

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Kim Johnson being first duly sworn on oath

deposes and says that he/she is Bookkeeper

of the Sandpoint Daily Bee, a newspaper printed and

published at Sandpoint, in Bonner County, Idaho; that the

said newspaper has been continuously and uninterruptedly

published in said Bonner County during a period of 12

months prior to the first publication of the hereto attached

notice of publication in the case of:

as it was published in the regular and entire issue of the

said paper for a period of _____ consecutive

weeks, commencing on 30 day of Aug, 1986

and ending on the _____ day of Aug, 1986

and that said notice was published in said newspaper.

Kim Johnson

Subscribed and sworn to before me this _____ day

of _____, 1986.

Notary Public for Idaho

Residing at Sandpoint, Idaho

RECEIVED
JUL 30 1986
DEPT. OF WATER RESOURCES

NOTICE OF APPLICATION
FOR WATER RIGHT

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

96-8461

ZOLLER, FRED A.
165 CAMP BAY RD., SANDPOINT,
ID 83864

Source: UNNAMED SLOUGH trib.
to SINKS

Diversion Pt: SWNESW Sec 11 T 56N
R 01W

Use: IRRIGATION (0.060 CFS)

Date Filed: 06/16/1986

In: SWSW SESW Sec 11 T 56N R 01W
FOR 2 ACRES

96-8462

ATMCo

BOX 736, SANDPOINT, ID 83864

Source: GROUNDWATER

Diversion Pt: NENW Sec 03 T 54N R
02W

Use: DOMESTIC (0.250 CFS)

Date Filed: 07/21/1986

In: NESW NWSW SWSW SESW
NESE NWSE SWSE SESE Sec 34 T

55N R02W SWSW Sec 35T 55N R 02W

NWNW Sec 02 T 54N R 02W NENE

NWNE SWNE SENE NENW NWNW
Sec 03 T 54N R 02W

96-8463

YUNGER, KEVIN D. &/or RHON-
DA T.

BOX 1171, SANDPOINT, ID 83864

Source: SPRINGS trib. to SINKS

Diversion Pt: SESW Sec 17 T 56N R
03W

Use: DOMESTIC (0.010 CFS)

Date Filed: 07/18/1986

In: NESE Sec 17 T 56N R 03W

96-8464

FORKEY, JAMES D.

BOX 3045, LAKESHORE DR.,

SAGLE, ID 83860

Source: SPRING trib. to SINKS

Diversion Pt: SWNESW Sec 15 T 56N
R 03W

Use: DOMESTIC (0.040 CFS)

Date Filed: 06/17/1986

In: SWSW Sec 15 T 56N R 03W

The permit(s) will be subject to all
prior water rights. Protests must be

filed with the Director, Dept. of
Water Resources, 4055 Government

Way, Suite 9, Coeur d'Alene, Idaho
83814 on or before AUGUST 18, 1986.

KEN DUNN, Dir.

NOTICE OF CLAIMS
TO WATER RIGHTS

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

96-4544

SWAIN, ROBERT M. &/or DONNIS
J.

RT. 1 BOX 61, ATHOL, ID 83801

Source: SPRING trib. to SINKS

Diversion Pt: NWNW Sec 34 T 54N R
03W

Use: DOMESTIC (0.040 CFS)

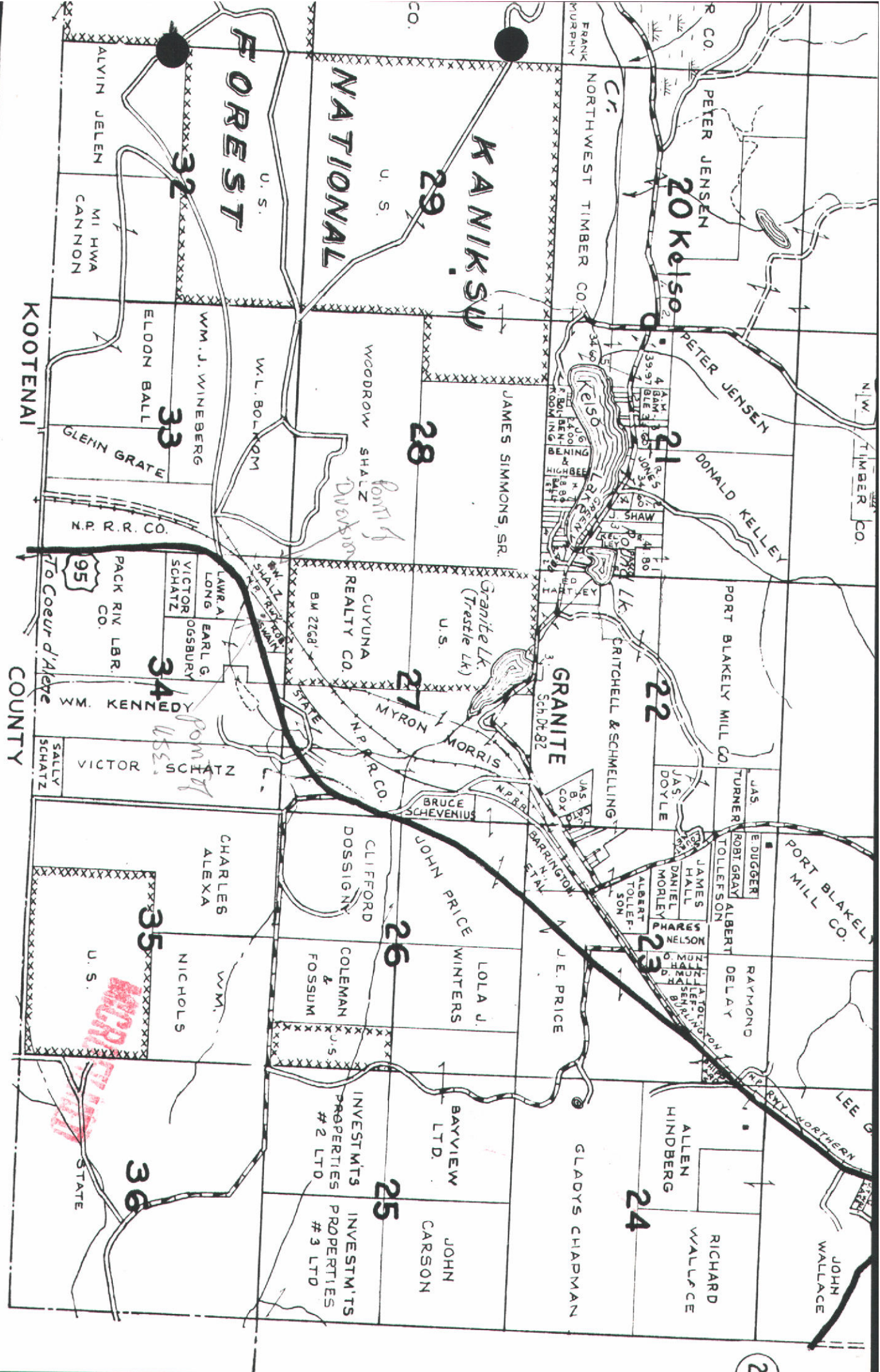
Priority Date: 04/10/1971

In: NWNW Sec 34 T 54N R 03W

Exceptions to a claim may be filed
with the Director, Dept. of Water

Resources, Northern Region, 4055
Government Way, Suite 9, Coeur
d'Alene, Idaho 83814.

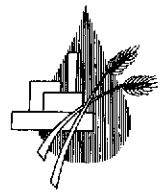
KEN DUNN, Dir.



NOTE:

The filing deadline has been extended with a substantially increased fee:
Date Claim Filed Fee
Until 6-30-1983 \$30
7-01-1983 thru 6-30-1984 \$100
7-01-1984 thru 6-30-1988 \$200

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

Robert M Swain and Dennis J. Swain, H & W
(Name of Claimant)
RT # 1, Box 61 Idaho 83501 Telephone No. 683-2094
(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) April 19 1971

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)

Spring - NO NAME tributary to SINKS

(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, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
Quantity		Use		Period of Use From	To
<u>2000 gpd</u>		<u>Domestic</u>		<u>Apr 71</u>	<u>June 86</u>
<u>0.04 cfs</u>		<u>DOMESTIC</u>		<u>4-1</u>	<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

(4) 0.04 cfs - 2000 gpd TOTAL QUANTITY USED.
(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. 34N Rge. 3W B.M., County of Banner
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. Cement and Rock Reservoir with gravity feed pipeline from point of diversion to point of use

(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.

changes by D.S.

T	R	SEC.	NE%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
<u>54N</u>	<u>3W</u>	<u>34</u>																	<u>1/2</u>

No. of acres 1/2

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Domestic use, including internal house hold use, watering of lawn and garden and water for livestock

Dom - 1 HOME

NOTE: Include here the type and number of stock watered: chickens, Horses, cows

(7) If you are claiming water as a member of an organization, list name of organization: N/A

Dates

Published in

\$30.00 fee received by

Prelim. check by

Received by

Date

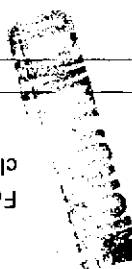
6/13/86

Exception filed by

Forwarded to

Date

Date 6/13/86 # 32168



My commission expires

1992

Notary Public
Residing at

Kathy G. Hanna
Other

Sworn to before me this 13 day of June

1986
(Claimant)

X Robert M. Hansen
X Dennis J. Hansen

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.

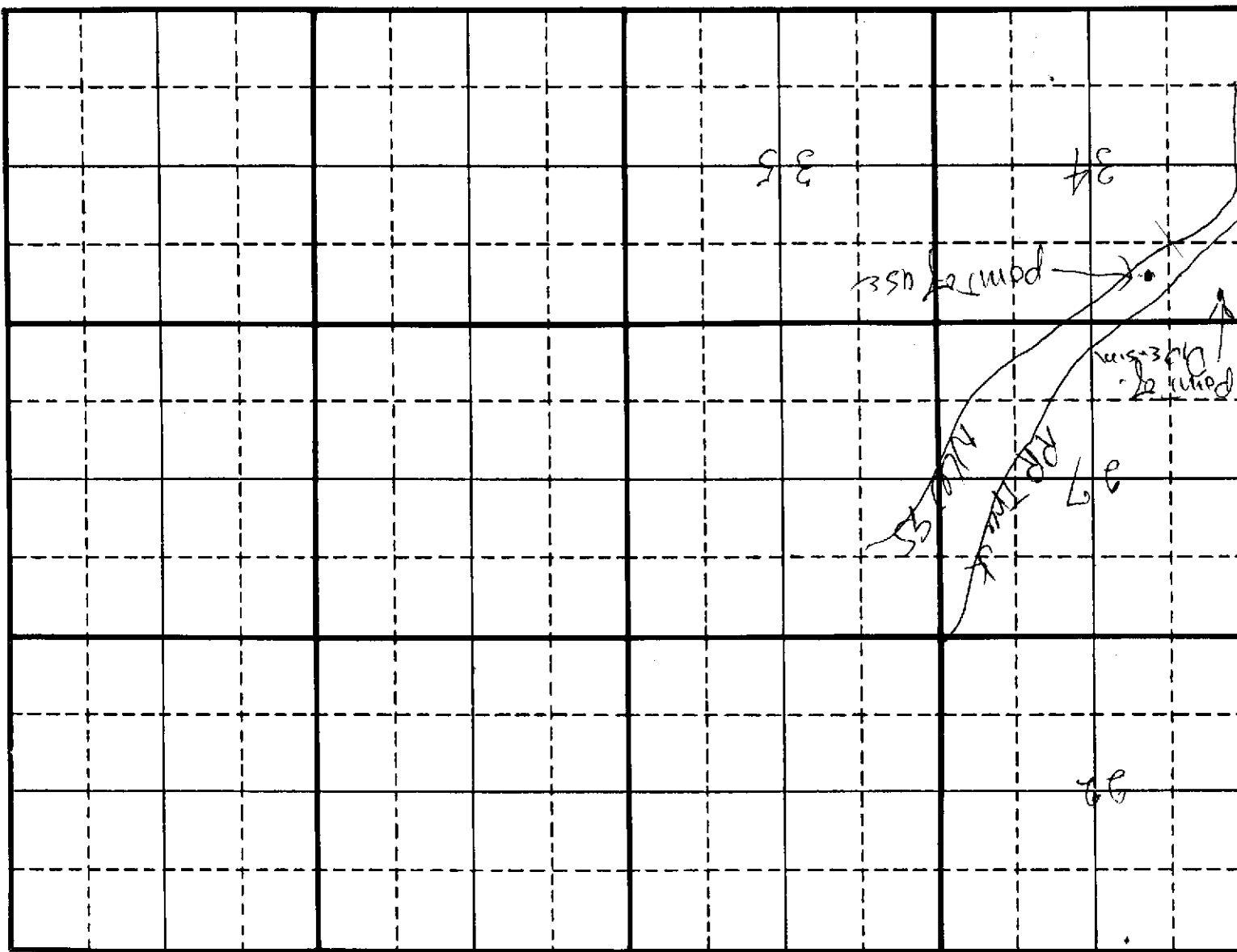
State of Idaho

) ss.
)

County of POTEAU

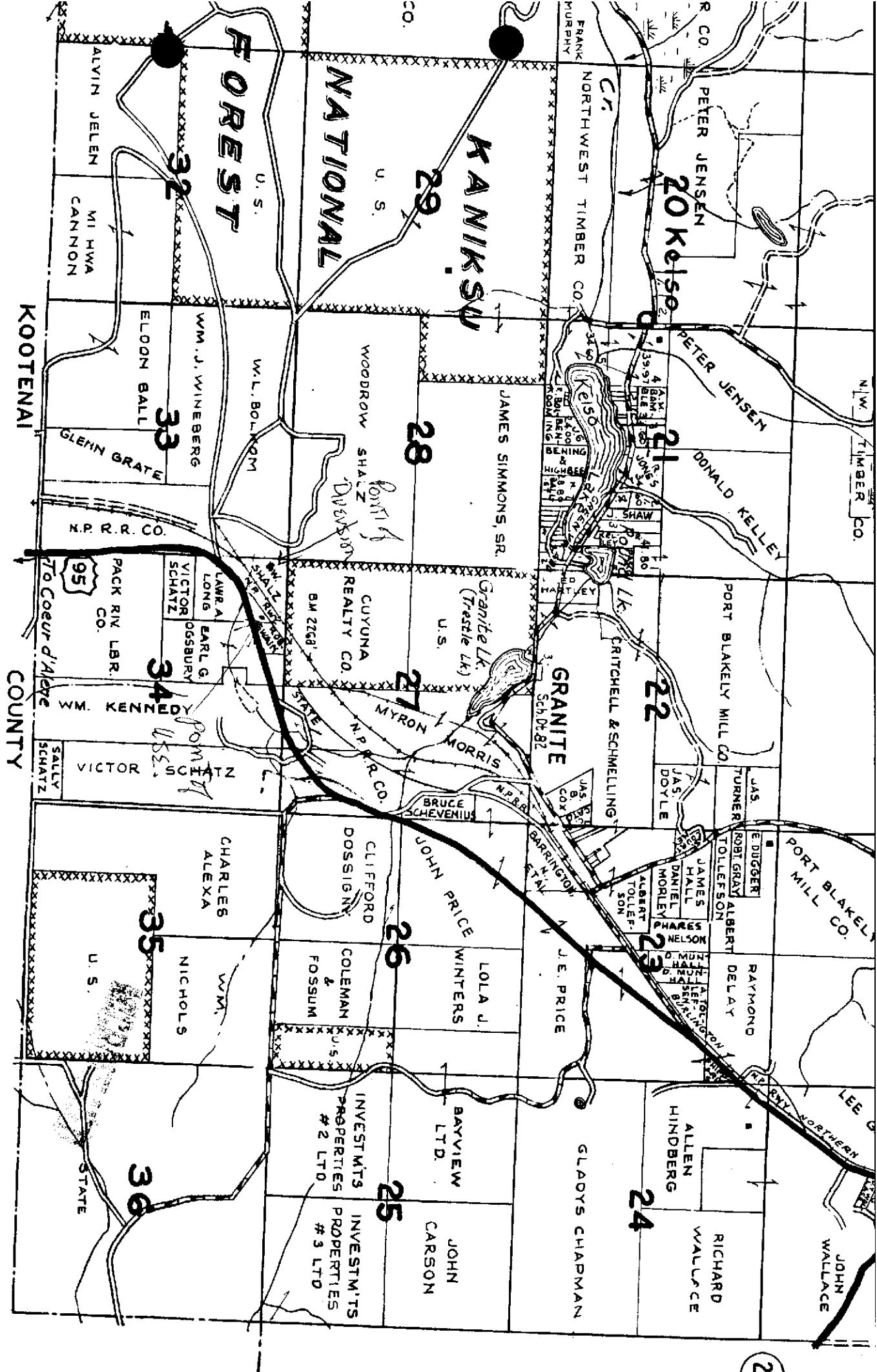
Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

Scale: 2 inches equal 1 mile.



(8) Remarks

See Attached Map



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County of Bonner,

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deposes and says that he/she is Bookkeeper
of the Sandpoint Daily Bee, a newspaper printed and
published at Sandpoint, in Bonner County, Idaho; that the
said newspaper has been continuously and uninterruptedly
published in said Bonner County during a period of 12
months prior to the first publication of the hereto attached
notice of publication in the case of:

as it was published in the regular and entire issue of the
said paper for a period of _____ consecutive
weeks, commencing on _____ day of _____, 19____
and ending on the _____ day of _____, 19____
and that said notice was published in said newspaper.

Kim Johnson
Subscribed and sworn to before me this _____ day
of _____, 19____.

Notary Public for Idaho

Residing at Sandpoint, Idaho

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55N R02W SWSW Sec 35T 55N R 02W
NWNW Sec 02 T 54N R 02W NENE
NWNW Sec 03 T 54N R 02W

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KEN DUNN, Dir.

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96-4544

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J.
RT. 1 BOX 61, ATHOL, ID 83801
Source: SPRING trib. to SINKS
Diversion Pt: NWNW Sec 34 T 54N R
03W
Use: DOMESTIC (0.040 CFS)
Priority Date: 04/10/1971
In: NWNW Sec 34 T 54N R 03W

Exceptions to a claim may be filed
with the Director, Dept. of Water
Resources, Northern Region, 4055
Government Way, Suite 9, Coeur
d'Alene, Idaho 83814.

KEN DUNN, Dir.

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: 7

Right Number

96-4544

Applicant

96-4544

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

[Signature]

Date

9/15/86

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

SC

Date

9/19/86

RECEIVED

RECEIVED
SEP 19 1986

Department of Water Resources

96-4544

SWAIN, ROBERT M. &/or DONNIS J.

RT. 1 BOX 61, ATHOL, ID 83801

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Priority Date: 04/10/1971

In: NWNW Sec 34 T 54N R 03W

RECEIVED

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) 765-4639

AUGUST 19, 1986

ROBERT M. SWAIN
DONNIS J. SWAIN
RT. 1 BOX 61
ATHOL

ID 83801

RE: Claim No. 96-4544

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

RECORDED



\$

7,500

5

12 65,000