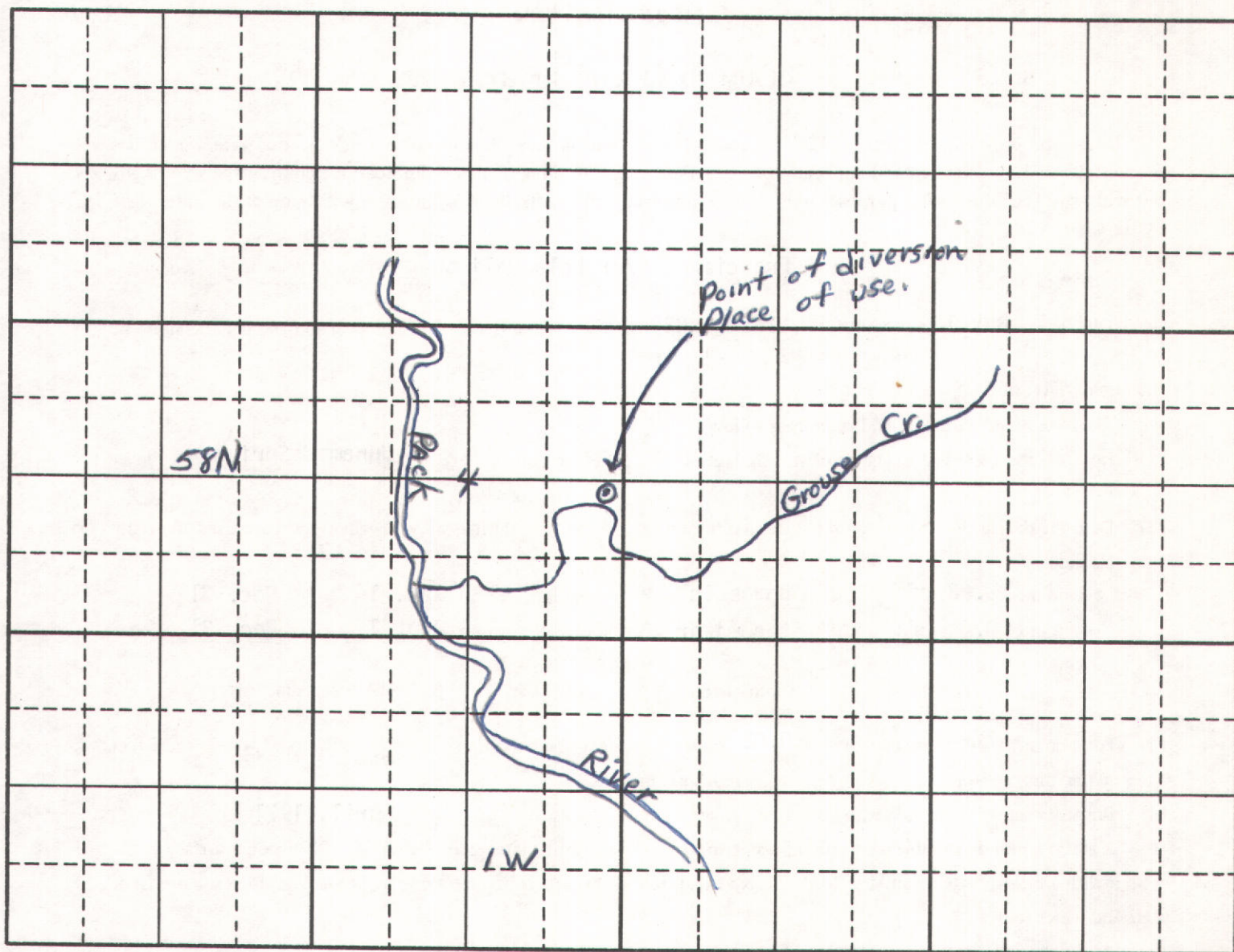


(8) Remarks _____



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 KOOTENAI) 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 14TH day of _____

x Lela Balison
(Claimant)
MAY 19 76.

Corda M. Roberts
Notary Public
Residing at CREUR D'ALENE, IDAHO

My commission expires SEPT. 11, 1976

REC. # 4233

For Department Use Only

Received by <u>FE</u>	Date <u>5-14-76</u>	Exception filed by:	Forwarded to	Date
Prelim. check by _____	Date _____		claimant by:	
\$10.00 fee received by <u>CP</u>	Date <u>5/14/76</u>			
Approved for publication by _____				
Published in <u>Sandpoint Daily Bee</u>				
Dates <u>5-26 & 6-2-76</u>				

Section 42-225a, Idaho Code

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.

The extent and nature of said claim is as follows:

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

(3) Total quantity of water claimed: 0.04 cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute.

- 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.

- 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. 15' sandpoint with pump, motor, and pipeline to place of use.

- (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.

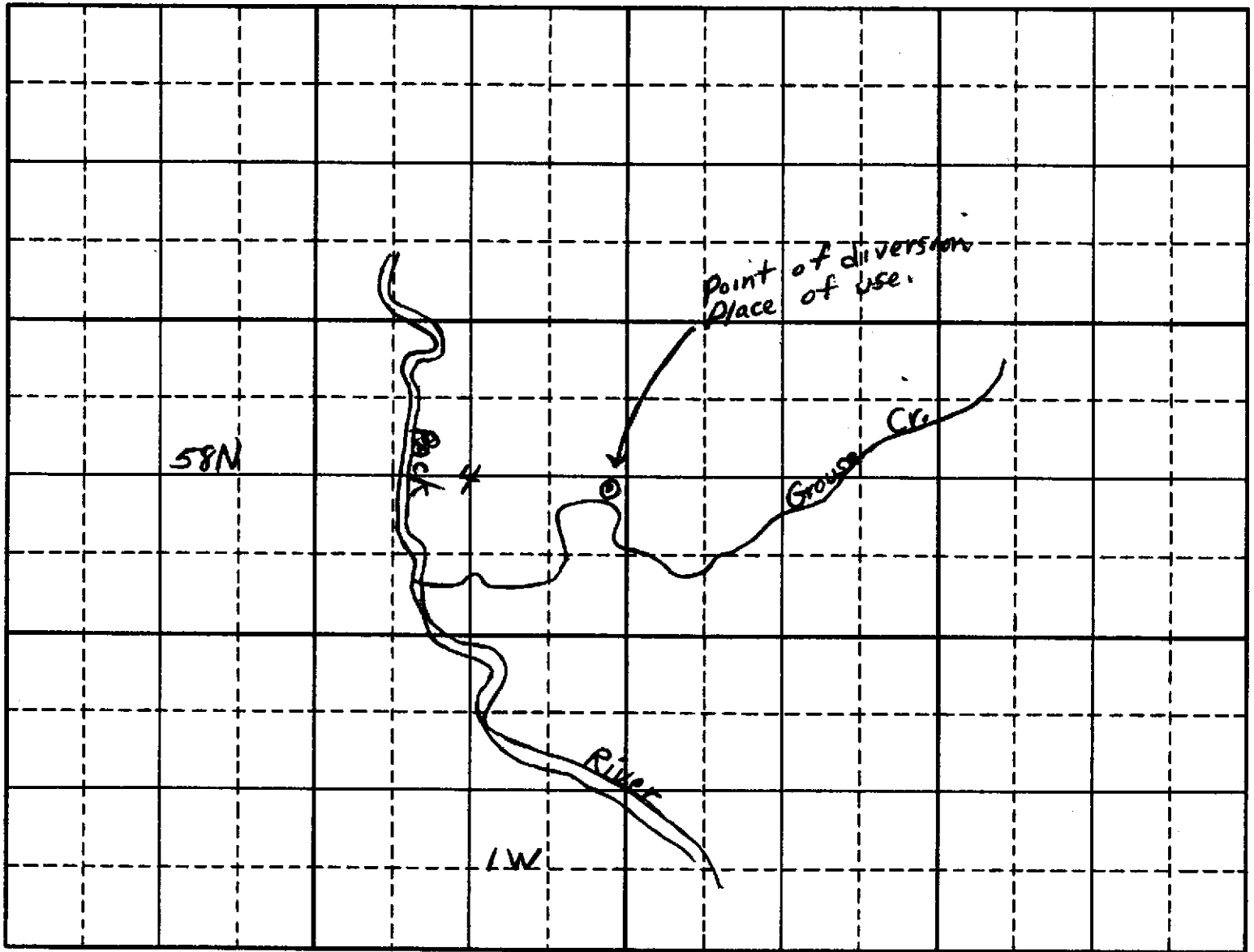
[illegible]

Total No. of acres _____

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Water is used for domestic purposes for one household and stockwater for 6 head of cattle.

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

(8) Remarks _____



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 KOOTENAI) 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 14TH day of _____

x Lela Balion
(Claimant)
MAY 19 76.
Corda M. Roberts
Notary Public
Residing at CREUR D'ALENE, IDAHO

My commission expires SEPT. 11, 1976

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Published in <u>Sandpoint Daily Bee</u>				
Dates <u>5-26 & 6-2-76</u>				

AFFIDAVIT OF PUBLICATION

RECEIVED

JUN 11 1976

State of Idaho,

ss.

County of Bonner,

Department of Water Resources
Northern District Office

Pete Thompson being first duly sworn on

oath deposes and says that he is publisher

of the Sandpoint Daily Bee, a daily news-

paper printed and published at Sandpoint,

in Bonner County, Idaho; that the said

Daily Bee has been continuously and un-

interruptedly published in said Bonner

County during a period of 12 months prior

to the first publication of the hereto at-

tached notice of publication in the case

of Water Right

96-4165

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 26 day of May, 1976

and ending on the 2 day of June,

1976 and that said notice was

published in said newspaper and not in

supplemental form.

Pete Thompson

Subscribed and sworn to before me this

11 day of June, 1976.

Odell M Thompson

Notary Public for Idaho,
Residing at Sandpoint, Idaho

NOTICE OF CLAIM
TO A WATER RIGHT
NO. 96-4165

Notice is hereby given that Francis M. &-or Lola Balison, Route 1, Box 166, Samuels, Idaho have filed a claim to a water right established by diversion and application to beneficial use of 0.04 cubic feet per second of water from an Unnamed Spring with point of diversion in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4, T. 58N, R. 1W, B.M., Bonner County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes (0.02 cfs) and stockwatering purposes (0.02 cfs) with a priority of April, 1971 the place of use is within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4, T. 58N, R. 1W, 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.

R. KEITH HIGGINSON
Director

Published in the Sandpoint Daily Bee, Sandpoint, Idaho on May 26 and June 2 1976.



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

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

COEUR D' ALENE, IDAHO 83814

(208) 667-6484

June 16, 1976

Re: Claim to a Water Right No. 96-4165

Francis M. &/or Lola Balison
Route 1, Box 166
Samuels, ID 83862

Dear Mr. and Mrs. Balison:

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



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

May 17, 1976

Re: Application No. 96-7444 Claim No. 96-4164
 " " 96-7445 " 96-4165
 " " 96-7446

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: 6-14-76-4

NOTICE OF CLAIM TO A WATER RIGHT

NO. 96-4165

Notice is hereby given that Francis M. &/or Lola Ballson,

Route 1, Box 166, Samuels, Idaho

~~has~~ ^{have} filed a claim to a water right established by diversion and application to beneficial use of 0.04 cubic feet per second ~~gallons per minute~~ of water from an Unnamed Spring

with point of diversion in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4, T. 58N, R. 1W, B.M.,
Bonner County

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic
purposes (0.02 cfs) and stockwatering purposes (0.02 cfs)

with a priority of April, 1971 ;
the place of use is within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4, T. 58N, R. 1W, 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.

R. KEITH HIGGINSON
Director

Published in the Sandpoint Daily Bee, Sandpoint, Idaho
on May 26 and June 2, 1976

**NOTICE OF CLAIM
TO A WATER RIGHT**

NO. 96-4165

Notice is hereby given that Francis M. &-or Lola Balison, Route 1, Box 166, Samuels, Idaho have filed a claim to a water right established by diversion and application to beneficial use of 0.04 cubic feet per second of water from an Unnamed Spring with point of diversion in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4, T. 58N, R. 1W, B.M., Bonner County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes (0.02 cfs) and stockwatering purposes (0.02 cfs) with a priority of April, 1971 the place of use is within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4, T. 58N, R. 1W, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, 4065 Government Way, Coeur d'Alene, Idaho, 83814.

R. KEITH HIGGINSON
Director

Published in the Sandpoint Daily Bee, Sandpoint, Idaho on May 26 and June 2 1976.

*O.K.
5-25-76
CP*