

# AFFIDAVIT OF PUBLICATION

RECEIVED

NOV 5 1974

Department of Water Resources  
Northern District Office

STATE OF IDAHO, } ss.  
County of Kootenai,

*Coeur Hedge*

being first duly sworn

## NOTICE OF CLAIM TO A WATER RIGHT NO. 96-4135

Notice is hereby given that Leonora A. Johnson, P.O. Box 132, Bayview, Idaho has 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 a ground water source with point of diversion in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 33, T. 54N, R. 2W, B.M., Kootenai County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes with a priority of 1964; the place of use is within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 33, T. 54N, R. 2W, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, 401 Front Ave., Coeur d'Alene, Idaho, 83814.

R. KEITH HIGGINSON  
Director

Legal No. 441  
Oct. 24, 31, 1974

upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The *Notice of Claim*

of which the annexed is a printed copy, was published in the regular *Issue* issue of said newspaper for *27* consecutive *weeks* commencing on the *27* day of *Oct*, 19*74*, and ending on the *3* day of *Oct*, 19*74*, and such publication was made as often during said period as said *daily* newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice.

*Coeur Hedge*

Subscribed and sworn to before me this *44* day of *November*, 19*74*.

*Roberta Zwick*

Notary Public for the State of Idaho,  
residing at Coeur d'Alene, Idaho.

MICROFILMED  
LEADER

1080

## CLAIM TO A WATER RIGHT

Notice is hereby given that Leonora A. Johnson

the public water of the State of Idaho

(1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Dug well adjacent to  
Salle Creek, tributary to, Pend Oreille Lake

Amount 0.04 Use Domestic Period of Use: From Jan. 1 To Dec. 31

Amount \_\_\_\_\_ Use \_\_\_\_\_ Period of Use: From \_\_\_\_\_ To \_\_\_\_\_

Amount \_\_\_\_\_ Use \_\_\_\_\_ Period of Use: From \_\_\_\_\_ To \_\_\_\_\_

(dom., irri.,  
stock, etc.)

(both dates inclusive)

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

(4) Priority claimed: (the date water was first applied to beneficial use) 1964

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)

N. 50<sup>th</sup> of S. 150<sup>th</sup> of E. 150<sup>th</sup>  
of Tax 1291 ~~1/4~~ ~~1/4~~, Sec. 33 Twp. 54N Rge. 2W B.M. County of Kootenai

**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. Pump and 2" pipeline 25' long

(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]

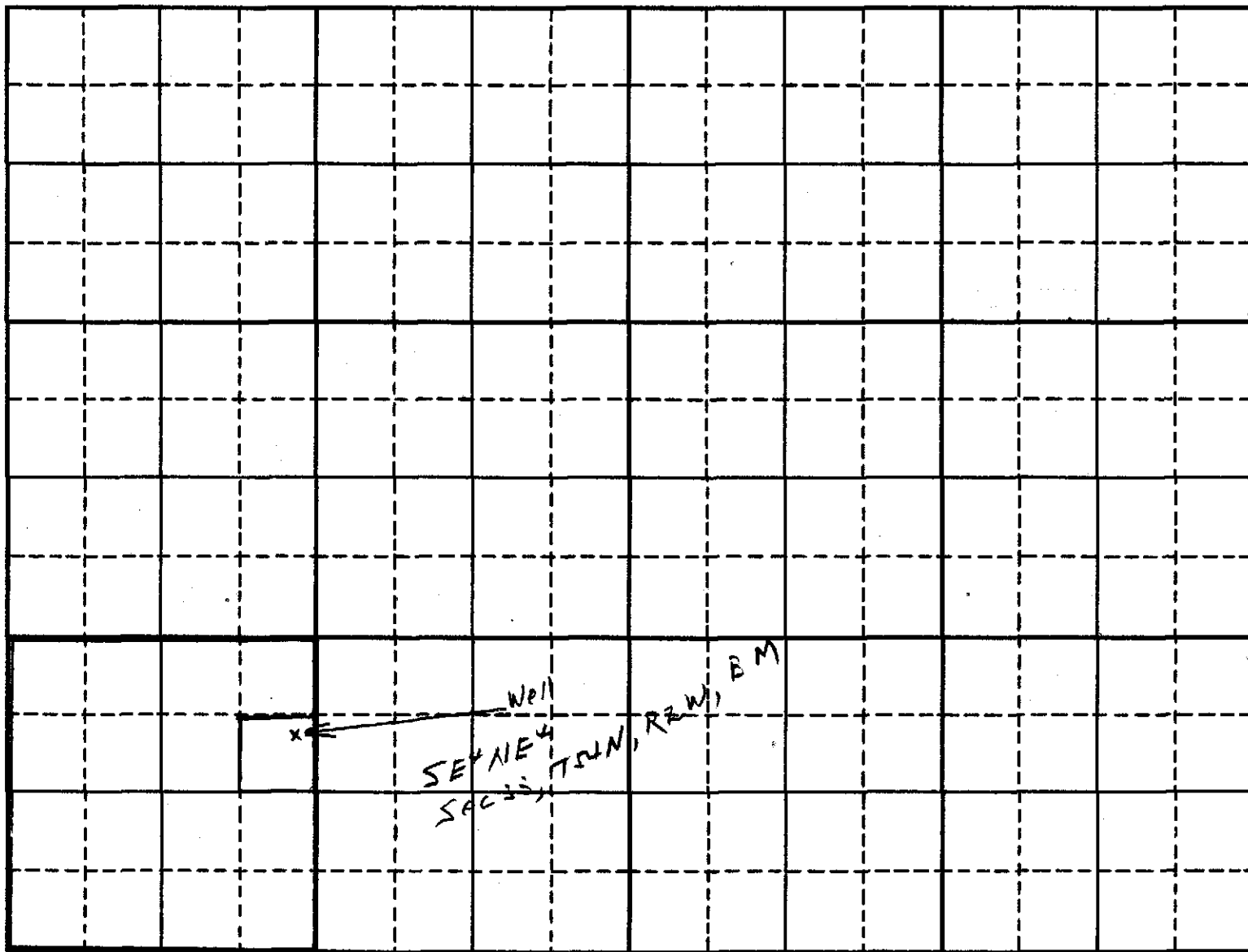
Total No. of acres \_\_\_\_\_

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

Domestic useonly

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

(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 )  
 ) 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.

Leonora A. Johnson  
(Claimant)

Sworn to before me this 27th day of September, 19 74.

Harold C. Johnston  
Notary Public  
Residing at Sandpoint, Idaho

My commission expires September 12, 1975

| For Department Use Only                        |                      |                     |              |
|------------------------------------------------|----------------------|---------------------|--------------|
| Received by <u>CP</u>                          | Date <u>10-16-74</u> | Exception filed by: | Forwarded to |
| Prelim. check by <u>[Signature]</u>            | Date <u>10/16/74</u> |                     | claimant by: |
| \$10.00 fee received by <u>[Signature]</u>     | Date <u>10/16/74</u> |                     |              |
| Approved for publication by <u>[Signature]</u> | Date <u>10/16/74</u> |                     |              |
| Published in <u>COEUR D'ALENE PRESS</u>        |                      |                     |              |
| Dates <u>10-24 &amp; 10-31-74</u>              |                      |                     |              |

# AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }  
County of Kootenai, } ss.

## NOTICE OF CLAIM TO A WATER RIGHT NO. 96-4135

Notice is hereby given that Leonora A. Johnson, P.O. Box 132, Bayview, Idaho has 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 a ground water source with point of diversion in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 33, T. 54N, R. 2W, B.M., Kootenai County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes with a priority of 1964; the place of use is within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 33, T. 54N, R. 2W, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, 401 Front Ave., Coeur d'Alene, Idaho, 83814.

R. KEITH HIGGINSON  
Director

Legal No. 641  
Oct. 24, 31, 1974

Coral Hedge being first duly sworn upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The Notice of Claim

of which the annexed is a printed copy, was published in the regular Thurs issue of said newspaper for 2 consecutive weeks commencing on the 24 day of Oct, 1974, and ending on the 31 day of Oct, 1974, and such publication was made as often during said period as said daily newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice.

Subscribed and sworn to before me this 4<sup>th</sup> day of March, 1974

Roberta Zwick  
Notary Public for the State of Idaho,  
residing at Coeur d'Alene, Idaho.

**STATE OF IDAHO**  
**DEPARTMENT OF WATER ADMINISTRATION**  
**NORTHERN DISTRICT OFFICE**



Cecil D. Andrus  
Governor  
R. Keith Higginson  
Director

401 Front Ave., Rm. 209  
Coeur D'Alene, Idaho 83814  
(208) 667-6484

Water Rights Administration  
Water Resource Investigations  
Dam and Reservoir Safety  
Water Well Drilling  
Waste Disposal Wells  
Stream Channel Protection  
Geothermal Resources

**November 12, 1974**

**Re: Claim to a Water Right No. 96-4135**

**Ms. Leonora A. Johnson**  
**P.O. Box 132**  
**Bayview, ID 83803**

**Dear Ms. Johnson:**

The Department of Water Administration 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 this 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, feel free to contact us.

Very truly yours,

FRED EISENBARTH  
Northern District Manager

FE:cp

Enclosure

**MICROFILMED**

October 18, 1974

Re: Claim No. 96-4135 - Leonora A. Johnson  
" " 96-4136 - Robert W. Johnson

Coeur d'Alene Press  
Second & Lakeside  
Coeur d'Alene, ID 83814

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,

FRED EISENBARTH  
Northern District Manager

FE:CP

Enc: Legal Notice(s)

Bill Submitted 11-11-74 by CP

NOTICE OF CLAIM TO A WATER RIGHT

NO. 96-4135

Notice is hereby given that Leonora A. Johnson,

P.O. Box 132, Bayview, Idaho

has filed a claim to a water right established by diversion and application  
to beneficial use of 0.04 cubic feet per second ~~XXXXXXXXXXXXXXXXXX~~

of water from a ground water source

with point of diversion in the SE 1/4, Sec. 33, T. 54N, R. 2W, B.M.,

Kootenai County

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic

purposes

with a priority of 1964;

the place of use is within the SE 1/4, Sec. 33, T. 54N, R. 2W, B.M.

Any exception to this claim of water right may be filed with the Idaho  
Department of Water Resources, 401 Front Ave., Coeur d'Alene, Idaho, 83814.

R. KEITH HIGGINSON

Director

Published in the Coeur d'Alene Press, Coeur d'Alene, Idaho

on Oct. 24 and Oct. 31, 1974

MICROFILMED

NOTICE OF CLAIM  
TO A WATER RIGHT

NO. 198-4135

Notice is hereby given that

Leonora A. Johnson, P.O. Box  
132, Bayview, Idaho has filed a

claim to a water right es-

tablished by diversion and

application to beneficial use of

0.04 cubic feet per second of

water from a ground water

source with point of diversion

in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 33, T.

54N, R. 2W, B.M., Kootenai

County.

The water is claimed to be

used from Jan. 1 to Dec. 31 for

domestic purposes with a

priority of 1964; the place of

use is within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ ,  
Sec. 33, T. 54N, R. 2W, B.M.

Any exception to this claim of

water right may be filed with

the Idaho Department of Water

Resources, 401 Front Ave.,  
Coeur d'Alene, Idaho, 83814.

R. KEITH HIGGINSON  
Director

Legal No. 441

Oct. 24, 31, 1974

OK  
10-30-74  
CP

October 18, 1974

Re: Claim to a Water Right No. 96-4135

Leonora A. Johnson  
P.O. Box 132  
Bayview, ID 83803

Dear Ms. Johnson:

Attached is your receipt No. 15104 in the amount of \$10 for the filing fee on the above referenced claim which was received in this office.

Very truly yours,

FRED EISENBARTH  
Northern District Manager

FE:CP

Attachment

MAILED

XXXXXXXXXXXXXXXXXXXX  
XXXXXX

October 8, 1974

Leonora A. Johnson  
P.O. Box 132  
Bayview, ID 83803

Dear Ms. Johnson:

We are returning the Claim to a Water Right you submitted to our office for clarification of several items.

You have listed the amount of water for domestic purposes as 0.5 cubic feet per second. The normal amount of water we allow for one household is 0.04 cubic feet per second which is equivalent to approximately 18 gallons per minute.

Under Item 5 on the Claim, you should list the location of the point of diversion by 40-acre tract within Section 33.

There is a \$10 filing fee for the Claim. After completing the above items, please return the Claim to our office along with the fee. Feel free to contact us if there are any questions.

Very truly yours,

FRED EISENBARTH  
Northern District Manager

FE:CP

Enclosure

MICROFILMED