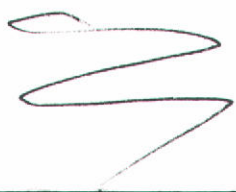


No Color
Documents
In File



RECEIVED

SEP 26 1986

ASSIGNMENT OF CLAIM TO WATER RIGHT

Department of Water Resources

For valuable consideration, receipt of which is hereby acknowledged, Alfred J. Tucker and Ruth M. Tucker, husband and wife, hereby grant, bargain, sell, transfer and convey unto Harry C. Reed and Bonnie J. Reed, husband and wife, whose address is P. O. Box 116, Hope, Idaho 83836, all water right which is now held by them as evidenced by State of Idaho Department of Water Resources Claim No. 96-4159 for domestic and irrigation use, the source of which is a spring located on an unnamed stream, the point of diversion of which is described as being in the Southwest Quarter of the Southeast Quarter of Section 27, Township 57 North, Range 1 East, Boise Meridian, Bonner County, Idaho.

DATED this 5th day of September, 1986.

Alfred J. Tucker Ruth M. Tucker
Alfred J. Tucker Ruth M. Tucker

State of Idaho, County of Bonner, ss:

On this 5th day of September, 1986, before me, a Notary Public in and for said state, personally appeared Alfred J. Tucker and Ruth M. Tucker, known or identified to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

Robert W. White
Notary Public in and for the State of Idaho
Residing at Sandpoint
My commission expires: 3/9/88

MICROFILMED

ASSIGNMENT OF CLAIM TO WATER RIGHT DEC 17 1986

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 Alfred J. Tucker
(name of claimant)
of Route 1, Box 123, Samuels, 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) Spring located on an Unnamed Stream, tributary to, (sinks back into ground)
- (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>3 GPM</u> | Use | <u>Domestic</u> | Period of Use: From | <u>Jan. 1</u> | To | <u>Dec. 31</u> |
| Amount | <u>5 GPM</u> | Use | <u>Irrigation</u> | Period of Use: From | <u>June 1</u> | To | <u>Sept. 30</u> |
| 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 8 gallons per minute.

(4) Priority claimed: (the date water was first applied to beneficial use) June 10, 1970

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)
SW ¼ SE ¼, Sec. 27 Twp. 57N Rge. 1E 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. Gravity pipeline

(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	
57N	1E	27															X		

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 irrigation of lawn and garden.

(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

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, 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 10 day of March, 1976

and ending on the 17 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

RECEIVED

APR 6 1976

Department of Water Resources
Northern District Office

NOTICE OF CLAIM
TO A WATER RIGHT
No. 96-4159

Notice is hereby given that Alfred J. Tucker, Route 1, Box 123, Samuels, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 8.0 gallons per minute of water from a Spring, located on an Unnamed Stream with point of diversion in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27, T.57N, R. 1E, B.M., Bonner County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes (3 g.p.m.); and from June 1 to Sept. 30 for the irrigation of lawn and garden (5 g.p.m.) with a priority of June 10, 1970 the place of use is within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27, T. 57N, R. 1E, 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 10 and March 17, 1976.

December 15, 1986

RE: Claim to a Water Right No. 96-4159

Harry C. & Bonnie J. Reed
Box 116
Hope, ID 83836

Dear Water Right Holder(s):

Our office acknowledges receipt of the Assignment of the above referenced water right. In reviewing the file I find that the water right is a Claim. In Idaho, a claimed water right is considered real property and is aquired when the property to which it is appurtenant to is purchased. Proof of owning the land is proof of owning the water right claim.

I have put the Assignment into the file and have changed our computer records to show you as the owner of this claim. I have enclosed a copy of the Claim for your records.

If you have any questions please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc
Enclosures

RECORDED
INDEXED

DEC 17 1986

Claim

Permit No. 96-4159

ASSIGNMENT REVIEW CHECK LIST

1. Signature of ^{Claimant}~~Permit Holder~~? — Yes
 2. Notary? — Yes
 3. a. Full Assignment? — Yes
 - b. Partial Assignment?
 4. "No assignment" condition on permit? — N/A
 5. Commencement of Works received? — N/A
 - a. Commencement of works requested?
 - b. Show Cause Order drafted & sent?
 - c. Cancellation necessary?
 6. Affidavit of residency required? — N/A
 7. Extension granted due to litigation? — N/A
(If yes, commencement of works is not required.)
-
1. Type permit summary sheet. ~~Sta~~ N/A
 2. Coding sheet. ✓ Showla —
 3. Acknowledgement letter type. ~~see attached~~ 1.17
 4. Copy to region. ✓ Showla —

Date 12-9-86

Employee Jim

JONATHAN W. COTTRELL

ATTORNEY AND COUNSELOR AT LAW

105 PINE STREET - SUITE 106

P.O. BOX 874

SANDPOINT, IDAHO 83864

September 19, 1986

TELEPHONE 263-7534

AREA CODE 208

Idaho Department of Water Resources
Northern District
4055 Government Way, Suite No. 1
Coeur d'Alene, Idaho 83814

RECEIVED

SEP 20 1986

Department of Water Resources
Northern District Office

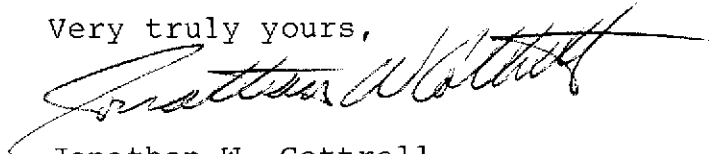
Re: Claim No. ~~96-4195~~

96-459

Gentlemen:

A Claim to Water Right, No. 96-4195, was filed in your office by Alfred J. Tucker. Tucker has sold the property to which this water right pertains. Enclosed is a written Assignment of Claim to Water Right for your file.

Very truly yours,



Jonathan W. Cottrell

JWC:jl

Encl.

RECEIVED

SEP 26 1986

Department of Water Resources

RECORDED

DEC 17 1986



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

March 31, 1976

Re: Claim to a Water Right No. 96-4159

Mr. Alfred J. Tucker
Route 1, Box 123
Samuels, ID 83862

Dear Mr. Tucker:

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

March 31, 1976

Re: Claim to a Water Right No. 96-4159

Sandpoint Daily Bee
P.O. Box 579
Sandpoint, ID 83864

Gentlemen:

Could you please submit the affidavit of publication and bill in connection with the above referenced item. The legal notice was to have been published in your newspaper on March 10 and March 17, 1976.

Very truly yours,

Corda M. Patterson
Secretary

CP



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 5, 1976

Re: Application No. 97-7073 - Nancy Batke
Claim No. 96-4159 Alfred J. Tucker

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: 4-9-76.4

NOTICE OF CLAIM TO A WATER RIGHT

NO. 96-4159

Notice is hereby given that Alfred J. Tucker,
Route 1, Box 123, Samuels, Idaho
has filed a claim to a water right established by diversion and application
to beneficial use of 8.0 ~~xxxxxxx~~ gallons per minute
of water from a Spring, located on an Unnamed Stream
with point of diversion in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27, T. 57N, R. 1E, B.M.,
Bonner County

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic
purposes (3 g.p.m.); and from June 1 to Sept. 30 for the irrigation of
lawn and garden (5 g.p.m.)
with a priority of June 10, 1970;
the place of use is within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27, T. 57N, R. 1E, 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 10 and March 17, 1976

NOTICE OF CLAIM
TO A WATER RIGHT
No. 96-4159

Notice is hereby given that Alfred J. Tucker, Route 1, Box 123, Samuels, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 8.0 gallons per minute of water from a Spring, located on an Unnamed Stream with point of diversion in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27, T. 57N, R. 1E, B.M., Bonner County.

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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.

R. KEITH HIGGINSON
Director

Published in the Sandpoint Daily Bee, Sandpoint, Idaho on March 10 and March 17, 1976.

O.L.
3-9-76
W

4055 Government Way - Suite #1

(208) 667-6484

March 5, 1976

Re: Claim to a Water Right No. 96-4159

Mr. Alfred J. Tucker
Route 1, Box 123
Samuels, ID 83862

Dear Mr. Tucker:

Attached is your receipt No. 3939 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 24, 1976

Mr. Alfred J. Tucker
Route 1, Box 123
Samuels, ID 83862

Dear Mr. Tucker:

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

Please note that we have left Items 2 and 3 for your completion. The amounts of water used for each purpose are usually listed in cubic feet per second or gallons per minute, and the figure in Item 3 should not exceed the total figures in Item 2.

After listing the above amounts, please have your signature notarized and return the Claim to our office along with the \$10 filing fee. Please contact us if there are any questions.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:CP

Enclosures

(8) Remarks _____

The image shows a full page of graph paper. It features a grid of squares defined by solid black lines. Within each square, there are horizontal and vertical dashed lines that divide the space into four smaller quadrants. This layout is typical for technical drawing or mathematics education. The entire page is covered by this pattern, with no margins or additional markings.

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 _____)

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 _____ day of _____, 19____.

Notary Public
Residing at

My commission expires _____

For Department Use Only

Received by CD Date 2-24-76 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by _____ Date _____ claimant by: _____
\$10.00 fee received by _____ Date _____
Approved for publication by _____
Published in _____
Dates _____