

No Color
Documents
In File

CLAIM TO A WATER RIGHT

Notice is hereby given that Dr. &/or Mrs. Gerald H. Lewis,
(name of claimant)

The extent and nature of said claim is as follows:

- | | | | | | | | | |
|--------|----------------------|-----|-------------------------------|----------------|------|------------------------|----|----------------|
| Amount | <u>0.20 cfs</u> | Use | <u>Domestic</u> | Period of Use: | From | <u>Jan. 1</u> | To | <u>Dec. 31</u> |
| Amount | <u>2.00 cfs</u> | Use | <u>Fish Pond</u> | Period of Use: | From | <u>Jan. 1</u> | To | <u>Dec. 31</u> |
| Amount | <u>0.30 cfs</u> | Use | <u>Stockwater</u> | Period of Use: | From | <u>Jan. 1</u> | To | <u>Dec. 31</u> |
| | (cfs, gpm
or a/f) | | (dom., irri.,
stock, etc.) | | | (both dates inclusive) | | |

- 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.

- Additional points of diversion: N 1/2 NE SE + N 1/2 S 1/2 NE SE 2-56-2w
SE 1/4 SE 1/4 SW 1/4 W 1/2 SW 1/4 1-56-2w

- (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: To Aerate
Fish Ponds; Stock & Domestic Water supply -
& Irrigation

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

[illegible]

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

AFFIDAVIT OF PUBLICATION

RECEIVED

NOTICER OF CLAIM
TO A WATER RIGHT
NO. 96-4160

State of Idaho,

APR 6 1976

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

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 17 day of March, 1976

and ending on the 24 day of March, 1976

and that said notice was

published in said newspaper and not in

supplemental form.

Pete Thompson

Subscribed and sworn to before me this

1 day of April, 1976.

Adell M. Thompson

Notary Public for Idaho,
Residing at Sandpoint, Idaho

Notice is hereby given that Dr. &-or Mrs. Gerald H. Lewis, Box 33, Sandpoint, Idaho have filed a claim to a water right established by diversion and application to beneficial use of 2.50 cubic feet per second of water from an Unnamed Stream, tributary to Fry Creek with point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 1;

N $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2, T. 56N, R. 2W, B.M., Bonner County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic (0.20 cfs), fish pond (2.00 cfs), and stockwatering purposes (0.30 cfs) with a priority of June, 1964 the place of use is within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 1; NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2, 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.

R. KEITH HIGGINSON
Director

Published in the Sandpoint Daily Bee, Sandpoint, Idaho on March 17 and March 24, 1976.



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

96-4160

John V. Evans
Governor

C. Stephen Allred
Director

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

September 5, 1980

Dr. Gerald H. Lewis
P. O. Box 33
Sandpoint, Idaho 83864

Dear Dr. Lewis:

Your Application for Permit and Check No. 92-325 in the amount of \$10.00 are being returned for the following reasons:

1. The filing fee for 2.95 c.f.s. is \$85.00. (Please refer to the fee schedule in the enclosed instructions.)
2. The domestic use seems inordinately high. If you apply for more than 0.04 c.f.s. per house, you must prove to the satisfaction of the Director that the amount is necessary prior to approval.
3. The stockwater use also seems high. If you apply for more than 0.12 c.f.s., you must also prove to the satisfaction of the Director that the amount is necessary prior to approval.
4. Item 8.a.1. is not complete. It must indicate the location of the home, stock usage and the fish pond by the 40-acre sectional subdivision of the section i.e., SW $\frac{1}{4}$ SE $\frac{1}{4}$ or SE $\frac{1}{4}$ SW $\frac{1}{4}$, etc.
5. An application must be made for construction of a small dam if the dam is 10 feet or more in height.
6. Item 8.c. must be completed. If you have no other water right that is being used for the same purposes, please state "None".
7. The map is not in agreement with Item 8.b. At 2 inches equal to 1 mile, you indicate 360 acres of irrigation. You will find a sample of a map in the instructions. Please insure that the map agrees with Item 8.b.

RECEIVED
SEP 10 1980

Dr. Gerald H. Lewis
Page Two
September 5, 1980

8. There is also a question as to whether a 6-inch well can produce 2.95 c.f.s. which equals 1,323.96 gallons per minute.

If you have any questions, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - Instructions
Application
Check

Full San App.

MICROFILMED



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

August 18, 1980

Mr. Gerald H. Lewis
P. O. Box 33
Sandpoint, Idaho 83864

Dear Mr. Lewis:

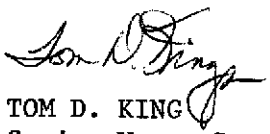
We are returning your Check No. 92-325 in the amount of \$10.00 and your Application for Permit for clarification.

In Item No. 8.a.5., you mention irrigation but you have not applied for irrigation water in Item No. 5.a. nor specified the acreage to be irrigated in Item No. 8.b. You also have not mentioned an irrigation system in Item No. 6.a.

I am enclosing instructions and a new Application for Permit since the amounts in Item No. 4 seem quite excessive.

If you have any questions, please contact me at this office.

Sincerely,


TOM D. KING

Senior Water Resource Agent

Enc. - Check
Application (2)
Instructions

RECEIVED

SEP 4 1980

Department of Water Resources
Northern District Office

MICROFILMED

April 16, 1976

Re: Permit No. 98-4160

Dr. Gerald H. Lewis
Box 33
Sandpoint, ID 83864

Dear Dr. Lewis:

Regarding your claim to a water right #96-4160, we request that you provide some additional information. The explanation of the system which you have developed would be much clearer if you would illustrate it on the enclosed 7.5 minute map. Your provision of this information may help to protect your water right in the future.

Please return the illustrated map to me.

Sincerely,

DAVID R. TUTHILL, JR.
Water Resource Analyst

DRT:mef

Enclosure



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

April 13, 1976

Re: Claim to a Water Right No. 96-4160

Dr. and Mrs. Gerald H. Lewis
Box 33
Sandpoint, ID 83864

Dear Dr. and Mrs. Lewis:

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

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

COEUR D' ALENE, IDAHO 83814

(208) 667-6484

March 12, 1976

Re: Application No. 96-7428 - James R. Wood
" " 97-7075 - Deborah Bennette &/or Don L. Lock, Jr.
Claim No. 96-4160 - Dr. &/or Mrs. Gerald H. Lewis

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
District Supervisor

RGH:CP

Enc: Legal Notice(s)

Bill 4-9-76-CP

NOTICE OF CLAIM TO A WATER RIGHT

NO. 96-4160

Notice is hereby given that Dr. &/or Mrs. Gerald H. Lewis,
Box 33, Sandpoint, Idaho
~~has~~ ^{have} filed a claim to a water right established by diversion and application
to beneficial use of 2.50 cubic feet per second ~~gallons per minute~~
of water from an Unnamed Stream, tributary to Fry Creek
with point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 1; N $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$,
N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2, T. 56N, R. 2W, B.M., Bonner County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic
(0.20 cfs), fish pond (2.00 cfs);, and stockwatering purposes (0.30 cfs)

with a priority of June, 1964;
the place of use is within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1; NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2,
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.

R. KEITH HIGGINSON
Director

Published in the Sandpoint Daily Bee, Sandpoint, Idaho
on March 17 and March 24, 1976

**NOTICER OF CLAIM
TO A WATER RIGHT**

NO. 96-4160

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The water is claimed to be used from Jan. 1 to Dec. 31 for domestic (0.20 cfs), fish pond (2.00 cfs);, and stockwatering purposes (0.30 cfs) with a priority of June, 1964 the place of use is within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 1; NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2, 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.

R. KEITH HIGGINSON
Director

Published in the Sandpoint Daily Bee, Sandpoint, Idaho on March 17 and March 24, 1976.

O.K.
3-22-76
P

4055 Government Way - Suite #1

(208) 667-6484

March 12, 1976

Re: Claim to a Water Right No. 96-4160

Dr. and/or Mrs. Gerald H. Lewis
Box 33
Sandpoint, ID 83864

Dear Dr. and Mrs. Lewis:

Attached is your receipt No. 3941 in the amount of \$10 for the filing fee on the above referenced claim which was received in this office.

Very truly yours,

Corda M. Patterson
Secretary

CP

Attachment

4055 Government Way - Suite #1

(208) 667-6484

February 20, 1976

Mr. and Mrs. Gerald H. Lewis
Box 33
Sandpoint, ID 83864

Dear Mr. and Mrs. Lewis:

We have taken the liberty of typing your Claim to a Water Right, and we are returning it for your review and signature. We are also returning your Check No. 92-325 in the amount of \$10.

We typed your Claim so that it would be less subject to any changes. Under Item 3, we have left the total amount of water for you to complete. On the Claim you submitted to our office, you listed a total amount of 1.50 cubic feet per second of water; however, the amount of 2.00 c.f.s. for fish pond purposes was listed. Please list the correct total amount of water.

Please check all items on the Claim and if they are in order, have your signature notarized and return the form to our office along with the \$10 fee. Feel free to contact us if there are any questions.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH: CP

Enclosures

INSTRUCTIONS

You may wish to include as a part of your claim, affidavits of witnesses who are familiar with your right and who have a personal knowledge of the circumstances which you have described in your claim. You may submit maps, drawings, certified copies of posted notices which may have been filed in the county courthouse, water measurement records, or any other document which you feel will support your claim.

Your claim will be advertised in a county newspaper for two weeks. Exceptions to your claim which dispute the water right that you have described may be received by the Department of Water Resources and you will be provided a copy of such exceptions.

The fee for filing a Claim to a Water Right is \$10.00. Your claim and fee may be submitted to one of the following offices:

NORTHERN DISTRICT

Idaho Department of Water Resources
401 Front Avenue, Room 209
Coeur d'Alene, Idaho 83814

SOUTHERN DISTRICT

Idaho Department of Water Resources
1041 Blue Lakes Blvd., North
Twin Falls, Idaho 83301

EASTERN DISTRICT

Idaho Department of Water Resources
1515 Lincoln Road
Idaho Falls, Idaho 83401

WESTERN DISTRICT

Idaho Department of Water Resources
State Capitol
Boise, Idaho 83720