

AFFIDAVIT OF PUBLICATION

RECEIVED

JUL 22 1974

STATE OF IDAHO,
County of Kootenai,

} ss.

Coeur d'Alene Department of Water Resources
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
no. 96 4127

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 *11* day of *July*, 19 *74*, and ending on the *18* day of *July*, 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.

Carol Hedges

Subscribed and sworn to before me this *19th* day of *July*, 19 *74*.

Roberta Manley

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

NOTICE OF CLAIM TO A WATER RIGHT NO. 96-4127

Notice is hereby given that Harold F. &/or Irene Woltering, Route 1, Box 220, Athol, 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 Pend Oreille Lake with point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ (Gov't. Lot 4), Sec. 36, 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 1952; the place of use is within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ (Gov't. Lot 4), Sec. 36, 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 Avenue, Coeur d'Alene, Idaho 83814.
R. KEITH HIGGINSON
Director

Legal No. 151
July 11, 18, 1974

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

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 HAROLD F. AND/OR IRENE WOLTERING
(name of claimant)
of Rt 1 Box 220, ATHOL, ID., claims a right to the diversion and beneficial use of
(mailing address)
ground water or surface water tributary to _____

The extent and nature of said claim is as follows:

(1) Describe source of water: (name of stream, lake, spring, etc., or ground water) LAKE PEND DRIELLE

(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>0.04</u>	Use <u>DOMESTIC</u>	Period of Use: From <u>JAN 1</u> To <u>DEC 31</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: 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) 1952

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)

600 LOT 4
NW 1/4 SW 1/4 1/4, Sec. 36 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 3/4 PUMP WITH 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.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>54N</u>	<u>2W</u>	<u>36</u>										<u>X</u>	<u>600 LOT 4</u>						

Total No. of acres _____

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

DOMESTIC USE ONE FAMILY

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

P.D. + PLACE OF USE		
	36	T-54N
	R-24	

Received by <u>KK'</u>	Date <u>7/2/74</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>KK</u>	Date <u>7/2/74</u>	<u>#14151</u>	claimant by:	
\$10.00 fee received by <u>KK</u>	Date <u>7/2/74</u>			
Approved for publication by <u>ff</u>				
Published in <u>COEUR D'ALENE PRESS</u>				
Dates <u>7-11 & 7-12-74</u>				
<u>2815 96</u>				

AFFIDAVIT OF PUBLICATION

RECEIVED

STATE OF IDAHO,
County of Kootenai,

} ss.

Cecil 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
NO. 90 4127

of which the annexed is a printed copy, was published in the regular *three* issue of said newspaper for *2* consecutive *weeks* commencing on the *11* day of *July*, 19*74*, and ending on the *18* day of *July*, 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.

Cecil Hedge

Subscribed and sworn to before me this *19th* day of *July*, 19*74*.

Roberta Manley

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

NOTICE OF CLAIM TO A WATER RIGHT NO. 186-4127

Notice is hereby given that Harold F. &/or Irene Woltering, Route 1, Box 220, Athol, 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 Pend Oreille Lake with point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ (Gov't. Lot 4), Sec. 36, 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 1952; the place of use is within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ (Gov't. Lot 4), Sec. 36, 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 Avenue, Coeur d'Alene, Idaho 83814.

R. KEITH HIGGINSON
Director

Legal No. 181
July 11, 18, 1974

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

July 30, 1974

Re: Claim to a Water Right No. 96-4126
" " " " " " 96-4127

Harold F. &/or Irene Woltering
Route 1, Box 220
Athol, ID 83801

Dear Mr. and Mrs. Woltering:

The Department of Water Administration has completed the processing of your claims to a water right, and no further action is authorized under Section 42-225a and 42-225b, Idaho Code. Your claims 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 files, you may have that information or evidence added at any time. Please refer to your claim numbers when corresponding with this office.

We are enclosing, for your records, copies of your claims. 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

Enclosures

96 4127

July 5, 1974

Re: Application No. 95-7464
Claim No. 96-4126
" " 95-4272

Claim No. 95-4273
" " 96-4127

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 7-22-74 by CP

96 4127

NOTICE OF CLAIM TO A WATER RIGHT

NO. 96-4127

Notice is hereby given that Harold F. &/or Irene Woltering,
Route 1, Box 220, Athol, Idaho
have ~~was~~ 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 Pend Oreille Lake
with point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ (Gov't. Lot 4), Sec. 36, 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 1952;
the place of use is within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ (Gov't. Lot 4), Sec. 36, T. 54N,
R. 2W, B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water ^{RESOURCES} ~~Administration~~, 401 Front Avenue, Coeur d'Alene, Idaho
83814.

R. KEITH HIGGINSON
Director

Published in the Coeur d'Alene Press, Coeur d'Alene, Idaho
on July 11 and July 18, 1974

96 4127

NOTICE OF CLAIM
TO A WATER RIGHT

NO. 96-4127

Notice is hereby given that

Harold F. &/or Irene

Woltering, Route 1, Box 220,

Arhol, 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 Bend

Oreille Lake with point of

diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$

(Gov't. Lot 4), Sec. 36, 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 1952; the place of

use is within the NW $\frac{1}{4}$ SW $\frac{1}{4}$

(Gov't. Lot 4), Sec. 36, 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 Avenue,

Coeur d'Alene, Idaho 83814.

R. KEITH HIGGINSON

Director

Legal No. 151

July 11, 18, 1974

o.f.
7-15-74
CP