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Identification No. 96-4001

Claim No. _____

Map No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
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 Dan Robinson
post office address Route 1, Sagle, Idaho 83860
2. The point of diversion is in NE $\frac{1}{4}$ of SW $\frac{1}{4}$ Section 26 Township 56 N
Range 3W B.M. located on Cocolalla creek
(name of source)
tributary to Pend Oreille River 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:

1958

amount: .35 c.f.s. or _____ acre feet

amount: _____ c.f.s. or _____ acre feet

amount: _____ c.f.s. or _____ acre feet

Total claimed .35 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 Irrigation period of use from 5/1 to 9/30 (both dates inclusive)

use _____ period of use from _____ to _____ (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 _____

_____ ; length is _____ feet; height is _____ feet;

width at bottom is _____ feet; width at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known Electric motor, and

pump with portable main line and 23 irrigation sprinklers on lateral lines

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 _____

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_____, if so, give dates and explain

width of bottom of ditch is _____feet; depth of water is _____feet; grade of ditch per 1000

maximum length of pipe line to first place of use is _____feet; diameter of pipe line is _____inches;

Please explain any changes or increase in size of conveying system since water was first appropriated, giving-

total capacity of reservoir is _____ acre feet; active capacity of reservoir is _____ acre feet;

period of storage is from _____ to _____; is reservoir drained each year _____;

location of reservoir by 40-acre subdivisions

describe

[illegible]

Amend: If substance has not been taken into full consideration, then it is not a substance, and it is not a substance.

Explain any significant increase in area irrigated since first use, give dates and acreages if known

b. Do you get water through a ditch owned by several users? _____ 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 _____

7. Where water is used for domestic or municipal purposes give number of families served _____ 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 _____

BE IT KNOWN that the undersigned hereby makes claim to a water right as described above together with all attached information and certifies that all statements are true and accurate to the best of his knowledge.

(Date)

(Signature of Claimant)

State of Idaho

County of Banner } ss.

On this 1 day of October 19 68, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

(Signature of Notary Public)

Notary Public residing at _____

My commission expires _____

My commission expires July 7, 1970

For Department Use Only

Received by df Date 10-3-68 Exception filed by: _____ Forwarded to claimant by: _____ Date _____

Prelim. check by CA Date 10-3-68 _____

Fee received by ef Date 10-3-68 Fee \$ 10.00 _____

Approved for publication by BS Date 10-31-68 _____

Published in Harpoint Dates 11-28-68 _____

Deeds B

96-4001

INSTRUCTIONS

Paragraph No.

Your claim should set forth all necessary information to describe your claimed right. Failure to give enough information may make your claim of little value. Some of the items in the form may not apply to your situation. Please use additional sheets if space provided is not sufficient to fully answer the questions.

1. Give full name and post office address of person or company making the claim.
2. Describe the point of diversion by 40-acre subdivision. Give the name of the source, the drainage to which it is tributary if surface water, and the county in which the point of diversion is located. If there is more than one point of diversion, list others in the remarks section.
3. Give the priority dates and the quantities of water that you claim. You should accurately list the dates that you initiated each new use of the water. List separately the dates and amounts of water involved in each enlargement of the diversion. (Example: if you diverted 0.8 c.f.s. of water for irrigation on May 18, 1871, for the first time for use on 40 acres of land, and then later you enlarged the diversion by diverting an additional 0.4 c.f.s. of water to irrigate an additional 20 acres of land on June 1, 1901, your right should be described as follows:

Date of priority claimed:	May 18, 1871	amount:	0.8 c.f.s. or	acre feet
	June 1, 1901	amount:	0.4 c.f.s. or	acre feet
	Total claimed:		1.2 c.f.s. or	acre feet

Since the water was used for irrigation between April 1 and October 31 on that particular farm, part b. would be completed as follows:
use irrigation period of use from April 1 to October 31 (both dates inclusive). If the water had been used for any other purpose, you would have described the priority date, amount, use, and period of use in a similar manner.

4. Describe the diversion works and explain any changes since the right was first initiated.
5. If the water is used for irrigation, give the total acreage and list the lands irrigated by 40-acre subdivisions and complete the other questions.
- 6, 7, & 8. Describe any other uses of water.
9. In the remarks section, give any information or details that you feel are not fully covered or that need clarifying. You might explain your operation, where the water is returned to it for an industrial or non-consumptive right, the condition and temperature of the returned water, and any other information to help explain your claim.

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 Reclamation and you will be provided a copy of such exceptions.

The fee for filing this claim with the Department of Reclamation, Room 107, Statehouse, Boise, Idaho 83701, is \$10.00.

Affidavit of Publication

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

RECEIVED

NOV 14 1968

Department of Reclamation

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. 96-4001, Dan Robinson

as it was published in the regular and entire issue
of the said paper for a period of two
consecutive weeks, commencing on the 6th
day of November, 1968, and end-
ing on the 18th day of November,
1968, and that said notice was published in said
newspaper, and not in supplemental form.

L. E. Pietsch

Subscribed and sworn to before me this

14th day of November, 1968.

By: [Signature]

Notary Public for Idaho,
Residing at Sandpoint, Idaho.

NOTICE OF CLAIM TO A WATER RIGHT No. 96-4001

Notice is hereby given that
Dan Robinson, Route No. 1, Sage,
Idaho has filed a claim to a
water right established by di-
version and application to bene-
ficial use of 35 cubic feet per
second of water from Copetalla
Creek tributary of the Pend
Oreille River with point of diver-
sion in NE $\frac{1}{4}$ SW $\frac{1}{4}$, sec. 26, T.
55 N., R. 3 W., B.M., Bonner
County; the water is claimed to
be used from May 1 to Sep-
tember 30 for irrigation with a
priority of 1958; the place of
use is located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$,
NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$,
SE $\frac{1}{4}$, sec. 26, T. 55 N.R. 3 W.,
B.M.

Any exception to this claim of
water right may be filed with
the Department of Reclamation.
R. KEITH HIGGINSON,
State Reclamation Engi-
neer.

Published in the Sandpoint
News-Bulletin, Sandpoint, Idaho
on November 7 and November 14,
1968.

N6-13

96-4001

filed sub 11-18-68

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

August 12, 1969

Re: Claim to A Water Right No. 96-4001

Mr. Dan Robinson
Route 1
Sagle, Idaho 83860

Dear Mr. Robinson:

Your claim to a Water Right has been received and processed by the Department of Reclamation. The information in your claim has been filed under Claim No. 96-4001. Please refer to this number when adding information to your claim.

Enclosed is receipt no. 2150 in the amount of \$10.00 covering the filing fee for the claim and a copy of the claim.

You should be advised that the filing of this claim completes the processing procedure by the Department of Reclamation. No further action is authorized under Section 42-225 a and b of the Idaho Code. Your claim will be filed and will remain of public record until such time as you or the court needs the information.

If we may be of further assistance, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:TG

Enc: Receipt No. 2150 for \$10.00
Copy of claim no. 96-4001

96-4001

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

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Donald W. McEldowney
Appropriation Examiner

DWM:TC

Enc: Receipt No. 2150 for \$10.00
Copy of claim no. 96-4001

96-4001

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

October 31, 1968

Re: Application No. 96-7019 - Gordon Dolan or B. P. Heidrick
Claim No. 96-4001 - Dan Robinson

Sandpoint News-Bulletin
Sandpoint,
Idaho 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 date. If you can not publish the notice on the proposed dates please contact us immediately.

An affidavit of publication must be submitted to the Department of Reclamation, 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 same has been paid.

Signature of claimant

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks
enclosure: legal notices (2)

96-4001

NOTICE OF CLAIM TO A WATER RIGHT

No. 96-4001

Notice is hereby given that Dan Robinson, Route #1, Sagle, Idaho
_____ has filed a claim to a water right
established by diversion and application to beneficial use of .35
cubic feet per second ~~per day~~ of water from Cocolalla Creek, tributary
of the Pend Oreille River with point of diversion in NE1/4, sec.
26, T. 56 N, R. 3 W, B.M., Bonner County; the water is
claimed to be used from May 1 to September 30 for irrigation
_____ with a priority of 1958
_____ ; the place of use is located in the
SE1/4, NW1/4, NE1/4, NW1/4, sec. 26, T. 56 N, R. 3 W, B.M.
_____.

Any exception to this claim of water right may be filed with the Department
of Reclamation.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Sandpoint News-Bulletin, Sandpoint, Idaho
on November 7 and November 14, 1968.

96-4001