

SG-T56N-R1E

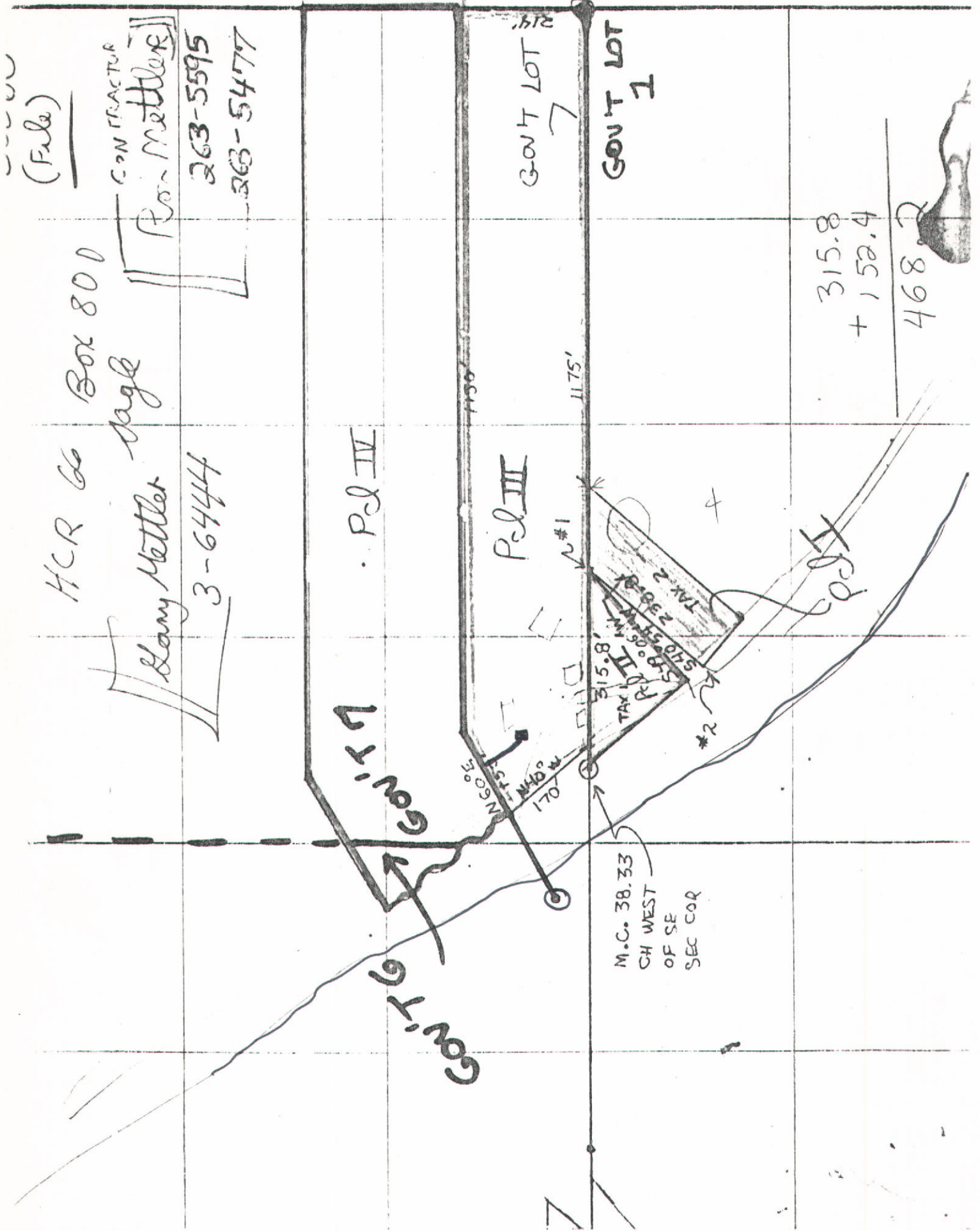
1" = 200'

SEC 6

SEC 7

S7-T56N

1" = 200'



315.8
+ 152.4
468.2

MICROFILMED

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 LAWRENCE R. TASSIE
(Name of Claimant)
HCR 66 Box 800, SAGE, ID. 83860 Telephone No. 263-5353
(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) 1939

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)
GAMBLIN LAKE tributary to PEND ORIELLE LAKE

(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)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>.02 CFS</u>	Use	<u>IRRIGATION</u>	Period of Use From <u>1 MAY</u>	To <u>1 OCT</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) 2000 gals per day TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source) Gov't Lot 6, Sec 56, Twp 56N, Rge 1E, B.M., County of Bonner
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. CENTRIFUGAL PUMP, 1 INCH PIPE, DRIVEN BY 1 HP ELECTRIC MOTOR, LENGTH OF 1" PIPE FROM POINT OF DIVERSION TO AREA OF USE IS APPROXIMATELY 100'.

(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%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
<u>56N</u>	<u>1E</u>	<u>56</u>	<u>1 (LOT 7)</u>																<u>1</u>
<u>56N</u>	<u>1E</u>	<u>57</u>																	

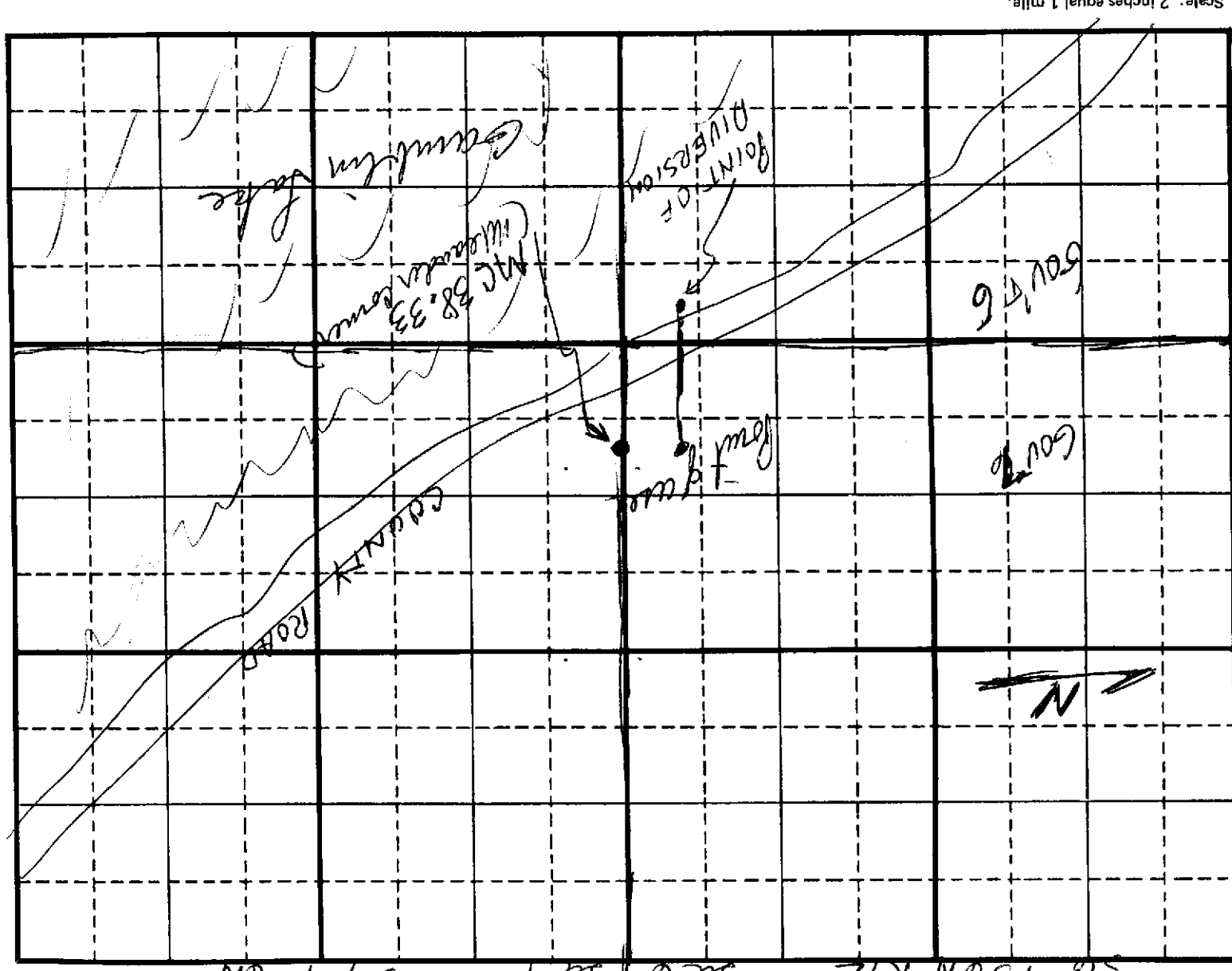
No. of acres 1

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

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: N/A

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.



(8) Remarks I have 165 acres, but amongst one up to one acre. My property borders the county road that borders old Duke's place, no other acreage approximately 100; although a one acre pipe to the garden area. Sec 6 | Sec 7 S 6 T 56 N R 1 E S 7 T 56 N

$$1'' = 200'$$

1" = 2.

6 SEP

3

Govt Lot

107 1 200

(Fals)

CONTRACT

263-5595

203-5477

HCR 66 Box 800

Page

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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 _____

Water Rights

as it was published in the regular and entire issue of the said paper for a period of 2 consecutive weeks, commencing on 11 day of 6, 1980 and ending on the 18 day of 6, 1980 and that said notice was published in said newspaper.

Pete Thompson

Subscribed and sworn to before me this 27 day of 6, 1980.

Adel M Thompson

Notary Public for Idaho,

Residing at Sandpoint, Idaho

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

94-4264

TASSIE, LAWRENCE R.
HCR 66 BOX 800, SAGLE, ID 83860
Source: GAMBLIN LAKE tributary to PEND OREILLE LAKE

Priority Date: 01-01-1939
Amount: 0.02 CFS
Diversion Point: LOT 06 Sec. 06 T 56N R 01E, BONNER Co.
Use: IRRIGATION (0.02 CFS) from 05-01 to 10-01
Place of Use: LOT 07 Sec. 06 T 56N R 01E FOR 1 ACRES.
Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, Id. 83814.

C. STEPHEN ALLRED
Director
Publ. J-11, 18-21.

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

94-7873

PROBERT, HELEN R.
RT. 1 BOX 617B, SANDPOINT, ID 83864
Source: UNNAMED STREAM tributary to SAND CREEK
Date Filed: 06-03-1980
Amount: 0.04 CFS
Diversion Point: LOT 04 Sec 01 T 57N R 02W, BONNER Co.
Use: DOMESTIC (0.04 CFS) from 01-01 to 12-31
Place of Use: LOT 04 Sec 01 T 57N R 02W
Diversion Means: DEVELOPED SPRING, PUMP AND PIPELINE.

94-7874

SULLIVAN, EUGENE J. and or VIRGINIA F.
HCR 88 BOX 232, SANDPOINT, ID 83864
Source: GROUNDWATER
Date Filed: 06-04-1980
Amount: 0.54 CFS
Diversion Point: SWSW Sec 05 T 54N R 02W, BONNER Co.
Use: IRRIGATION (0.40 CFS) from 03-15 to 11-15
STOCKWATER (0.02 CFS) from 01-01 to 12-31
DOMESTIC (0.12 CFS) from 01-01 to 12-31
Place of Use: SWSW Sec 05 T 54N R 05W FOR 20 ACRES
Diversion Means: WELL, PUMP AND PIPELINE.
If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, Id. 83814 on or before JUNE 30, 1980.

C. STEPHEN ALLRED
Director
Publ. J-11, 18-21.

MICROFILMED

RECEIVED
JUN 9 1980
Department of Water Resources
Coeur d'Alene, Idaho

July 15, 1980

Mr. Jon K. Hammarberg
Attorney at Law
P. O. Box 216
Sandpoint, Idaho 83864

Dear Jon:

This is in response to your letter of June 25, regarding Lawrence Tassie's Claim to a Water Right No. 96-4266.

This claim was filed pursuant to Section 42-243, Idaho Code. An objection to a claim is not appropriate action since a claim is a statement of a water right the claimant contends already exists by virtue of diversion and beneficial use.

If there is something faulty in Mr. Tassie's claim, an exception may be filed pursuant to Section 42-244, Idaho Code.

Regarding Mr. Goodner's diversion of water, we do not have any record of water rights in Section 2 Township 56 North, Range 1 West, or Section 6 Township 56N, Range 1 East, other than those of Mrs. Levey, Mr. Tassie and Dr. Bird. If Mr. Goodner's usage is in a section other than those referenced, please let me know and I will check.

I am enclosing a copy of Mr. Tassie's claim. The charge for the copy is \$1.00.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH/pms

Enc. - Claim

MAILED
JUL 16 1980
FBI - SANDPOINT

RECEIVED

JONK. HAMMARBERG
Attorney-At-Law

Glenn E. Bandellin
Of Counsel

JUN 27 1980

Department of Water Resources
Northern District Office
Riverside Building
Suite 6
P.O. Box 816
Sandpoint, ID 83864
(208) 263-3139

June 25, 1980

Robert G. Haynes P.E.
Dept. of Water Resources
4055 Government Way
Coeur d'Alene, Idaho 83814

Subject: Gamlin Lake, Bonner County, Idaho - Water Rights
Petitioned by Lawrence R. Tassie, 96-4266, Published
in the Sandpoint Daily Bee on June 11, 1980.

Dear Mr. Haynes:

On behalf of Dr. Bird I wish to object to Petition of
Mr. Tassie in the following particulars:

Mr. Tassie was a key protester against Dr. Bird for water rights in that he and the group of which he is a member stated that any lowering of Gamlin Lake by the withdrawal of water should not be allowed. As a result of his protest and the protest of others, Dr. Bird was required to place his point of diversion below a beaver dam which is just upstream of the culvert going across the county road and could not place it lower than the elevation of the culvert. Mr. Tassie is presently attempting to obtain a water right directly in Gamlin Lake which, if granted, would directly affect Dr. Bird's water rights as well as lowering the level of Gamlin Lake. I request that you review the hearings concerning Dr. Bird's water rights with particular attention to the testimony given by the group which Mr. Tassie belongs to. That group's testimony should now be applied directly to Mr. Tassie in that I feel his withdrawal of water would lower the levels of Gamlin Lake as well as affect the water rights which Dr. Bird presently has.

In summary, Dr. Bird's objections are based upon the fact that all upstream water diversions would impact on the terms of his water diversion rights. The Bird rights, to our knowledge, affect no downstream water rights in that Mrs. Levy

Mr. Robert G. Haynes P.E.
Subject: Water Rights

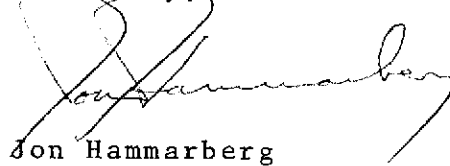
June 25, 1980
Page Two

is the only person having any downstream water rights and the point of diversion for her water rights is flooded during the period that Lake Pend Oreille is held at the elevation of 2062.5. Dr. Bird's water rights therefore do not impact her water rights in any way, while Mr. Tassie's water rights would directly affect Dr. Bird's water rights.

As a separate matter, I ask that you look into the matter of Mr. Steve Goodner's diversion of water from a major inlet of water flow into Gamlin Lake which diversion is located on the Stanley Hendrickson property. I request that you let me know if such a diversion is legal since this is one of the sources of water for Gamlin Lake.

I thank you in advance for processing my request and I additionally request all copies of correspondence relative to Mr. Tassie's Petition.

Sincerely,



Jon Hammarberg

JH/ks

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: RSB

Right Number

96-4266

Applicant

Tassie

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

MS

Date

7/10/80

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

Maureen

Date

7/22/80

TASSIE, LAWRENCE R.

HCR 66 BOX 800, SAGLE, ID 83860

Source: GAMBLIN LAKE tributary to PEND OREILLE LAKE

Priority Date: 01/01/1939

Amount: 0.02 CFS

Diversion Point: LOT 06 Sec 06 T 56N R 01E, BONNER Co.

Use: IRRIGATION (0.02 CFS) from 05/01 to 10/01

Place of Use: LOT 07 Sec 06 T 56N R 01E FOR 1 ACRES

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
C. STEPHEN ALLRED
Director

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

JUNE 30, 1980

LAWRENCE R. TASSIE
HCR 66 BOX 800
SAGLE

ID 83860

RE: Claim No. 96-4266

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



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

May 19, 1980

Col. Lawrence R. Tassie
HCR 66 Box 800
Sagle, Idaho 83860

Dear Col. Tassie:

I am returning your Check No. 92-311 in the amount of \$20.00 and your Claim to a Water Right.

There is still quite a bit of confusion about the point of diversion. I have tried to call you at 263-5353 but have received no answer. Perhaps if you were to call this office at 667-6484, you could set up appointment with one of the agents.

I would like to be of further service, but I will be fulfilling my military reserve obligation until after the 1st of June.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - Check
Claim



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

May 7, 1980

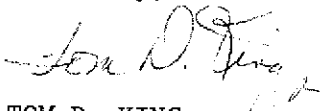
Mr. Lawrence R. Tassie
HCR 66 Box 800
Sagle, Idaho 83860

Dear Mr. Tassie:

I am returning your Check No. 92-311 in the amount of \$20.00 and your Claim to a Water Right to allow you to complete Item No. 5. (Government Lot Number can be used in place of the $\frac{1}{4}$ description).

If you have any questions, please contact me at this office.

Sincerely,


TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - Check
Claim

Sir:

May 11, 1980

I have tried to comply & believe I have it now. If not, please call & I will meet with you in your office & will bring my files.

Many Thanks,
L.R. Tassie

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

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Notice is hereby given that LAWRENCE R. TASSIE
(Name of Claimant)
HCR 66 Box 800, SAGE, ID. 83860 Telephone No. 263-5353
(Mailing Address) (Zip Code)

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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)

GAMBLIN LAKE tributary to PEND ORIELLE LAKE

(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, gpd, AFA)	Use	(Domestic, Irrigation, Stock, Etc.)	Period of Use From	(Mo., Day)	To	(Mo., Day)
Quantity	<u>2 CFS</u>	Use	<u>IRRIGATION</u>	Period of Use From	<u>1 MAY</u>	To	<u>1 OCT</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) 2000 gals per day TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source) Gov't Lot 6 & 7, Sec's 6 & 7, Twp. 56N Rge. 1E B.M., County of Bonner
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. CENTRIFUGAL PUMP, 1 INCH PIPE, DRIVEN BY 1 HP ELECTRIC MOTOR, LENGTH OF 1" PIPE FROM POINT OF DIVERSION TO AREA OF USE IS APPROXIMATELY 100'.

(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.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
56N	1E	56	1																1
56N	1E	57																	

No. of acres 1

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

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: N/A

Remarks



State of Idaho

County of _____

Laurence R Gassini
(Claimant)

Sworn to before me this 02 day of

Notary Public
Residing at

My commission expires _____

~~5/14/68~~ FOR DEPARTMENT USE ONLY

Received by

Date _____

5/7/80

Exception filed by:

Forwarded to

Date _____

Prelim. check by

Date _____

\$20.00 fee received by

Date _____

Published in

Dates

May 7, 1980

Mr. Lawrence R. Tassie
HCR 66 Box 800
Sagle, Idaho 83860

Dear Mr. Tassie:

I am returning your Check No. 92-311 in the amount of \$20.00 and your Claim to a Water Right to allow you to complete Item No. 5. (Government Lot Number can be used in place of the ~~1/2~~ description).

If you have any questions, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - Check
Claim

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

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(cfs, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>2 CFS</u>	Use	<u>IRRIGATION</u>	Period of Use From <u>1 MAY</u>	To <u>1 OCT</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) 2000 gals per day TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
_____ % _____ % Sec. 7 Twp. 56N Rge. 1E B.M., County of Bonner
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. CENTRIFUGAL PUMP, 1 INCH PIPE, DRIVEN BY 1 HP ELECTRIC MOTOR, LENGTH OF 1" PIPE FROM POINT OF DIVERSION TO AREA OF USE IS APPROXIMATELY 100'.

(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.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
<u>56N</u>	<u>1E</u>	<u>56</u>	<u>1</u>																<u>1</u>
<u>56N</u>	<u>1E</u>	<u>57</u>																	

No. of acres 1

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

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: N/A

(8) Remarks

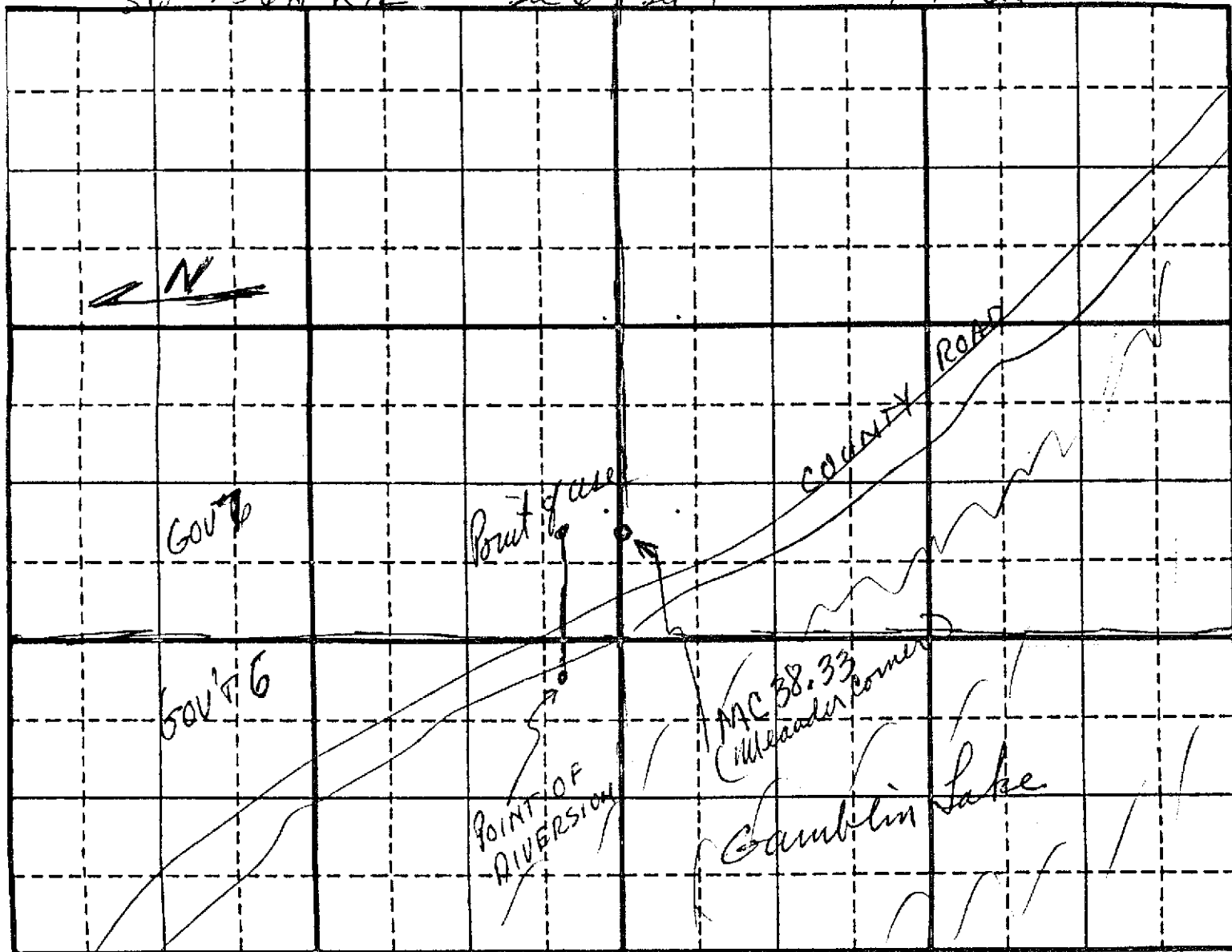
I have 105 acres, but irrigate only up to one acre. My property parallels the county road that borders the lake. Water is only moved approximately 100' through a one inch pipe to the garden area.

S 6 T 56 N R 1 E

Sec 6

Sec 7

S 7 T 56 N



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

Bonner

)
) 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.

Lawrence R. Passin
(Claimant)

Sworn to before me this 6th day of May, 1980.

Notary Public
Residing at

Payson, Idaho

My commission expires

Life

FOR DEPARTMENT USE ONLY

Received by PH Date 5/1/80
Prelim. check by _____ Date _____
\$20.00 fee received by _____ Date _____
Published in _____
Dates _____

Exception filed by: _____ Date _____
Forwarded to claimant by: _____ Date _____