



State of Idaho

DEPARTMENT OF WATER RESOURCES

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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

May 16, 2018

LEO SIMPSON
PO BOX 989
HAYDEN ID 83835

SUBJECT: Notice of Error Reply on Notice of Claim to a Water Right Number 95-38

Dear Mr. Simpson:

The Idaho Department of Water Resources has reviewed the Notice of Error Reply for the above referenced water right claim. On this Notice of Error you had disagreed with the priority date, stating that it should be March 1, 1957, and that your water right should be 95-37. And, it is noted, that you sent along several pictures of homes indicating that the Neeri House was built after your home, sometime after 1960 compared to your home which was built in 1958.

Unfortunately, we are unable to make the requested change to the water right for the following reason:

The Hayden Lake decree, issued April 10, 1969, lists the place of use for water right 95-37 as Government Lot 5, Section 4, T51N, R3W; Tax #6517. This tax lot is for the Neeri home whose original owner would have been Merlin Black. The tax number for your parcel is 22082, and unfortunately, the decree does not reference a tax number for the lot appurtenant to 95-38, only the legal description as Government lot 5, Section 4, T51N, R3W. That original owner's name was Charles Blackhart.

Based on this information, the water rights are appurtenant to the correct property.
Please feel free to contact me if you have any questions. I can be reached at (208) 762-2800.

Sincerely,

Linda A. Werner
Water Resource Agent, Sr.

Enclosure: Copy - Page 18 Hayden Lake Decree Booklet

BINGHAM, W. S. and Patricia F. (continued)

Priority: 6/1/60

Source: Hayden Lake

Purpose: Domestic (1 house)

Period of use: From 1/1 to 12/31

Quantity per year: 0.57 acre foot

Maximum rate of diversion: 0.02 c.f.s.

Type and point of diversion: Pump, Tax #5045, Govt. Lot 2, Sec. 16,
T. 51 N., R. 3 W.B.M.

Place of use: Tax #5045, Govt. Lot 2, Sec 16, T. 51 N., R. 3 W.B.M.

BLACK, Mrs. Chester or Beatrix B., W. 4005 Lyons, Spokane, Washington

File No.: 95-0036

Priority: 6/1/55

Source: Hayden Lake

Purpose: Domestic (1 house)

Period of use: From 4/1 to 10/31

Quantity per year: 0.40 acre foot

Maximum rate of diversion: 0.02 c.f.s.

Type and point of diversion: Pump, Lot 62, Honeysuckle Hills Bldg. Site,
Govt. Lot 5, Sec. 20, T. 51 N., R. 3 W.B.M.

Place of use: Lot 62, Honeysuckle Hills Bldg. Site, Govt. Lot 5, Sec. 20,
T. 51 N., R. 3 W.B.M.

BLACK, Merlin, No. 9515 Wall St., Spokane, Washington

File No.: 95-0037

Priority: 3/1/57

Source: Hayden Lake

Purpose: Domestic (1 house)

Period of use: From 4/1 to 10/31

Quantity per year: 0.40 acre foot

Maximum rate of diversion: 0.02 c.f.s.

Type and point of diversion: Pump, Govt. Lot 5, Sec. 4, T. 51 N.,
R. 3 W.B.M.

Place of use: Govt. Lot 5, Sec. 4, T. 51 N., R. 3 W.B.M. Tax #6517

BLACKHART, Charles W. and Bertha, W. 2827 Beacon, Spokane, Washington

File No.: 95-0038

Priority: 3/1/68

Source: Hayden Lake

Purpose: Domestic (1 house)

Period of use: From 4/1 to 10/31

Quantity per year: 0.40 acre foot

Maximum rate of diversion: 0.02 c.f.s.

Type and point of diversion: Pump, Govt. Lot 5, Sec. 4, T. 51 N.,
R. 3 W.B.M.

Place of use: Govt. Lot 5, Sec. 4, T. 51 N., R. 3 W.B.M.

BLANKENSHIP, Harold D., 1822 N. 27th Place, Sheboygan, Wisconsin

File No.: 95-0039

Priority: 6/1/60

Source: Hayden Lake