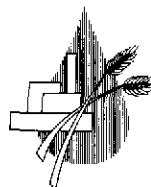


No Color
Documents
In File

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 Mr. G. Leslie Britton

(Name of Claimant)

1132 Britton Road Moscow, Idaho 83843

(Mailing Address)

(Zip Code)

Telephone No. 208 882 4097

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) Prior to 1912 see attached statement

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)

Ground water tributary to

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

(cfs, af)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive) (Mo., Day)	(Mo., Day)
Quantity <u>0.08 cfs</u> <u>0.04</u>	Use <u>Domestic (2 dwellings)</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
Quantity	Use	Period of Use From	To
Quantity	Use	Period of Use From	To

- (4) 0.08 cfs 0.04 TOTAL QUANTITY USED.

(cfs, af)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

SE 1/4 SE 1/4, Sec. 18 Twp. 40 N Rge. 5 W B.M., County of Latah

Additional points of diversion: none

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. This is a well 87 ft. deep with a submersible pump. Well is located 25 ft. from one dwelling and 170 ft. from the second dwelling. Water is piped through a one in. line to both houses and a shop.

- (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 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
40N	5W	18																X	

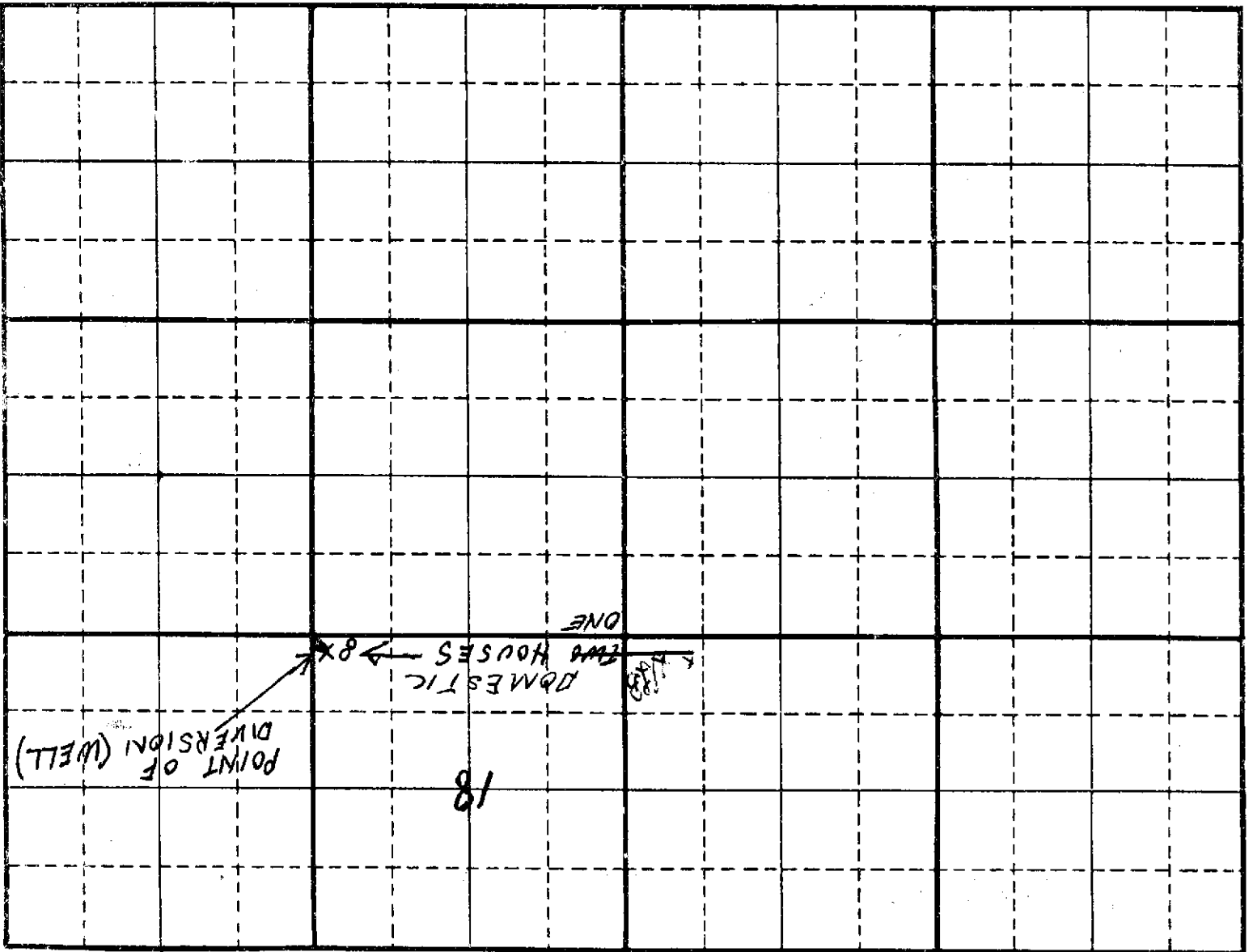
No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: This well is used for domestic purposes for two dwellings and includes irrigation of large lawns, garden and live-stock, car washing etc.

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: I am claiming water for myself and wife and will sign for her as this property is owned jointly.

- (6 B) Has varied over the years from 12 head of cattle & horses, 40 hogs and 30 sheep down to two head horses. At present none.



T. HON
R. 5

My commission expires 8-18-85

FOR DEPARTMENT USE ONLY

Received by [Signature] Date 12/1/82 (1-13-83)
Prelim. check by [Signature] Date 12-21-82 (1-13-83)
\$30.00 fee received by [Signature] Date 12/21/82 (25174)
Published in [Signature] Dates 9/30/83

TO WHOM IT MAY CONCERN

I, Bill Patterson, nephew of Mrs. Mildred Knepper, state that the well in question has been on that land as far back as I can remember which is about 1915. I also state that the Kneppers owned this land for some years prior to 1915 and that they built the first house there and the well was no doubt drilled by the Knepper family a number of years prior to 1915

Bill W. Patterson

State of Idaho
County of Latah

On this 10 day of January, in the year 1983.

before me, Ellen L. Johnston, a Notary Public in and for said state, personally appeared Bill W. Patterson, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

Ellen L. Johnston

Notary Public for the State
Idaho, Residing at Moscow, Idaho.

January 3, 1983

TO WHOM IT MAY CONCERN:

I, Frank Schultz state that I purchased the land in question from the Kneppers in 1937 and sold it to Mr. Douglas Kelley around 1956. The well was in usage during that time by me.

Frank Schultz

STATE OF IDAHO)
COUNTY OF LATAH) ss

On this 3rd. day of January, in the year 1983, before me, Inez E. Wernecke, a Notary Public in and for said State, personally appeared Frank Schultz, known to me to be the person whose name is subscribed to the above instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year first written above.

Inez E. Wernecke
Notary Public for the State of
Idaho

Residing at Moscow, Idaho

TO WHOM IT MAY CONCERN:

Mrs. Kathryn Rogers (now living) states that she lived on within mentioned land from 1933 to 1936 ^{K. Rogers} and that the well was here at that time and was used by her while she lived in the house.

Kathryn Orr Rogers

STATE OF IDAHO)
County of Latah) ss

On this 6 day of January, in the year 1983,
before me, Ellen L. Johnston, a Notary Public in
and for said state, personally appeared KATHRYN ORR ROGERS,
known to me to be the person whose name is, are subscribed to
the within instrument and acknowledged to me that he executed
the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed
my official seal, the day and year in this certificate first
above written.

(SEAL)

Ellen L. Johnston
Notary Public for the State of
Idaho, Residing
at Moscow, Id

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

Ray Rosch

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

That he is the printer of The DAILY IDAHONIAN, a newspaper of general circulation, printed and published daily except Sunday at Moscow, Latah County, Idaho, in compliance with Sections 60-106, 60-107, and 60-108 of the Idaho Code and the amendments thereto; that the notice of which the annexed is a full, true and correct printed copy was published in the regular and entire issues of said newspaper and not in a supplement thereto, upon the following

dates: February 3, 10, 1983

the same being the dates designated for the publication of said legal notice.

Ray Rosch

Subscribed and sworn to before

me this 15th day of February

19 83

Carol J. McNamee

Notary Public,

residing at Moscow, Idaho

2/23/83

Priority Date: 01/01/1958
Diversion Pt: SESE Sec 18 T 40N R 05W
Use: DOMESTIC (0.04 CFS)
In: SESE Sec 18 T 40N R 05W
87-4059

BRITTON, G. LESLIE
1132 BRITTON RD., MOSCOW, ID 83843
Source: GROUNDWATER

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

87-4058

BRITTON, G. LESLIE
1132 BRITTON RD., MOSCOW, ID 83843
Source: GROUNDWATER

Priority Date: 01/01/1912
Diversion Pt: SESE Sec 18 T 40N R 05W
Use: DOMESTIC (0.04 CFS)
In: SESE Sec 18 T 40N R 05W

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814.
KEN DUNN, Dir.

Feb. 3, 10, 1983

RECEIVED

FEB 17 1983

Department of Water Resources
Northern District Office



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

A. Keith Dunn
~~Executive Director~~
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

January 10, 1983

Mr. G. Leslie Britton
1132 Britton Rd.
Moscow, Id. 83843

87-4058
87-4059
RECEIVED
NOV 16 1983

Department of Water Resources

Dear Mr. Britton:

I have enclosed the two claims we discussed on the phone.

Please have the 1958 claim notarized and return it to this office with a \$30.00 filing fee. On the 1912 claim, please initial the items changed. Your initials are required twice under Item No. 3, Under Item No. 4, Item No. 6b and on the map for a total of five placed.

If you need any further assistance, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms
Enc. - Claims (2)

MICROFILMED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number 87-4059 Applicant Dutton

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 JK Date 2/23/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By CW Date 3/2/83

RECEIVED
MAR 02 1983

Department of Water Resources

8Z-4059.

BRITTON, G. LESLIE

1132 BRITTON RD., MOSCOW, ID 83843

Source: GROUNDWATER

Priority Date: 01/01/1912

Diversion Pt: SESE Sec 18 T 40N R 05W

Use: DOMESTIC (0.04 CFS)

In: SESE Sec 18 T 40N R 05W

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

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

FEBRUARY 22, 1983

G. LESLIE BRITTON
1132 BRITTON RD.
MOSCOW

ID 83843

RE: Claim No. 87-4059

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. Haynes, P.E.
Regional Supervisor

Enclosure