

No Color
Documents
In File

Identification No. 96-4055

Claim No. _____

Map No. _____

**STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION**

CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

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.

(Please refer to the instructions on the back of this form)

1. Name of claimant William E. Finney
post office address Rt. 1, Box 129, Sandpoint, ID 83864

2. The point of diversion is in SW $\frac{1}{4}$ of NE $\frac{1}{4}$ Section 35 Township 58N
Range 2W B.M. located on Schweitzer Creek
(name of source)
tributary to _____ in Bonner County.

3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

a. Date of priority claimed:

<u>August 19, 1961</u>	amount: <u>0.02</u> c.f.s. or _____ acre feet
<u>August 19, 1964</u>	amount: <u>0.14</u> c.f.s. or _____ acre feet
_____	amount: _____ c.f.s. or _____ acre feet
Total claimed <u>0.16</u> c.f.s. or _____ acre feet.	

b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:

use <u>Domestic</u>	period of use from <u>Jan. 1</u> to <u>Dec. 31</u>	(both dates inclusive)
use <u>Irrigation</u>	period of use from <u>June 15</u> to <u>Sept. 15</u>	(both dates inclusive)
use _____	period of use from _____ to _____	(both dates inclusive)
use _____	period of use from _____ to _____	(both dates inclusive)

4. Description of diverting works:

a. Surface water diversion dam and/or headgate: material is composed of sump reservoir along creek, concrete blocks; length is _____ feet; height is _____ feet; width at bottom is _____ feet; with at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known 1600 feet of plastic pipe, 3 inch diameter and new pump installed in 1971.

b. Underground water diverting works: is well flowing or pumped _____; depth of well is _____ feet; diameter of well is _____ inches; type of pump is _____ capacity of pump is _____ g.p.m.; name and address of well driller is _____

if feeder canal is used give maximum carrying capacity c.f.s. if reservoir is off stream, describe

RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
		1	2	3	4	1	2	3	4	1	2	3	4	1	2	3	4	

Total number of acres to be irrigated 7

b. Do you get water through a ditch owned by several users? No If yes, give the name of the ditch _____ . The other users and their respective interests in the ditch are (if known) _____

6. Where water is used for stock watering, give number of each kind of stock watered 4 horses, 6 cattle

7. Where water is used for domestic or municipal purposes give number of families served one
name of town supplied

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use, and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible, giving dates and quantities.

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation

State of Idaho

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.

Sworn to before me this 14th day of APRIL, 1973.

William E. Finney
Claimant

Claimant

Notary Public

Notary Public

Residing at SAND POINT

My commission expires JANUARY 21, 1975

For Department Use Only

Received by CR Date 4-16-73

Exception filed by:

Forwarded to

Date _____

Prelim. check by

Data

Date 4-16-73 # 100

Fee received by:

Date _____

Date 4-16-73 Fee \$ 10.00

Approved for publication by

78 4/6/73

Published in

SANDOGUET BULLETIN

Dates 4-26-73

5-3-74

96 405.5

Affidavit of Publication

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

L. E. Pietsch being first duly sworn on
oath deposes and says that he is Publisher
of The Sandpoint News-Bulletin, a weekly
newspaper printed and published at Sandpoint,
Bonner County, Idaho; that the said Sandpoint
News-Bulletin has been continuously and unin-
terruptedly published in said Bonner County
during a period of 18 months or 78 weeks
prior to the first publication of the hereto
attached notice for publication in the case of
Notice of Claim to a Water Right, No.
96-4055, filed by William E. Finney, Rt.
1, Box 129, Sandpoint, Idaho.

as it was published in the regular and entire issue
of the said paper for a period of two
consecutive weeks, commencing on the 26th
day of April, 19 73, and end-
ing on the 3rd day of May,
19 73, and that said notice was published in said
newspaper, and not in supplemental form.

Subscribed and sworn to before me this

16th day of May, 19 73.

Chas. B. Gault
Notary Public for Idaho,
Residing at Sandpoint, Idaho.

NOTICE OF CLAIM TO A WATER RIGHT NO. 96-4055

Notice is hereby given that
William E. Finney, Route 1,
Box 129, Sandpoint, Idaho has
filed a claim to a water right
established by diversion and
application to beneficial use of
0.16 cubic feet per second of
water from Schweitzer Creek
with point of diversion in the
SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 35, T. 58N,
R. 2W, B.M., Bonner County.

The water is claimed to be
used from Jan. 1 to Dec. 31
for domestic purposes; and
from June 15 to Sept. 15 for
the irrigation of 7 acres with a
priority of Aug. 19, 1961 (0.02
cfs); Aug. 19, 1964 (0.14 cfs);
the place of use is within the
NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T. 58N,
R. 2W, B.M.

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

R. KEITH HIGGINSON
Director

Published in the Sandpoint
News-Bulletin, Sandpoint, Ida-
ho on April 26 and May 3,
1973. A26-M3

96 4055

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

William E. Finney
Rt. 1 Box #129
Sandpoint, Idaho 83864

Dear Mr. Finney

We are returning your Claim to an Existing Water Right along with your personal check #92-58 in the amount of \$10.00. Please notice that we have deleted the 1971 priority from the Claim. You should file an Application for Permit to cover the 2 acres that you first irrigated in 1971. This application is enclosed.

Please check all items on our typed Claim and if there are no errors, have your signature notarized and return to our Department.

If you should have any questions, please feel free to contact us.

Very truly yours,

Fred Eisenbarth
Water Resource Supervisor 1

MICROFILMED

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

May 23, 1973

Re: Claim to a Water Right No. 96-4055

William E. Finney
Route #1, Box 129
Sandpoint, ID 83864

Dear Mr. Finney:

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 further assistance, feel free to contact us.

Very truly yours,

Fred Eisenbarth
Northern District Manager

FE:CR

Enc: copy of claim

96 4055

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

May 15, 1973

Re: Claim No. 96-4055 - William E. Finney

Sandpoint News-Bulletin
P.O. Box 218
Sandpoint, ID 83864

Gentlemen:

Could you please submit the affidavit of publication and certified bill in connection with the above referenced item. The legal notice was to have been published in your newspaper on April 26 and May 3, 1973.

Your assistance in this matter would be appreciated.

Very truly yours,

Fred Eisenbarth
Northern District Manager

FE:CR

96 4055

April 20, 1973

Re: Claim No. 96-4055 - William E. Finney

Sandpoint News-Bulletin
P.O. Box 218
Sandpoint, ID 83864

Gentlemen:

Enclosed you will find 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 the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

Fred Eisenbarth
Northern District Manager

Bill submitted 5-22-73 by de

FE:CR

Enc: Legal Notice

96 4055

RECEIVED

MAY 17 1973

ADVERTISING INSERTION ORDER

Department of Water Administration
Northern District Office

SANDPOINT NEWS-BULLETIN

COMPLETE COVERAGE OF THE SANDPOINT TRADE AREA

P.O. Box 218, Sandpoint, Idaho 83864

To Whom Billed:

Name Idaho Department of Water
Administration

Address _____

Name of Advertiser _____

Ad No. _____ Ad Size: _____ x _____

Caption Notice of Claim to a Water
Right

Insertion Dates: April 26- May 3

Copy:

AIO. NO 6716

DATE 4-26-73

Type of Advertising

- ☐ National Display
- ☐ Local Display
- ☐ Classified Display
- ☐ Classified
- ☐ Reader
- ☐ Card of Thanks
- ☒ Legal
- ☐ _____

William E. Finney

I hereby certify that the above is a true and correct statement of the amount of advertising space legally due after allowing all just credits, and that no part of the same has been paid.

SANDPOINT NEWS-BULLETIN

Glynn Corral

96 4055

Total Space 36 lines x 36¢
(Col. inches/Week) (rate)

= \$ 12.96
(Billing)

NOTICE OF CLAIM TO A WATER RIGHT

NO. 96-4055

Notice is hereby given that William E. Finney,

Route #1, Box 129, Sandpoint, Idaho

has filed a claim to a water right established by diversion and application
to beneficial use of 0.16 cubic feet per second ~~acre feet per annum~~
XXXXXXXXXXXXXXXXXXXX

of water from Schweitzer Creek

with point of diversion in the SW 1/4, Sec. 35, T. 58N, R. 2W, B.M.,

Bonner County

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic
purposes; and from June 15 to Sept. 15 for the irrigation of 7 acres
with a priority of Aug. 19, 1961 (0.02 cfs); Aug. 19, 1964 (0.14 cfs) ;
the place of use is within the NW 1/4, Sec. 35, T. 58N, R. 2W, B.M.

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

R. KEITH HIGGINSON

Director

Published in the Sandpoint News-Bulletin, Sandpoint, Idaho

on April 26 and May 3, 1973

April 20, 1973

Re: Claim to a Water Right No. 96-4055

William E. Finney
Route #1, Box 129
Sandpoint, ID 83864

Dear Mr. Finney:

Attached is your receipt No. 10625 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:CR

Enc: Receipt

96 4055