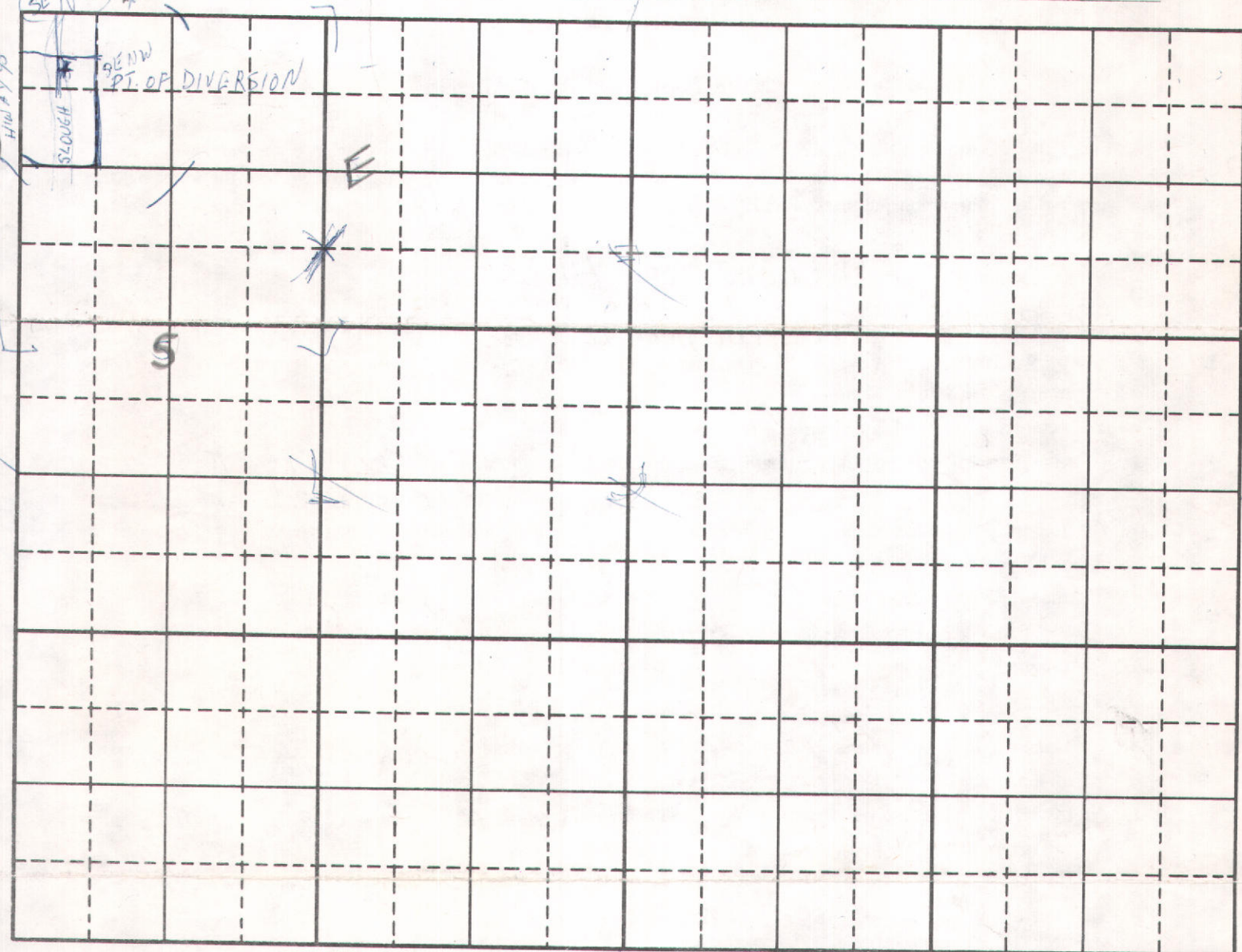


(8) Remarks Water from Fry Creek will be used to
water garden & about 30,000 sq feet of lawn.



Scale: 2 inches equal 1 mile.

PT. SE NW, Sec 2 - 56N - R. 2W

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)
) ss.
County of Bonniers)

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 affiants knowledge.

Sworn to before me this 9 day of JUNE, 1977

Robert E. Hess
(Claimant)

W. F. Rongstad
Notary Public

Residing at NOTARY PUBLIC for the State of Idaho
Residing at Sandpoint, Idaho
My Commission expires 7-10-77

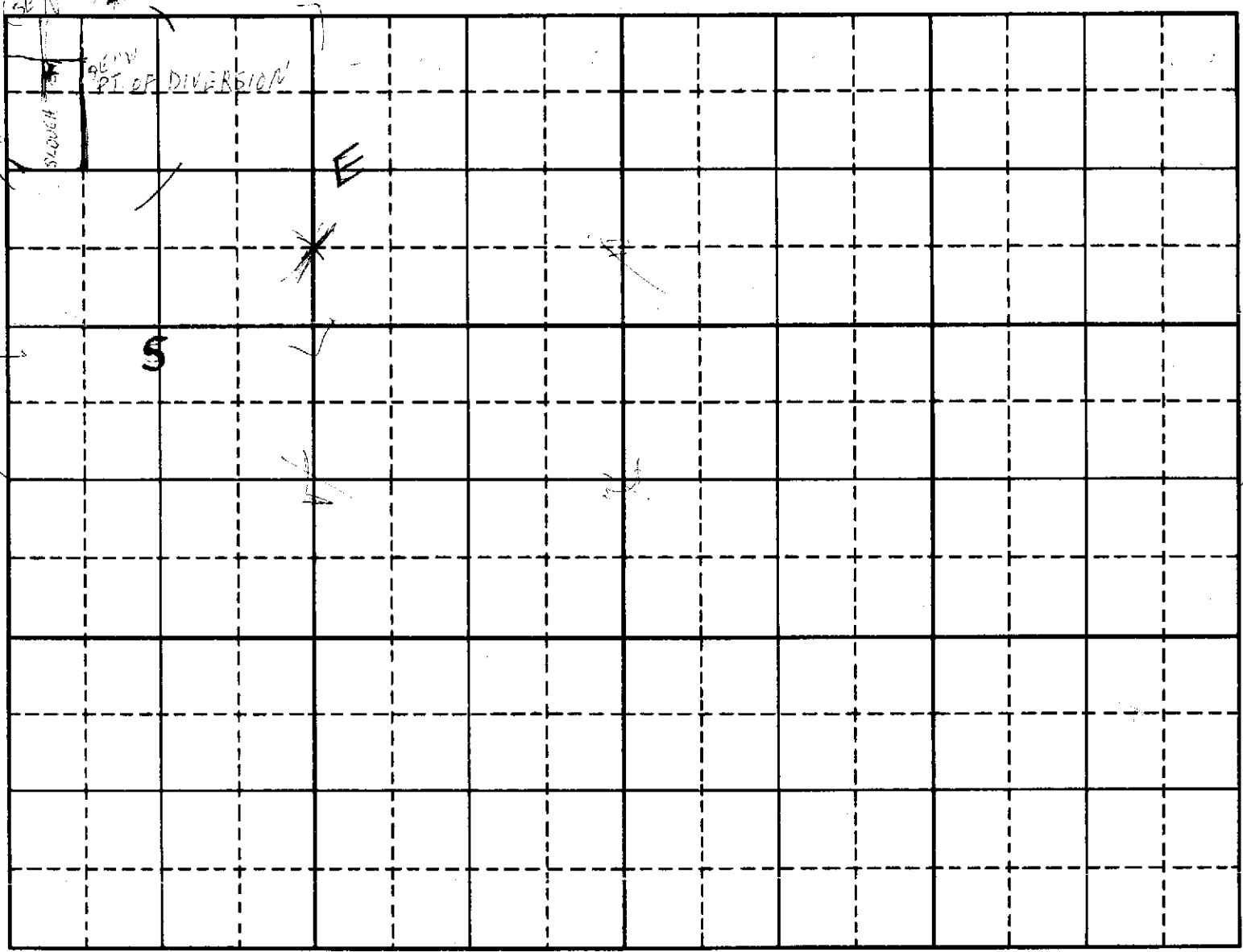
My commission expires _____

For Department Use Only

Received by \$ Date 7-18-77 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by KK Date 7/19/77 claimant by: _____
\$10.00 fee received by B. Date 2-19-77 (15667)
Approved for publication by _____
Published in Sandpoint Daily Bee _____
Dates 7-27 - 8-3-77 _____
OK 8-10-77

SECRET (7)

(8) Remarks Water from Fry Creek will be used to
water garden & about 30,000 sq feet of lawn.



Scale: 2 inches equal 1 mile. PT. 56N, Sec 2 - 56N - R. 26

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 Bonners) 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 affiants knowledge.

Sworn to before me this 9 day of JUNE, 1977

Robert E. Hise
(Claimant)
W. F. Rangel
Notary Public
Residing at NOTARY PUBLIC for the State of Idaho
Residing at Sandpoint, Idaho
My Commission expires 7-10-77

My commission expires _____

For Department Use Only
Received by [Signature] Date 6-16-77 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by HK Date 7/19/77 claimant by: _____
\$10.00 fee received by B. Date 2-19-22 (5667)
Approved for publication by _____
Published in Sandpoint Daily Bee _____
Dates 7-27 - 8-3-77 _____
OK 8-10-77

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 # 96-4196
as it was published in the regular and entire issue of the said paper for a Period of 2 consecutive weeks, commencing on the 27 day of July, 1977 and ending on the 3 day of Aug, 1977 and that said notice was published in said newspaper.

Pete Thompson

Subscribed and sworn to before me this

9 day of Aug, 1977.

Odell M Thompson

Notary Public for Idaho,
Residing at Sandpoint, Idaho

NOTICE OF CLAIM
TO A WATER RIGHT

NO. 96-4196

Notice is hereby given that Robert E. Hess P.O. Box 861 Sandpoint Id has filed a claim to a water right established by diversion and application to beneficial use of 128,000 gallons per year of water from Fry Creek tributary to Lake Pend Oreille with point of diversion in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 2 T56N R2W B.M. Bonner County AKA Block 1 Lot 13 Birch Bank Lots.

The water is claimed to be used from Jan 1 to Dec 31 (96,000) for house, May 15 to Sept. 15 (32,000) for garden and fire protection with a priority of April 1, 1962; the place of use is within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 2 T56N, R2W B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814.

C. STEPHEN ALLRED
Director

Published in the Sandpoint Daily Bee, Sandpoint Id on July 27 and Aug. 3, 1977.

2/2
8-10-77
\$



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT
4055 Government Way
667-6484

COEUR D' ALENE, IDAHO 83814

August 11, 1977

RE: Claim No. 96-4196

Robert E Hess
PO Box 861

Sandpoint, Id 83864

The Department of Water Resources has completed the processing of your claim to a water right, and no further action is authorized under Section 42-225a and 42-225b, Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of a claim does not, in itself, guarantee you a water right; it only records and preserves 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 in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with our office.

We are enclosing, for your records, a copy of your claim. If you have any questions, or if we may be of any further assistance, please contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH:ab

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

July 21, 1977

RE: Application No. 96-7581, 96-7578, 96-7579, 96-7580, 96-7582.
Claim No. 96-4196

Sandpoint Daily Bee
PO Box 579
Sandpoint, Id 83864
Gentlemen:

Enclosed is a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

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

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:ab

Enc: Legal Notice(s)

RECEIVED

*By received
8-10-77
B*

NOTICE OF CLAIM TO A WATER RIGHT

NO. 96-4196

Notice is hereby given that Robert E. Hess

P.O. Box 861, Sandpoint ID

has filed a claim to a water right established by diversion and application
to beneficial use of 128,000 ~~cubic feet per second~~ ^{year.} gallons per ~~minute~~
of water from Fry Creek tributary to Lake Pend Oreille

with point of diversion in the SE 1/4, Sec. 2 T56N R2W B.M. Bonner County
AKA Block 1, Lot 13, Birch Bank Lots

The water is claimed to be used from Jan 1, to Dec. 31 (96,000) for
house, May 15 to Sept. 15, (32,000) for garden and fire protection.

with a priority of April 1, 1962;
the place of use is within the SE 1/4, Sec. 2, T56N, R2W B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho,
83814.

C. STEPHEN ALLRED
Director

Published in the Sandpoint Daily Bee, Sandpoint ID
on July 27, and August 3, 1977

NOTICE OF CLAIM
TO A WATER RIGHT

NO. 96-4196

Notice is hereby given that

Robert E. Hess P.O. Box 861

Sandpoint Idaho has filed a claim to

a water right established by

diversion and application to

beneficial use of 128,000 gallons

per year of water from Fry

Creek tributary to Lake Pend

Oreille with point of diversion in

the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 2 T56N R2W

B.M. Bonner County AKA Block

1 Lot 13 Birch Bank Lots.

The water is claimed to be

used from Jan 1 to Dec 31

(96,000) for house, May 15 to

Sept. 15 (32,000 for garden and

fire protection with a priority of

April 1, 1962; the place of use is

within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 2

T56N, R2W B.M.

Any exception to this claim of

the Idaho Department of Water

Resources, 4055 Government

Way, Coeur d'Alene, Idaho

83814.

C. STEPHEN ALLRED

Director

Published in the Sandpoint

Daily Bee, Sandpoint Id on July

27 and Aug. 3, 1977.

OK
7-28-77



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT
4055 Government Way
667-6484

COEUR D' ALENE, IDAHO 83814

July 19, 1977

Re: 96-4196

Mr. Robert E. Hess
P.O. Box 861
Sandpoint, Idaho

Dear Mr. Hess:

Attached is your receipt No. 5667 in the amount of \$10.00 for the filing fee on the above referenced item which was received in this office.

Sincerely,

Alea Beito
Secretary

AB

Attachment

June 15, 1977

Robert E Hess
PO Box 361
Sandpoint, Id 83864

Dear Mr Hess,

Your check #92-325 in the amount of \$10.00 and Claim to a Water Right are being returned to you. To be of the most value to you, the claim should include a map showing the point of diversion of the water and the place of use. A place has been provided for such a map to be drawn on the back of the claim form.

If we may be of any further assistance, please do not hesitate to contact us.

Sincerely,

TOM KING
Senior Water Resource Agent

TK:ab

Enclosures

RECEIVED