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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 JAMES S. OR ANADEL WEISZ
(Name of Claimant)
HCR 66 Box 916, SANDPOINT, ID. 83864 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) 1937

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)
UNNAMED SPRING tributary to BARFIELD 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:

	(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>0.03</u>	Use <u>STOCKWATER</u>	Period of Use From <u>JAN 1</u>	To <u>DEC 31</u>
Quantity	<u>0.16</u>	Use <u>IRRIGATION</u>	Period of Use From <u>MAR 15</u>	To <u>NOV 15</u>
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

(4) 0.23 TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE 1/4 SW 1/4, Sec. 16 Twp. 56N Rge. 1W B.M., County of Bonner
Additional points of diversion: NE SW 1/4 56N 1W

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.
~~PIPER~~ COLLECTION SYSTEM, PUMP WITH PIPELINE TO PLACE OF USE. FLOOD IRRIGATION.

(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>1W</u>	<u>16</u>															<u>216</u>		

No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
DOMESTIC USE - ONE HOUSEHOLD
STOCKWATER - 50 HEAD OF CATTLE, 5 HORSES

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: _____

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Age Group	Percentage
18-24	18%
25-34	22%
35-44	15%
45-54	12%
55-64	10%
65-74	8%
75-84	5%
85+	3%

Forwarded to
Date
claimant by:

Date 11/6/78

Date: 11/6/78

North Doe

181-2

Ref. C/11

2

1978

East Falls, N.J.

[Handwritten signature]

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

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim

SS (

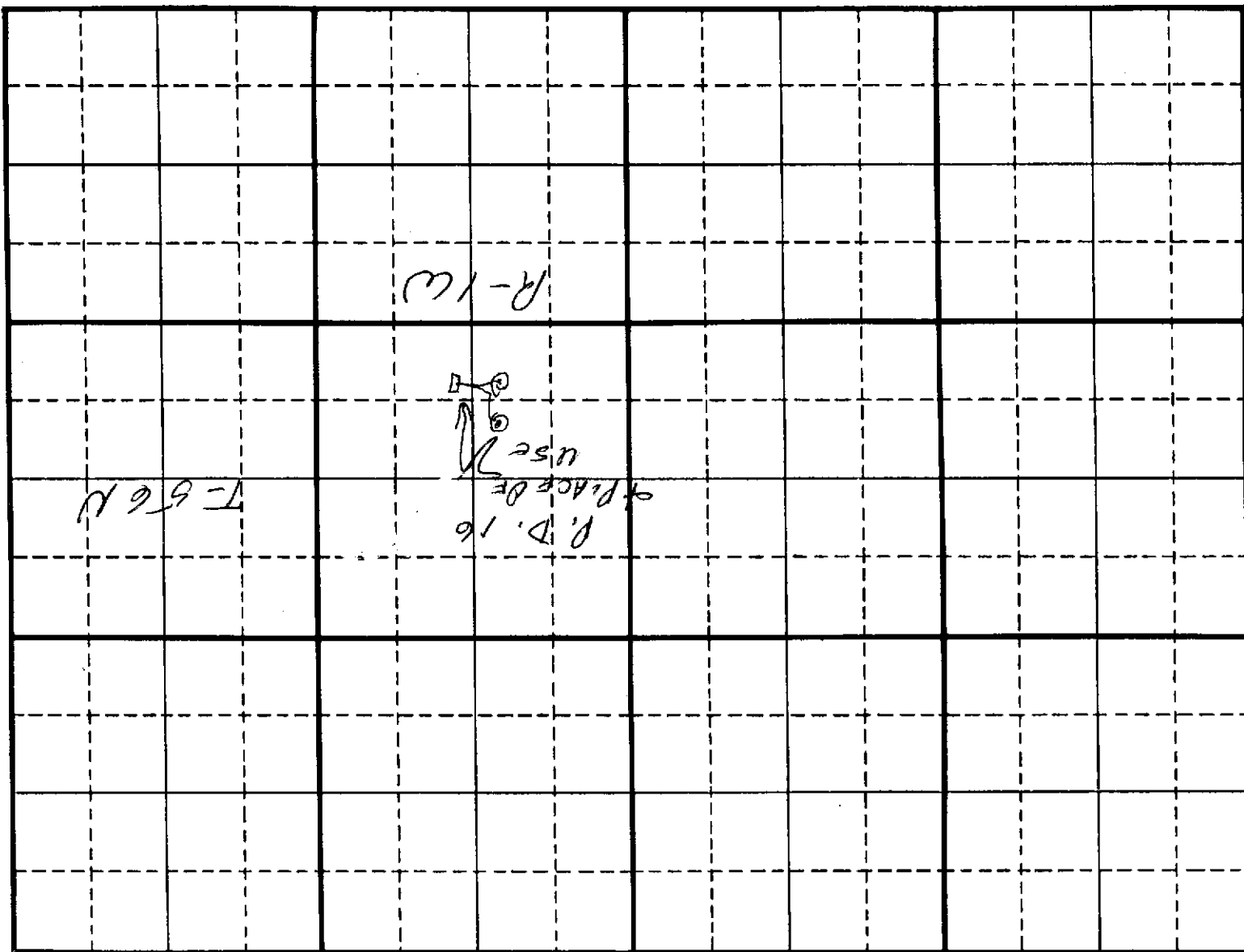
County of _____

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SS (

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.



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

Right Claim

as it was published in the regular and entire issue of the said paper for a period of 2 consecu-

tive weeks, commencing on 15th day of

Nov 19 78 and ending on the 22nd day of Nov

19 78 and that said notice was published in said

newspaper.

Pete Thompson

Subscribed and sworn to before me this 8th day of Dec, 19 78.

Adelle 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:

96-4228

Name: WEISZ, JAMES S &-or ANADEL

Address: HCR 66 BOX 916, SANDPOINT, ID 83864

Source: UNNAMED SPRING tributary to GARFIELD CREEK

Priority Date: 01-01-1937

County: BONNER

Amount: 0.23 CFS

Point of Diversion: SESW S16 T56N R01W

NESW S16 T56N R01W

Use: DOMESTIC from 01-01 to 12-31

STOCKWATER from 01-01 to 12-31

IRRIGATION from 03-15 to 11-15

Place of Use: SWSE S16 T56N R01W FOR 15 ACRES

Means: DEVELOPED SPRING WITH PUMP 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 in the Sandpoint Daily Bee on November 15 and November 22, 1978.

OK
12/11/78

In regard to Claim to Water
Rights in the Sandpoint Daily
Bee on Nov. 15th and November
22nd 1978, No. 96-4228, Located
in the South half of Section 16
Township 56 North Range 01 West
with priority Date 01-01-1935

I have personally observed having
lived on this place 9-1-1935
to 5-10-1936, and have worked
on this property at odd times
thru out the years 1935-1978.

This water has been used
for domestic, some irrigation
and Stock Watering which has
continued thru out 1978.

Clarence L. King

Subscribed and sworn to before me this 24th day of November,

1978

Raymond T. Smith

Notary Public in and for the State
of Idaho, residing at Sandpoint.



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H.C. 13.66 Box 950

Sagle Ida 83860

Nov 22, '78

To Whom it may concern.

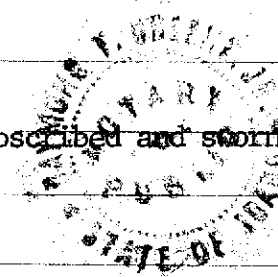
In regard to claims to water rights described in the Sandpoint Daily Bee on Nov 15th and 22nd, 1978.

No 96-4228 located in the South 1/2 of Sec. 16 Township 56 N. Range 01 West with Priority Date 01-01-1937.

I have personally observed the use of this water for domestic use, irrigation and stock watering from 1937 until present, Nov 22, 1978

Signed Donald A. Gollen

Subscribed and sworn to before me this 22nd day of November, 1978.

Ray J. [Signature]
Notary Public in and for the State of
Idaho, residing at Sandpoint therein.

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Concerning claims to water Rights described
in Sandpoint Daily Bee of Nov 15th & 22nd
1978 - No. 96-4228 Located in south
half of Sec. 16 Township 56 North Range
01 West. With Priority Date 01-01-1937

I have personally observed the use
of this water for Domestic, Irrigation
and stock water from 1920

Mrs L.R. Bourbon
Lillian Bourbon

Date : November 27, 1978.



Subscribed and sworn to before me this 27th day of November, 1978.

Ruth McBurney

Notary Public for the State of Idaho,
Residing at Sandpoint.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

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

January 30, 1979

JAMES S WEISZ
ANADEL WEISZ
HCR 66 BOX 916
SANDPOINT

ID 83864

RE: Claim No. 96-4228

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

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

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

NOVEMBER 8, 1978

Sandpoint Daily Bee
PO Box 579
Sandpoint, Id 83864

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have inserted the publication dates allowing ample time for you to submit to us a galley proof for review before publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation in this matter is appreciated.

Please send the affidavit of publication and publication billing to this office before DECEMBER 4, 1978.

Yours truly,

Alea Beito
Secretary

Enc: Legal Notice(s)

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C. STEPHEN ALLRED

Director

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