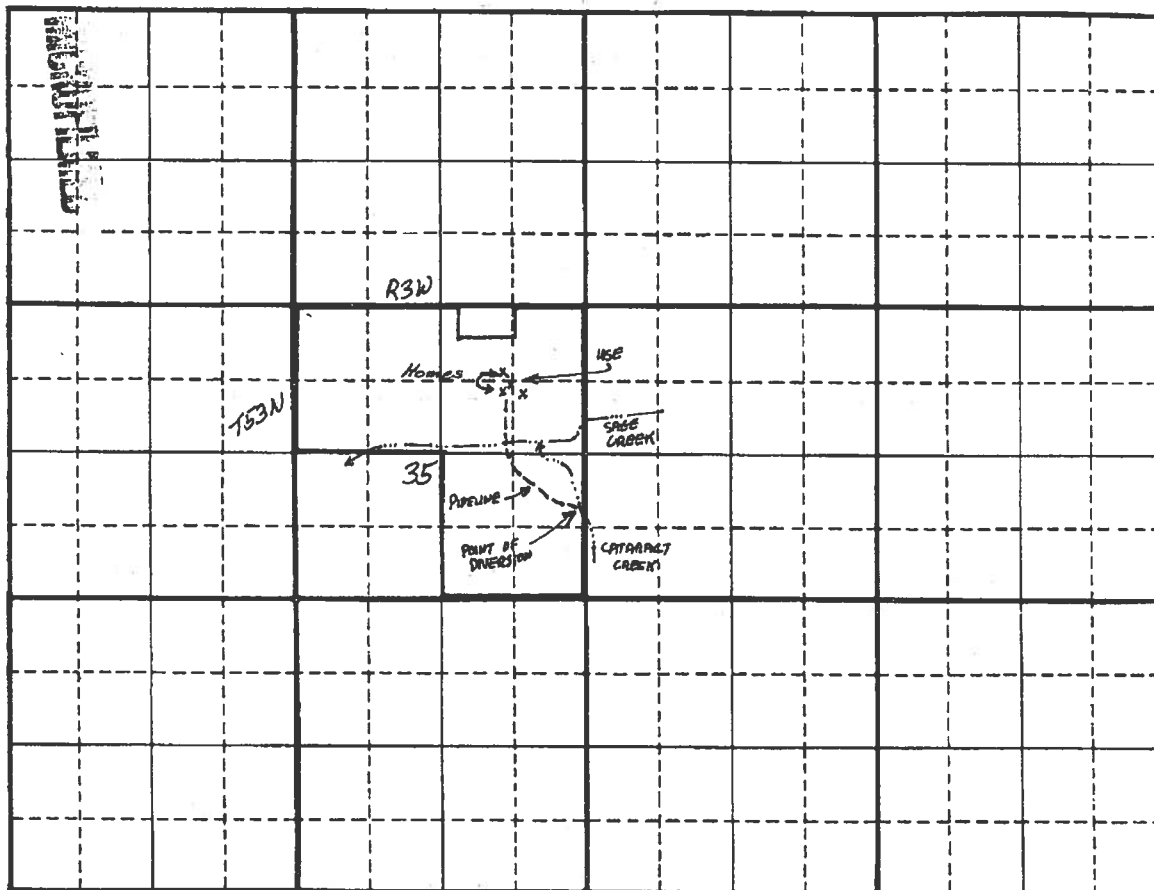
No. of acres 3

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Domestic use includes 2 households, plus lawn. Irrigation covers an orchard, 2 gardens (1/2 acre), 1 acre of lawn (additional). Livestock allows for 40 cows plus their calves (total = 80 head) plus sheep plus lambs. Also a small number of miscellaneous animals - horses, hogs, chickens and rabbits.

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: _____

(B) Remarks _____



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 26th day of May, 1983.

Mark H. Hyle
(Claimant)
Louise Bice
Notary Public
Residing at Coeur d'Alene

My commission expires life

FOR DEPARTMENT USE ONLY

Received by JK Date 5-26-83 Exception filed by: _____ Date _____
Prelim. check by JK Date 5-26-83
\$30.00 fee received by JK Date 5-26-83 (27031)
Published in Coeur d'Alene Press
Dates 6/9-6/16/83

State of Idaho
License and Certificate of Water Right

Water License No. 6744
 Water District No. 94

Amount 0.8 sec. ft.
 Priority 9-27-1910.

THIS IS TO CERTIFY that Robert C. Egbers
 of Coeur d'Alene, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated September 27th, 19 10; that Permit No. 6744
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1
 second feet, was issued thereunder on November 20th, 1911, showing that said works
 were completed on the 4th day of November, 1911; and that on the 28th
 day of September, 19 18,

Robert C. Egbers

of Coeur d'Alene, State of Idaho, made proof to the satisfaction of the
 State Engineer of Idaho, of a right to the use of the waters of Cataract Creek,
 a tributary of , for the purpose of irrigation and domestic use,
 under Use Permit No. 6744 of the State Engineer, and that said right to the use of said
 waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State
 Engineer of Idaho and entered of record in Volume 5 of Licenses, at page 2376, on the 23rd
 day of November, 19 18;

The right hereby confirmed dates from September 27th, 19 10;

The Point of Diversion is located 570 feet S. and 181 feet W. of the $\frac{1}{4}$ Cor. of
 in the $\frac{1}{4}$ $\frac{1}{4}$, Sec. 35-36, Tp. 53N., R. 3 W., B.M.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
 aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not
 exceed 0.8 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
53 N	3 W	35	SW $\frac{1}{4}$ NE $\frac{1}{4}$	40	40

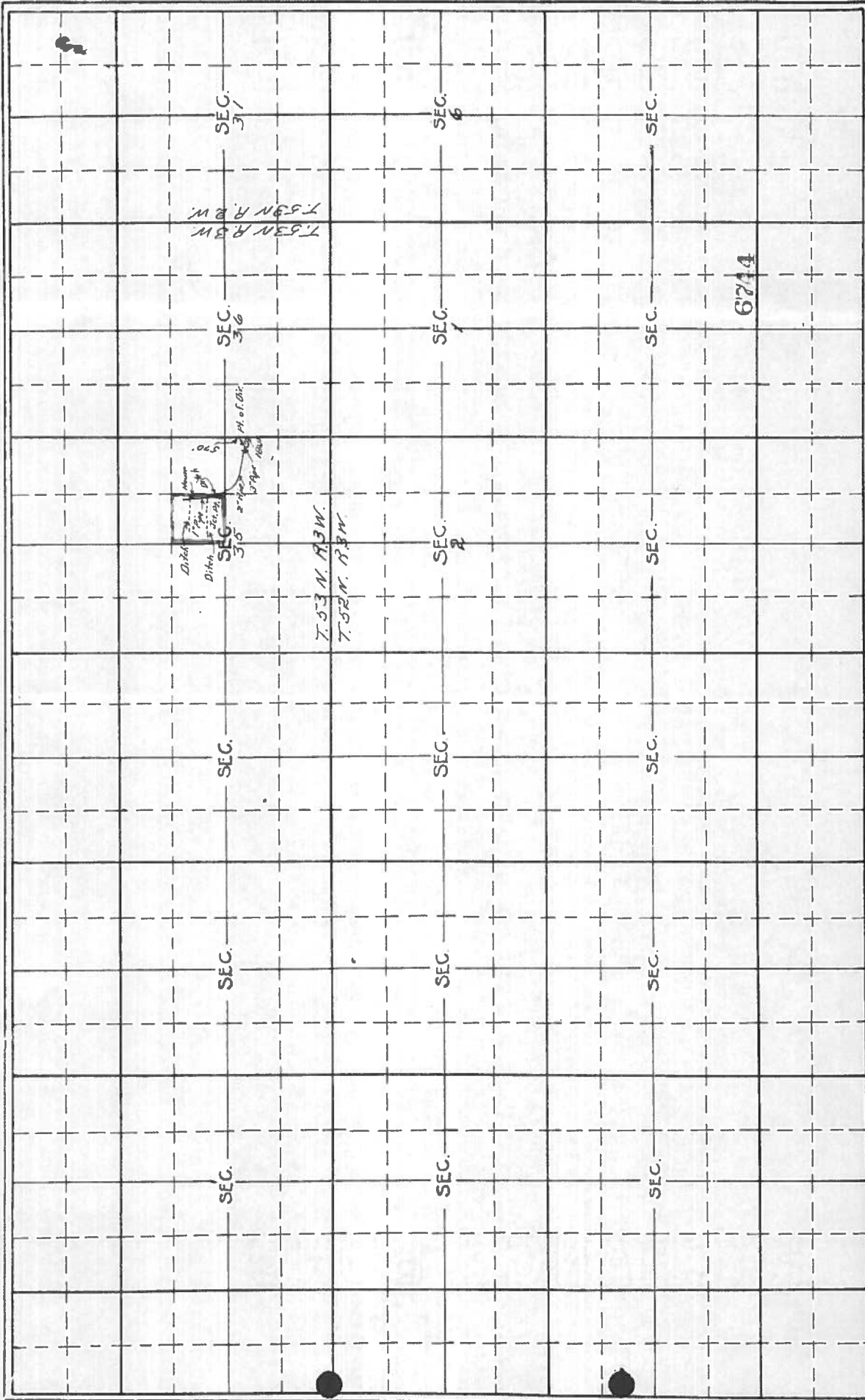
The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of
 use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Engineer, affixed at Boise, Idaho, this 23rd
 day of November, 19 18.

(SEAL)

FRED A. WILKIE,
 State Engineer.

Name of Applicant Fr. Egbers



SCALE: 2 INCHES = 1 MILE. DRAW PLAN IN INK