

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:

95-4223
Name: TAYLOR, THOMAS R.
Address: BOX 757, FINEST RIVER, ID 83436
Source: UNNAMED SPRING tributary to PEND OREILLE RIVER

Priority Date: 07-01-11
Amount: 1.00 CFS
Diversion Point: SE 1/4 Sec 26 T 36N R 35W, BONNEVILLE Co.
Use: DOMESTIC (1.00 CFS) from 01-01 to 12-31
STOCKWATER (0.01 CFS) from 01-01 to 12-31
Place of Use: N 1/4 Sec 26 T 36N R 35W
Diversion Means: COLLECTION BOX AND PIPELINE

95-4224
Name: TAYLOR, THOMAS R.
Address: BOX 757, FINEST RIVER, ID 83436
Source: RUNOFF WATER tributary to PEND OREILLE RIVER

Priority Date: 01-1-1965
Amount: 0.02 CFS
Diversion Point: N 1/4 Sec 26 T 36N R 35W, BONNEVILLE Co.
Use: DOMESTIC (0.01 CFS) from 01-01 to 12-31
STOCKWATER (0.02 CFS) from 01-01 to 12-31
Place of Use: N 1/4 Sec 26 T 36N R 35W

Diversion Means: COLLECTION BOX AND PIPELINE
Any application for a claim of water right may be filed with the Director of the Idaho Department of Water Resources, 2055 Gov'l Way, Coeur d'Alene, Id. 83814.
C. STEPHEN ALLRED
Director

Published 2-1 and 2-4-70.

RECEIVED

NOV 21 1969

Department of Water Resources
Northern District Office

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 THOMAS R. TAYLOR
(Name of Claimant)
Box 757 PRIEST RIVER, ID 83856 Telephone No. _____
(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) 1968

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)
RUNOFF WATER tributary to PEND DREILLE RIVER

(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>0.04</u>	Use	<u>DOMESTIC</u>	Period of Use From	<u>JAN 1</u> To <u>DEC 31</u>
Quantity	<u>0.02</u>	Use	<u>LIVESTOCK WATER</u>	Period of Use From	<u>JAN 1</u> To <u>DEC 31</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4) 0.06 TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
1/4 Sec. 36 1/4, Sec. 25 Twp. 56N Rge. 56W 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. COLLECTION BOX

(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	
<u>56N</u>	<u>56W</u>	<u>25</u>									X								

No. of acres _____

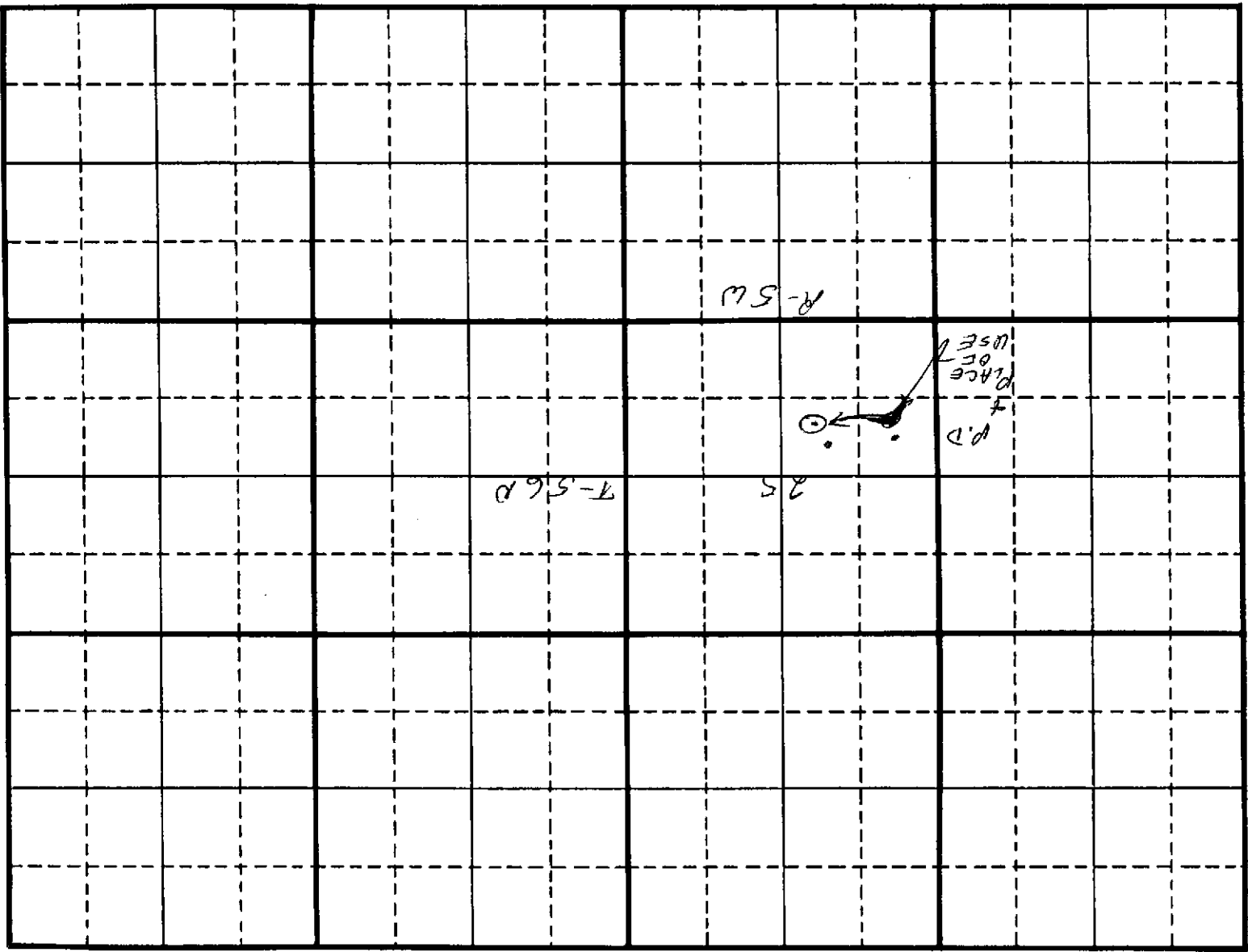
B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
LIVESTOCK DOMESTIC USE - FOR ONE FAMILY

NOTE: Include here the type and number of stock watered: 16 HEAD OF STOCK

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

UNRECORDED

(8) Remarks Used With Claim To A Water Right 96-4236



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) ss.
Bonneville)

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.

Sworn to before me this 23rd day of January, 1979.
Notary Public
Residing at
Edward A. Clark
Thomas R. Taylor
(Claimant)

My commission expires 5-19-79

FOR DEPARTMENT USE ONLY

Received by RC Date 1/23/79 Exception filed by: 1/23/79 #13409 Forwarded to claimant by: Date 1/23/79
Prelim. check by RC Date 1/23/79
\$20.00 fee received by RC Date 1/23/79
Published in last issue Date 2/14/79

Affidavit of Publication

STATE OF IDAHO
County of Bonner,

ss.

Pete Thompson

being duly sworn, says that he is the publisher
of the PRIEST RIVER TIMES, a weekly newspaper printed and
published at Priest River, Bonner County, Idaho, and has been
continuously and uninterruptedly published in said County during
a period of 78 consecutive weeks prior to the first publication of
the annexed notice for publication, is a newspaper of general cir-
culation made up of at least eight pages of at least seven columns
each, printed from typematter or stereotyped forms of at least
nineteen and three-fourths inches depth, has at least 1250 bona fide
subscribers living within said Bonner County, and is published at
regular weekly intervals. That the annexed is a true copy of the
notice for publication in the case of

Water Right Claims No. 96-4238
and No. 96-4239

as it was published in the regular and entire issue of said paper
for a period of two consecutive weeks, commencing on
the 1 day of February, 1979,
and

ending on the 8 day of February, 1979,
and that said notice was published in said newspaper proper, and
not in supplement form

Pete Thompson

Subscribed and sworn to before me this

9 day of Feb, 1979

Abel M. Thompson

Notary Public for Idaho,

Residing at Priest River, 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:

96-4238

Name: TAYLOR, THOMAS R.
Address: BOX 757, PRIEST
RIVER, ID 83856
Source: UNNAMED SPRING
tributary to PEND OREILLE
RIVER

Priority Date: 07-01-1945

Amount: 0.06 CFS

Diversion Point: SESW Sec 25 T
56N R 05W, BONNER Co.

Use: DOMESTIC (0.04 CFS)
from 01-01 to 12-31

STOCKWATER (0.02 CFS)
from 01-01 to 12-31

Place of Use: NESW Sec 25 T
56N R 05W

Diversion Means: COLLEC-
TION BOX AND PIPELINE

96-4239

Name: TAYLOR, THOMAS R.
Address: BOX 757, PRIEST
RIVER, ID 83856

Source: RUNOFF WATER
tributary to PEND OREILLE
RIVER

Priority Date: 01-01-1968

Amount: 0.06 CFS

Diversion Point: NESW Sec 25
T 56N R 05W, BONNER Co.

Use: DOMESTIC (0.04 CFS)
from 01-01 to 12-31

STOCKWATER (0.02 CFS)
from 01-01 to 12-31

Place of Use: NESW Sec 25 T
56N R 05W

Diversion Means: COLLEC-
TION BOX AND PIPELINE

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

Published 2-1 and 2-8-79.

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2/15/79

RECEIVED
FEB 15 1979
IDAHO DEPARTMENT OF WATER RESOURCES
COEUR D'ALENE, IDAHO

RECEIVED

MAR 6 1979

Department of Water Resources
Northern District Office

AFFIDAVIT OF EXCEPTION
TO THE CLAIM OF WATER RIGHT OF

Thomas R. Taylor

STATE OF IDAHO)
) ss.
County of Bonner)

BETTY SAUER and CLIFFORD SAUER, being first duly sworn,
hereby under oath deposes and says:

(1) That they are husband and wife, and are your
undersigned affiants;

(2) That they own, in fee simple, the following
described real property:

The S 2/3 of Tract 15, and all of Tract 16 through 19,
and the N 2/3 of Tract 20, and Subdivision 5 of Springdale
Gardens, Section 25, Township 56 North, Range 5 West, Boise
Meridian, County of Bonner, State of Idaho.

(3) That wholly contained upon said real property is
a spring commonly known as Benard Springs and that this is a
private spring owned in fee simple by your affiant and is valuable
and necessary in its entirety to the beneficial use and enjoyment
of the above described property;

(4) That based upon the aforementioned, exceptions and
hereby taken to that notice of Claim to Water Right, file numbered
96-4238 and 96-4239 (see attached publication).

DATED This 2 day of March, 1979.

Clifford Sauer
CLIFFORD SAUER

Betty M. Sauer
BETTY SAUER

SUBSCRIBED AND SWORN TO Before me this 2 day of Mar, 1979.

Charles R. Buehler
NOTARY PUBLIC for State of Idaho
residing at Sandpoint. *Washburn*

Spokane

...the ...
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...rights) have been ...
...by diversion and application to
...beneficial use ...

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Zip: ...

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

*Blaine
file*

JOHN V. EVANS
Governor
C. STEPHEN ALLRED
Director

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

March 6, 1979

Mr. Thomas R. Taylor
Box 757
Priest River, Idaho 83856

RE: 96-4238 and 96-4239

Dear Mr. Taylor:

Enclosed is a copy of an exception filed in connection with your above-referenced claim. This exception is filed in accordance with the provisions of Section 42-244, IDAHO CODE, which states the following in part:

"At any time after filing a claim under the provisions of the previous section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the department of water resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the department of water resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required."

Only the above action has been contemplated by the Idaho Legislature and we are not authorized to hold hearings or evaluate for confirmation or final censorship the described rights.

If we may be of any further assistance, feel free to contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH: pms

Enclosure

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

March 6, 1979

Mr. and Mrs. Clifford Sauer
E. 1515 Central
Spokane, Washington 99207

RE: 96-4238 and 96-4239

Dear Mr. and Mrs. Sauer:

We have received your correspondence concerning the above-referenced Claim to a Water Right. The following is a quote from the provisions under which this Claim has been filed (Section 42-244, IDAHO CODE):

"At any time after filing a claim under the provisions of the previous section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the department of water resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the department of water resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required."

Only the above action has been contemplated by the Idaho Legislature and we are not authorized to hold hearings or evaluate for confirmation or final censorship the described rights.

If we may be of any further assistance, feel free to contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH: pms

cc: Fred Palmer, Esq.

February 22, 1979

Mr. Fred R. Palmer
Attorney at Law
101 North First Avenue
Sandpoint, Idaho 83864

Re: 96-4238 and 96-4239 ✓

Dear Mr. Palmer:

We are returning the exception of your clients, Betty and Clifford Sauer, to the above-referenced Claims filed in the name of Thomas R. Taylor.

It is necessary that any exception to a Claim to a Water Right be made in the form of an affidavit. Therefore, would you please have Mr. and Mrs. Sauer resubmit their exception in affidavit form.

If you have any questions, please do not hesitate to contact me.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

pms

Enc. - Exception

MICROFILMED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number 96-1239 Applicant Taylor

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 _____ Date _____

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By J.S Date 2/23/79

MICROFILMED

96-4239

TAYLOR, THOMAS R.

BOX 757, PRIEST RIVER, ID 83856

Source: RUNOFF WATER tributary to PEND OREILLE RIVER

Priority Date: 01/01/1968

Amount: 0.06 CFS

Diversion Point: NESW Sec 25 T 56N R 05W, BONNER Co.

Use: DOMESTIC	(0.04 CFS)	from 01/01 to 12/31
STOCKWATER	(0.02 CFS)	from 01/01 to 12/31

Place of Use: NESW Sec 25 T 56N R 05W

Diversion Means: COLLECTION BOX AND PIPELINE

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

FEBRUARY 19, 1979

THOMAS R. TAYLOR
BOX 757
PRIEST RIVER ID 83856

RE: Claim No. 96-4239

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