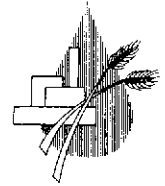


No Color
Documents
In File

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 Eddie O. &/or Sonya K. Nordgaarden
(Name of Claimant)
Rt 3 Box 138 Sandpoint ID 83864 Telephone No. 263-3876
(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) July 1 1970

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)
Syringa Creek tributary to Berry Creek

(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, af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity <u>.04 cfs</u>		Use <u>Domestic</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) .04 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW 1/4 SW 1/4, Sec. 8 Twp. 57N Rge. 2W B.M., County of Bonner
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. Cistern and Pipeline

(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	
57N	2W	8											X	X					

No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Household

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: _____

Received by	RMF	Date	5/20/83	Exception filed by:		Forwarded to	
Prelim. check by	RMF	Date	5/13/83			claimant by:	
\$30.00 fee received by	RMF	Date	5/20/83				
Published in							
Dates	4/28/83						

FOR DEPARTMENT USE ONLY

5/20/83 5/20/83 #26784

My commission expires

Notary Public
Residing at _____

Coated Film

Sworn to before me this 20 day of May

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)
County of Jefferson) ss.)

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.

CONTINUED

UNCONTAINED

8)	Remarks	System is shared with Otto Constance Turinsky who used water from Syringa since 1954 (their predecessor used water along time prior to that) and Jim Benson.
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DEED

GRANTORS: OTTO TURINSKY and CONSTANCE M. TURINSKY,
husband and wife,

GRANTEES: EDDIE O. NORDGAARDEN and SONYA K. NORDGAARDEN,
husband and wife, 526 Lavina, Sandpoint, Idaho.

PROPERTY: A tract of land located in the Southwest Quarter of Sec
8, Township 57 North, Range 2 West of the Boise
Meridian, Bonner County, Idaho, more specifically
described as: Beginning at a point on the sec-
tion line 1188 feet East of the Southwest corner
of said Section 8, thence North, at right angles
to said section line, 660 feet to a point;
thence East, parallel with said section line,
462 feet to a point; thence South 660 feet to
said section line; thence West along said
section line 462 feet to the place of beginning.

DATE: October 23rd, 1967.

KNOW ALL MEN BY THESE PRESENTS:

That OTTO TURINSKY and CONSTANCE M. TURINSKY, husband
and wife, the above named Grantors, do hereby grant, sell
and convey unto EDDIE O. NORDGAARDEN and SONYA K. NORDGAARDEN,
husband and wife, the above named Grantees, the tract of land
hereinabove described.

TO HAVE AND TO HOLD the same, together with the heredita-
ments and appurtenances thereunto belonging or in anywise
appertaining, to the grantees, their heirs and assigns
forever.

The Grantors do covenant that the above described pre-
mises are free from all encumbrances, and that they and their
heirs and assigns shall warrant and forever defend the premises
against all claims and demands.

The Grantors do grant to the Grantees an easement in,
over and across Grantors' property located in the South Half
of the Southwest Quarter of said Section 8, and between Syringa
Creek and the above described property for the purpose of
laying and maintaining a water pipe line for the purpose of
diverting waters from Syringa Creek, for domestic purposes
on the hereinabove described property. The Grantors do further
grant to Grantees the license to use the private roads on Grantors'

FILED FOR RECORD
JAN 24 1968 AT 3:25 PM
JAMES L. KENNEY, BONNER COUNTY RECORDER
BOOK NO. 1237
Eddie Nordgaarden
Sonya Nordgaarden
JAN 24 1968
JAMES L. KENNEY

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Pete Thompson being first duly sworn on oath deposes and says that he is publisher of the Sandpoint Daily Bee, and News Bulletin, newspapers printed and published at Sandpoint, in Bonner County, Idaho; that the said newspapers have 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 _____

Legal notice
as it was published in the regular and entire issue of the said paper for a period of 2 consecutive weeks, commencing on 8 day of 6, 1983 and ending on the 15 day of 6, 1983 and that said notice was published in said newspaper.

Pete Thompson

Subscribed and sworn to before me this 6 day of 7, 1983.

William Thompson

Notary Public for Idaho,

Residing at Sandpoint, Idaho

RECEIVED

JUL 14 1983

Department of Water Resources
Northern District Office

NOTICE OF CLAIMS TO WATER RIGHTS

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

96-4414
HAYES, ARDEN M.
P.O. BOX 1512, SAND-
POINT, ID 83864
Source: UNNAMED
STREAM trib. to PEND
OREILLE LAKE
Priority Date: 11/16/1923
Diversion Pt: SESW Sec 25 T
57N R 02W
Use: DOMESTIC (0.04 CFS)
In: LOT 05 Sec 25 T 57N R
02W

96-4415
MC ALLISTER, CLIFFORD
E. &/or GRATIA L.
515 E. SHILOH HILLS DR.,
SPOKANE, WA 99208
Source: COCOLALLA LAKE
trib. to COCOLALLA
CREEK
Priority Date: 01/01/1954
Diversion Pt: LOT 03 Sec 07
T 55N R 02W
Use: DOMESTIC (0.04 CFS)
In: LOT 02 LOT 03 Sec 07 T
53N R 03W

96-4416
SAUER, MILDREDE E.
702 W. WALNUT ST.,
COEUR D'ALENE, ID 83814
Source: PEND OREILLE
LAKE trib. to PEND
OREILLE RIVER
Priority Date: 04/01/1971
Diversion Pt: LOT 05 Sec 02
T 56N R 01E
Use: DOMESTIC (0.04 CFS)
In: LOT 05 Sec 02 T 56N R
01E

96-4417
MOODY, WILLIAM N.
RT. 3 BOX 149, SAND-
POINT, ID 83864
Source: SYRINGA CREEK
trib. to TURNIPSEED
CREEK
Priority Date: 01/01/1929
Diversion Pt: NWNE Sec 17
T 57N R 02W
Use: IRRIGATION (0.04
CFS)
In: NWNE Sec 17 T 57N R
02W FOR 2 ACRES

96-4418
NORDGAARDEN, EDDIE
O. &/or SONYA K.
RT. 3 BOX 138, SAND-
POINT, ID 83864
Source: SYRINGA CREEK
trib. to BERRY CREEK
Priority Date: 07/01/1970
Diversion Pt: SWSW Sec 08
T 57N R 02W
Use: DOMESTIC (0.04 CFS)
In: SWSW Sec 08 T
57N R 02W

96-4419
GREEN ENTERPRISES
INC.
HCR 66 BOX 461, SAND-
POINT, ID 83864
Source: SPRING trib. to
PEND OREILLE LAKE
Priority Date: 01/01/1957
Diversion Pt: NWSE Sec 18
T 56N R 01E
Use: DOMESTIC (0.11 CFS)
In: NESE NWSE SWSE
SESE Sec 18 T 56N R 01E

96-4423

PEAK, LES
P.O. BOX 1104, SAND-
POINT, ID 83864
Source: SPRING trib. to
SAND CREEK
Priority Date: 03/01/1934
Diversion Pt: SENE Sec 10 T
57N R 02W
Use: IRRIGATION (0.06
CFS)
In: SENE Sec 10 T 57N R
02W FOR 2 ACRES

96-4424
WILLIAMS, CLYDE &/or
SHIRLEY
15624 E. BROADWAY ST.,
VERADALE, WA 99037
Source: SPRING trib. to
SINKS
Priority Date: 01/01/1960
Diversion Pt: LOT 04 Sec 03
T 54N R 01W
Use: DOMESTIC (0.04 CFS)
In: LOT 04 Sec 03 T 54N R
01W

96-4425
WILLIAMS, CLYDE &/or
SHIRLEY
15624 E. BROADWAY ST.,
VERADALE, WA 99037
Source: UNNAMED
STREAM trib. to PEND
OREILLE LAKE
Priority Date: 04/01/1965
Diversion Pt: SWNE Sec 03
T 54N R 01W
Use: IRRIGATION (0.12
CFS)
STOCKWATER (0.02 CFS)
In: SENE NWSE Sec 03 T
54N R 01W NWSE Sec 03 T
54N R 01W FOR 6 ACRES

96-4427
HART, PAUL &/or EMILY
RT. 3 BOX 455, SAND-
POINT, ID 83864
Source: UNNAMED
STREAMS trib. to BOYER
SLOUGH
Priority Date: 01/01/1960
Diversion Pt: NWSE SESE
Sec 20 T 58N R 01W
Use: IRRIGATION (0.05
CFS)
IRRIGATION STORAGE
(1.0 AF)
IRRIGATION FROM
STORAGE (1.0 AF)
STOCKWATER STORAGE
(2.0 AF)
In: SESE Sec 20 T 58N R 01W
NWSE SESE Sec 20 T 58N R
01W FOR 2 ACRES

Exceptions to a claim may
be filed with the Director,
Dept. of Water Resources,
4055 Gov't. Way, Coeur
d'Alene, Id. 83814.
KENDUNN, Dir.
Published 6/8 & 6/15/83.

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JL

Right Number 96-448 Applicant Holdgarden

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 9/26/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By kw Date 8/9/83

RECEIVED
AUG 3 1983

Department of Water Resources

96-4418_

NORDGAARDEN, EDDIE O. &/or SONYA K.

RT. 3 BOX 138. SANDPOINT, ID 83864

Source: SYRINGA CREEK trib. to BERRY CREEK

Priority Date: 07/01/1970

Diversion Pt: SWSW Sec 08 T 57N R 02W

Use: DOMESTIC (0.04 CFS)

In: SWSW SESW Sec 08 T 57N R 02W

UNRECORDED

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

JUNE 27, 1983

EDDIE O. NORDGARDEN
SONYA K. NORDGARDEN
RT. 3 BOX 138
SANDPOINT

ID 83864

RE: Claim No. 96-4418

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