

No Color
Documents
In File

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 6 day of April, 1977 and ending on the 13 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. 96-4183

Notice is hereby given that Robert and Dixie Seybold, Route 1, Box 346, Sagle, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 67 gallons per minute of water from a Small Lake with point of diversion in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, T. 56N, R. 2W, B.M., Bonner County.

The water is claimed to be used from May to Sept. for the irrigation of 12 acres. with a priority of May, 1959; the place of use is within the N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 28, T. 56N, R. 2W, 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.

Director

Published in the Sandpoint Daily Bee, Sandpoint Idaho on April 6 and April 13, 1977.

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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 en-
tire issue of the said paper for a Period
of 2 consecutive weeks, commencing
on the 6 day of April, 1977
and ending on the 13 day of _____
April, 1977 and that said not-
ice was published in said newspaper.

Pete Thompson

Subscribed and sworn to before me this

6 day of May, 1977.

Cedell M. Thompson

Notary Public for Idaho,
Residing at Sandpoint, Idaho

NOTICE OF CLAIM
TO A WATER RIGHT

NO. 96-4183

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Robert and Dixie Seybold,
Route 1, Box 346, Sagle, Idaho
has filed a claim to a water
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and application to beneficial use
of 67 gallons per minute of
water from a Small Lake with
point of diversion in the
NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, T. 56N, R.

2W, B.M., Bonner County.

The water is claimed to be
used from May to Sept. for the
irrigation of 12 acres. with a
priority of May, 1959; the place
of use is within the N $\frac{1}{2}$ NW $\frac{1}{4}$,
Sec. 28, T. 56N, R. 2W, 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.

Director

Published in the Sandpoint
Daily Bee, Sandpoint Idaho on
April 6 and April 13, 1977.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Robert and Dixie Seybold
(name of claimant)
of Route 1 Box 346 Sagle, Idaho, claims a right to the diversion and beneficial use of
(mailing address)
the public water of the State of Idaho

The extent and nature of said claim is as follows:

(1) Describe source of water: (name of stream, lake, spring, etc., or ground water) small lake
tributary to ,

(2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Amount	<u>67 gpm</u>	Use	<u>irrigation</u>	Period of Use: From	<u>May</u>	To	<u>Sept.</u>
Amount		Use		Period of Use: From		To	
Amount		Use		Period of Use: From		To	
	(cfs, gpm or a/f)		(dom., irri., stock, etc.)				(both dates inclusive)

(3) Total quantity of water claimed: _____ cubic feet per second, or _____ acre feet
per annum, and/or 67 gallons per minute.

(4) Priority claimed: (the date water was first applied to beneficial use) May 1959

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 to this rule is that a claim may be filed on domestic use from a ground-water source.

(5) A) Point of diversion: (give location of point where water is diverted from its source)
NE ¼ NW ¼, Sec. 28 Twp. 56 Rge. 2W 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. Pumps and pipeline

One 1½ horsepower pump at 67 gpm and 1 booster pump at 67 gpm

(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	
56	2W	28					X	X											12

Total No. of acres 12

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

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

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(8) Remarks _____

[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 BONNER)

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.

That the matters and facts therein are true to the best of

Robert Sigwald Rufe Sigbold

(Claimant)

Sworn to before me this 22nd day of MARCH, 1977

Notary Public
Residing at SANDPOINT IDAHO

My commission expires 11-1-1980

Rec. #4993

For Department Use Only

Received by CP Date 3-31-77
Prelim. check by JP Date 3-23-77
\$10.00 fee received by cp Date 4-1-77
Approved for publication by _____
Published in Sandpoint Daily Bee
Dates 4-6 & 4-13-77

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

OK 4-28-22 JS

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 Bul-
letin, newspapers printed and published
at Sandpoint, in Bonner County, Idaho; that
the said newspapers have been continuously
and uninterruptedly published in said Bon-
ner 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 en-
tire issue of the said paper for a Period
of 2 consecutive weeks, commencing
on the 6 day of April, 1977
and ending on the 13 day of _____
April, 1977 and that said not-
ice was published in said newspaper.

Subscribed and sworn to before me this

25 day of April, 1977.

Odell M Thompson

Notary Public for Idaho,
Residing at Sandpoint, Idaho

NOTICE OF CLAIM
TO A WATER RIGHT
NO. 96-4183

Notice is hereby given that
Robert and Dixie Seybold,
Route 1, Box 346, Sagle, Idaho
has filed a claim to a water
right established by diversion
and application to beneficial use
of 67 gallons per minute of
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point of diversion in the
NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, T. 56N, R.
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The water is claimed to be
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Sec. 28, T. 56N, R. 2W, 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.

Director
Published in the Sandpoint
Daily Bee, Sandpoint Idaho on
April 6 and April 13, 1977.

RECEIVED
APR 13 1977
Department of Water Resources
Coeur d'Alene, Idaho

PROTEST DATA

RECEIVED

APR 12 1977

Department of Water Resources
Northern District Office

We, the undersigned, wish to file an exception to Claim to a Water Right No. 96-4183 filed by Robert and Dixie Seybold. It is our contention that at no time has more than 3/4 of an acre of ground been irrigated by the Seybolds.

Ted Chronic

TED CHRONIC

Route 1, Box 342
Sagle, ID 83860

Orville Heath

ORVILLE HEATH

Route 1, Box 343
Sagle, ID 83860

Subscribed and sworn to before me this 12 day of April, 1977.

Robert G. Haynes

Notary Public
Residing at Coeur d'Alene
Lifetime Commission

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April 13, 1977

RE: Claim to a Water Right No. 96-4133 - Seybold

Mr. Ted Chronic and Mr. Orville Heath
Rt 1 Box 342
Sagle, Id 83860

Dear Mr. Chronic and Mr. Heath,

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 42-225b of the Idaho Code):

"At any time after filing a claim under the provisions of this 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 of the described rights.

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

Very truly yours,

Robert G. Haynes, P.E.
Regional Supervisor

RECEIVED
APR 14 1977

April 13, 1977

Re: Claim to a Water Right No. 96-4183

Robert and Dixie Seybold
Route 1 Box 346
Sagle, Idaho 83860

Dear Mr. and Mrs. Seybold,

In reference to the above claim, the enclosed is a copy of an exception filed by Ted Chronic and Orville Heath in connection with this claim under the provisions of Chapter 2, Section 42-225b of the Idaho Code, which states the following:

"At any time after filing a claim under the provisions of this 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."

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

Very truly yours,

Robert G. Haynes, P.E.
Regional Supervisor



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

COEUR D'ALENE, IDAHO 83814

Route 5, Box 203 - Suite #1
4055 N. Government Way

(208) 667-6484

April 29, 1977

RE: Claim No. 96-4133

Robert and Dixie Seybold
Rt 1 Box 346
Sagle, Id 83860

Dear Mr & Mrs Seybold,

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.

Very truly yours,

ROBERT G. HAYNES
District Supervisor

RGH:CP

Enclosure

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April 4, 1977

Re: Claim to a Water Right No. 96-4182
" " " " " " 96-4183

Mr. and Mrs. Robert Seybold
Route 1, Box 346
Sagle, ID 83860

Dear Mr. and Mrs. Seybold:

Attached is your receipt No. 4993 in the amount of \$20 for the filing fee on
the above referenced claims which were received in this office.

Very truly yours,

Corda M. Patterson
Secretary

CP

Attachment

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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 1, 1977

Re: Application No. 96-7519 Application No. 97-7097
 " " 97-7095 Claim No. 96-4182
 " " 97-7096 " 96-4183

Sandpoint Daily Bee
P.O. 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)

Bill & David
4-28-77
B

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NOTICE OF CLAIM TO A WATER RIGHT

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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.

~~RXXKEITMXNIGGINSONX~~
Director

Published in the Sandpoint Daily Bee, Sandpoint, Idaho
on April 6 and April 13, 1977

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