

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

as it was published in the regular and entire issue of the said paper for a Period of 2 consecutive weeks, commencing on the 20 day of April, 1977 and ending on the 27 day of April, 1977 and that said notice was published in said newspaper.

Pete Thompson

Subscribed and sworn to before me this

6 day of May, 1977.

Adell M Thompson

Notary Public for Idaho,
Residing at Sandpoint, Idaho

NOTICE OF CLAIM
TO A WATER RIGHT

NO. 96-4188

Notice is hereby given that Robert E. Nesbitt, Rt. 1, Sagle, 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 with point of diversion in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 2, T56N, R2W, B.M., Bonner County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic (96,000 gpy) and from May 15 to Sept 15 for stock-watering purposes (32,000 gpy) with a priority of April 20, 1971; 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 April 20 and April 27, 1977.

OK
5-9-77
B

MICROFILMED

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that
Edward G. Skelly & Llywolat
point, Id. has on April 14, 1977
submitted Application No. 96-
7526 for a permit to appropriate
0.08 cubic feet per second by
means of pump and pipeline
within the NW 1/4 NE 1/4, Sec. 23,
T57N, R1W, B.M., Bonner
County, to be used from Jan. 1
to Dec. 1 for domestic purposes
within the NW 1/4 NE 1/4, Sec. 23,
T57N, R1W, B.M.
If issued, this permit will be
subject to all prior water rights.
Protests against the granting of
the permit must be filed with
the Idaho Department of Water
Resources, 4055 Government
Way, Coeur d'Alene, Idaho
83814, on or before May 9, 1977.
C. STEPHEN ALLRED
Director
Published in the Sandpoint
Daily Bee, Sandpoint, Id. on
April 20 and April 27, 1977.

for them
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from
make
Pend
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w/4-21-77
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MICROFILMED

(8) Remarks I'm not sure this is necessary but
am doing this as a precaution

[illegible]

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)
) ss.
County of Banner)

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.

Robert E. Nesbitt
(Claimant)

Sworn to before me this 11th day of March, 1977 (Claimant)

Notary Public
Residing at Sandpoint

My commission expires 18 Oct 1958

REL. #5416

4-11-77 **For Department Use Only**
4-4-77

Received by REFT Date 3-22-77
Prelim. check by REFT Date 4-4-77
\$10.00 fee received by REFT Date 4-12-77
Approved for publication by REFT
Published in Spr 1977
Dates 4-22-77

Exception filed by:	Forwarded to claimant by:	Date
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Pete Thompson

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Residing at Sandpoint, Idaho

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C. STEPHEN ALLRED
Director

Published in the Sandpoint Daily Bee, Sandpoint, Id. on April 20 and April 27, 1977.

OK
5-9-77
B



STATE OF IDAHO

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

COEUR D'ALENE, IDAHO 83814

May 10, 1977

Robert E Nesbitt
Rt 1
Sagle Id 83860

RE: Claim to a Water Right No. 96-4188

Dear Mr Nesbitt,

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

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

COEUR D' ALENE, IDAHO 83814

April 15, 1977

RE: Claim to a Water Right No. 96-4188

Mr. Robert E Nesbitt
Rt 1
Sagle Id 83860

Dear Mr. Nesbitt,

Attached is your receipt No. 5416 in the amount of \$ 10.00 for the
filing fee on the above referenced item which was received in this office.

Very truly yours,

Alea Beito
Secretary

AB

Attachment

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

April 15, 1977

RE: Application No. 96-7524; 96-7525; 96-7526; 96-7527; 96-7529; 96-7528
Claim No. 96-4187; 96-4188

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:cp

Enc: Legal Notice(s)

MICROFILMED

Bill Mavris
5-9-77
B.

NOTICE OF CLAIM TO A WATER RIGHT

NO. 96-4188

Notice is hereby given that Robert E Nesbitt,
Rt 1, Sagle, Id

has filed a claim to a water right established by diversion and application
to beneficial use of 128,000 ~~XXXXXXXXXXXXXXXXXXXX~~ cubic feet per second ~~XXXXXXXX~~ gallons per minute ~~year~~
of water from Fry Creek
with point of diversion in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 2, T56N, R2W, B.M. Bonner County

The water is claimed to be used from Jan 1 to Dec 31 for domestic (96,000gpy)
and from May 15 to Sept 15 for stockwatering purposes (32,000 gpy).

with a priority of April 20, 1971;
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 April 20 and April 27, 1977

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that Edward G. Skelly & Llywolaif Johns Rt. 1, Box 534 C, Sandpoint, Id. has on April 14, 1977 submitted Application No. 96-7526 for a permit to appropriate 0.08 cubic feet per second by means of pump and pipeline within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23, T57N, R1W, B.M., Bonner County, to be used from Jan. 1 to Dec. 1 for domestic purposes within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23, T57N, R1W, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 405 Government Way, Coeur d'Alene, Idaho 83814, on or before May 9, 1977.

C. STEPHEN ALLRED
Director

Published in the Sandpoint Daily Bee, Sandpoint, Id. on April 20 and April 27, 1977.

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from lake

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WATER RESOURCES
DIVISION
APR 21 1977
C. STEPHEN ALLRED
DIRECTOR

April 6, 1977

Mr. Robert E. Nesbitt
Route 1
Sagle, ID 83860

Dear Mr. Nesbitt:

We are returning your Claim and Check No. 92-58 in the amount of \$10. I appreciate your determining the section, township, and range description for the property listed on your claim.

One other item needs to be attended to for the claim to be of its greatest value to you. The legal description of the place of use needs to be indicated under Item 6a of the claim form. I assume that it is in the same location as the point of diversion and I have placed an "X" in the appropriate box in pencil; however, because of the fact that this claim is your sworn statement of your water right, any changes or additions that are necessary must be made by you. If my assumption is correct, please make the addition in pen and return the claim to our office for processing.

If you have any questions in this matter, please do not hesitate to contact us.

Very truly yours,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH:cp

Enclosures

MICROFILMED

March 23, 1977

Mr. Robert E. Nesbitt
Route 1
Sagle, ID 83860

Dear Mr. Nesbitt:

We are returning your Claim to a Water Right and Check No. 92-58 in the amount of \$10.

In order for the Department to record your claim, we need to know in which quarter-quarter section, section, township, and range that Lot 10, Block 1 of Birch Bank Lots is located. This information should be listed under Items 5a and 6a of the claim. You should be able to determine that information from the subdivision plat recorded in the Bonner County Assessor's Office in Sandpoint.

Your assistance in this matter is appreciated. Please contact us if there are any questions.

Very truly yours,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH:cp

Enclosures

MINNOCU 11770