

Affidavit of Publication

STATE OF IDAHO
County of Bonner,

ss.

Pete Thompson

being duly sworn, says that he is the Publisher
of the PRIEST RIVER TIMES, a weekly newspaper printed and
published at Priest River, Bonner County, Idaho, and has been
continuously and uninterruptedly published in said County during
a period of 78 consecutive weeks prior to the first publication of
the annexed notice for publication, is a newspaper of general cir-
culation made up of at least eight pages of at least six columns
each, printed from typematter or stereotyped forms of at least
nineteen and three-fourths inches depth, has at least 1250 bona fide
subscribers living within said Bonner County, and is published at
regular weekly intervals. That the annexed is a true copy of the
notice for publication in the case of

Notice of amended claim 96-4145(now 97-4230)

as it was published in the regular and entire issue of said paper
for a period of Two consecutive weeks, commencing on
the 25th day of July, 1985,
and

ending on the 1st day of August, 1985,
and that said notice was published in said newspaper proper, and
not in supplement form.

Pete Thompson

Subscribed and sworn to before me this

13 day of August, 1985

Linda C. Morrow

Notary Public for Idaho,
Residing at Priest River, Idaho

Signature

NOTICE OF AMENDED CLAIM TO A WATER RIGHT

On June 24, 1985, the City of Priest River filed with the Department of Water Resources Amended Claim No. 96-4145 (Now 97-4230). The original claim shows water is taken from the Pend Oreille River, with 3.21 CFS of water for Domestic and Municipal purposes from 1/1 to 12/31. The point of diversion is in the SWNW Sec. 25 Twp. 56N Rge. 5W, Boise Meridian. The place of use is in the SW $\frac{1}{4}$ Sec. 13; all Sec. 24; the NENE, SENE, NESE, SWSE, SESE Sec. 23; the NENE, NWNE Sec. 26; and the NENE, NWNE, SWNE, NENW, NWNW Sec. 25; all in Twp. 56N Rge. 5W, Boise Meridian. The date of priority is 1925.

Claimant now wishes to amend said original claim to show the point of diversion as the SWNE Sec. 25, Twp. 56N, Rge. 5W and show the source of water as tributary to the Columbia

River. Any exception to any claim of water right may be filed with the Director of the Idaho Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814.

KEN DUNN, Director

#49 July 25, Aug. 1, 1985

31

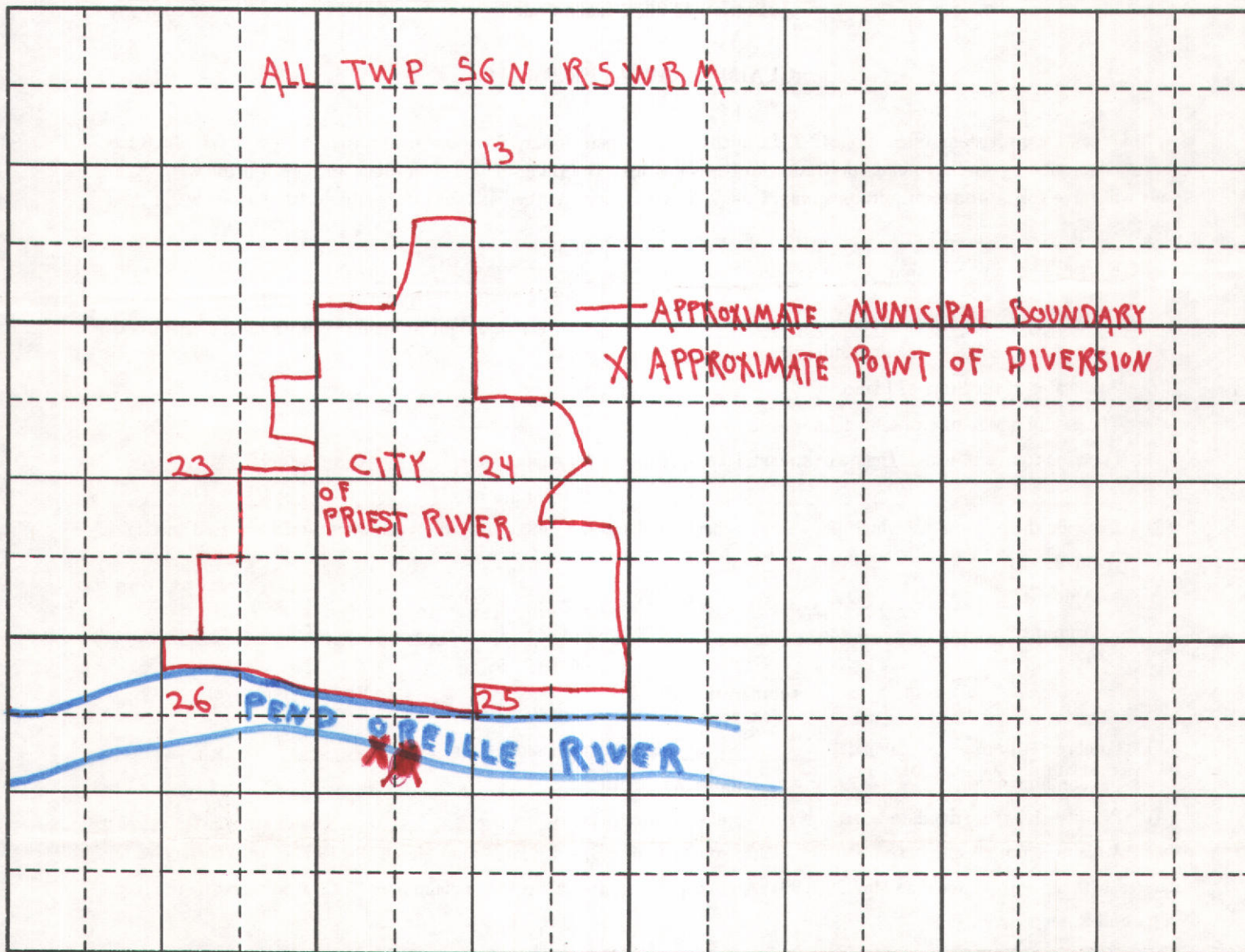
RECEIVED

SEP 5 1985

Department of Water Resources
Northern District Office

MICROFILMED

(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.

Sworn to before me this 27 day of May

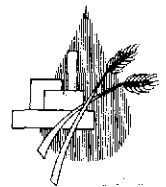
John Capra
Mayor of (Claimant) Priest River, 1975.
Thomas E. Cook
Notary Public
Residing at Priest River

My commission expires Life

For Department Use Only

Received by <u>CP</u>	Date <u>5-28-75</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>JE</u>	Date <u>5-28-75</u>		claimant by:	
\$10.00 fee received by <u>JE</u>	Date <u>5-28-75</u>			
Approved for publication by <u>JE</u>	# <u>896</u>			
Published in <u>PRIEST RIVER TIMES</u>				
Dates <u>6-5 + 6-12-75</u>				

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
***** AMENDED *****
CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that The City of Priest River, Idaho
(Name of Claimant)

Priest River, Idaho 83856 Telephone No. _____
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) 1925

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 is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Pend Oreille River tributary to Columbia River

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, af)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
		(Mo., Day)	(Mo., Day)
Quantity <u>3.21</u>	Use <u>Municipal</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity <u>3.21</u>	Use <u>Domestic</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____

(4) 3.21 TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ NE ¼, Sec. 25 Twp. 56N Rge. 5W B.M., County of Bonner
Additional points of diversion: None

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. Describe any changes in the system and give the date of the change. Pump and Pipeline, diverting directly from Pend Oreille River.

(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	
56N	5W	13									X	X	X	X					
56N	5W	24	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
56N	5W	23	X			X									X		X	X	
56N	5W	26	X	X															
56N	5W	25	X	X	X		X	X											

No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
To serve the water needs and uses of 400 to 500 families and businesses in the City of Priest River.

NOTE: Include here the type and number of stock watered: _____

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

MICROFILMED

(8) Remarks This amendment is being made to reflect the change in the location of the diversion structure.

~~diversion structure.~~

Scale: 2 inches equal 1 mile.

section, township and range of the public land survey system.

State of Idaho

State of Idaho)
County of Blaine) ss.)

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 affiant's knowledge.

attain's knowledge.

Sworn to before me this 1/24/77 day of

Notary Public
Residing at

Public

My commission expires

Life

FOR DEPARTMENT USE ONLY

Forwarded to
claimant by:

Date _____

Received by _____
Prelim. check \$30.00 fee re _____
Published in _____
Dates _____

Date
Date
Date

6/24/85

Exception filed by:

Date 11/25 + 8/1/85

$$C_2: 1/p + C_T$$

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

448 5501

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 THE CITY OF PRIEST RIVER, IDAHO
(name of claimant)
of Priest River, 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) Pend Oreille River
_____, tributary to, _____
- (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>3.21</u> | Use <u>municipal 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: 3.21 cubic feet per second, or _____ acre feet per annum, and/or 1440 gallons per minute.

(4) Priority claimed: (the date water was first applied to beneficial use) 1925
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 NW ¼, Sec. 25 Twp. 56N Rge. 5 W B. M. County of Bonner
Additional points of diversion: None

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 Pipeline, diverting directly from Pend Oreille River

(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.

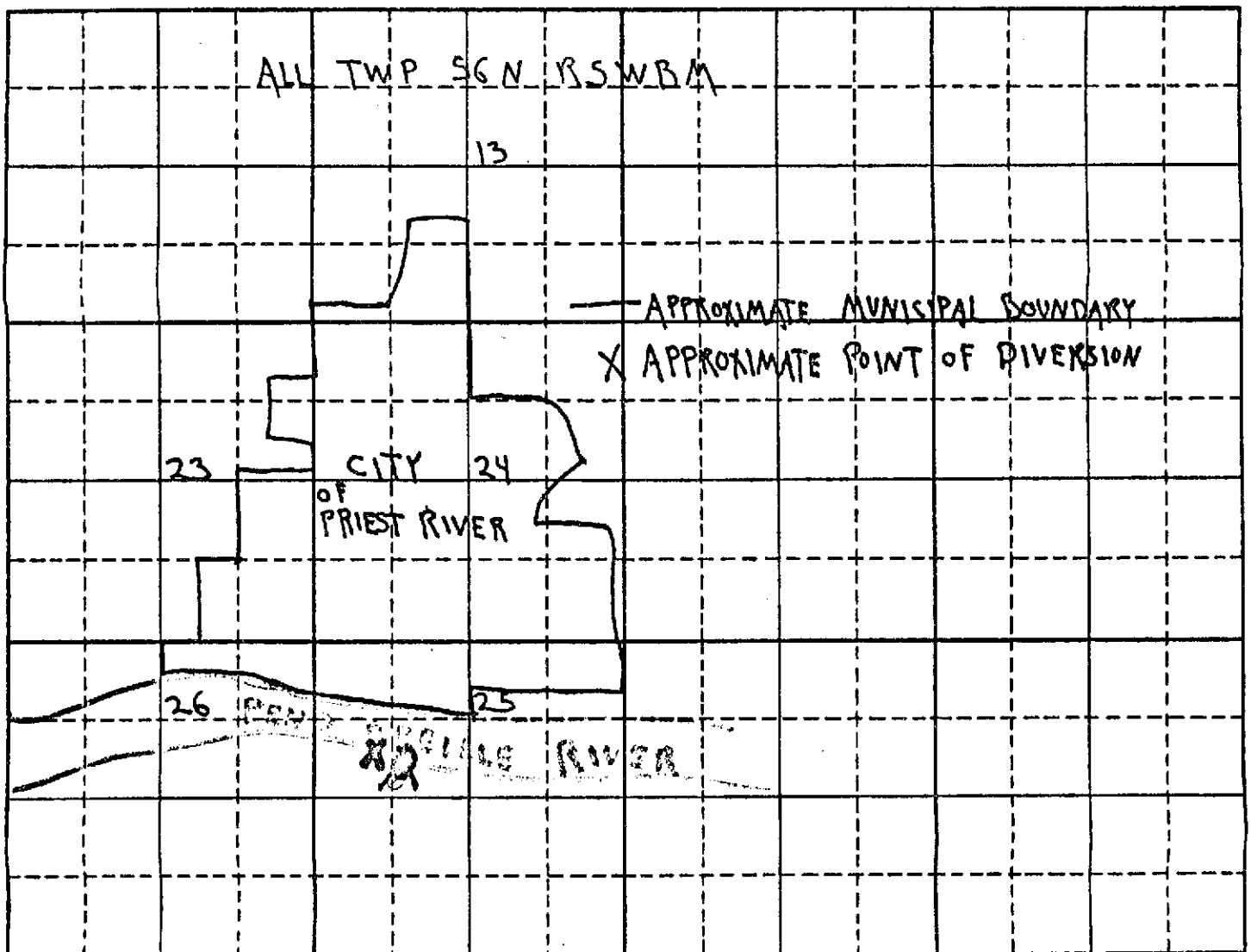
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
56N	5W	13									X	X	X	X					
56N	5W	24	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
56N	5W	23	X			X									X		X	X	
56N	5W	26	X	X															
56N	5W	25	X	X	X		X	X											

Total No. of acres _____

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: To serve the water needs and uses of 400 to 500 families and businesses in the City of Priest River.

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

(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.

Sworn to before me this 27 day of May

John Caplan
Mayor of (Claimant) Priest River
Notary Public
Residing at Priest River

My commission expires Life

For Department Use Only

Received by <u>CP</u>	Date <u>5-28-75</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>JE</u>	Date <u>5-28-75</u>		claimant by:	
\$10.00 fee received by <u>JE</u>	Date <u>5-28-75</u>			
Approved for publication by <u>JE #876</u>				
Published in <u>PRIEST RIVER TIMES</u>				
Dates <u>6-5-75 & 6-12-75</u>				

MICROFILMED

Affidavit of Publication

STATE OF IDAHO
County of Bonner,

ss.

Pete Thompson

being duly sworn, says that he is the Publisher
of the PRIEST RIVER TIMES, a weekly newspaper printed and
published at Priest River, Bonner County, Idaho, and has been
continuously and uninterruptedly published in said County during
a period of 78 consecutive weeks prior to the first publication of
the annexed notice for publication, is a newspaper of general cir-
culation made up of at least eight pages of at least six columns
each, printed from typematter or stereotyped forms of at least
nineteen and three-fourths inches depth, has at least 1250 bona fide
subscribers living within said Bonner County, and is published at
regular weekly intervals. That the annexed is a true copy of the
notice for publication in the case of

Notice of amended claim 96-4145(now 97-4230)

as it was published in the regular and entire issue of said paper
for a period of Two consecutive weeks, commencing on
the 25th day of July, 1985,
and

ending on the 1st day of August, 1985,
and that said notice was published in said newspaper proper, and
not in supplement form.

Subscribed and sworn to before me this

13 day of August, 1985

Lee O. Morrow
Notary Public for Idaho,

Residing at Priest River, Idaho

Sergeant

NOTICE OF AMENDED CLAIM TO A WATER RIGHT

On June 24, 1985, the City of Priest River filed with the Department of Water Resources Amended Claim No. 96-4145 (Now 97-4230). The original claim shows water is taken from the Pend Oreille River, with 3.21 CFS of water for Domestic and Municipal purposes from 1/1 to 12/31. The point of diversion is in the SWNW Sec. 25 Twp. 56N Rge. 5W, Boise Meridian. The place of use is in the SW 1/4 Sec. 13; all Sec. 24; the NENE, SENE, NESE, SWSE, SESE Sec. 23; the NENE, NWNE Sec. 26; and the NENE, NWNE, SWNE, NENW, NWNW Sec. 25; all in Twp. 56N Rge. 5W, Boise Meridian. The date of priority is 1925.

Claimant now wishes to amend said original claim to show the point of diversion as the SWNE Sec. 24, Twp. 56N, Rge. 5W and show the source of water as tributary to the Columbia

River. Any exception to any right of water right may be filed with the Director of the Idaho Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814.

KEN DUNN, Director

499 July 25, Aug. 1, 1985

31

RECEIVED
JUL 25 1985

Department of Water Resources
Northern District Office

RECEIVED
JUL 25 1985

INTER-DEPARTMENT MEMO — 1

FROM

Est

DATE

7/23/85

TO

Gobetta

RECEIVED

JUL 25 1985

SUBJECT

96-4145 to 97-4230.

Department of Water Resources

This claim was amended to change the P/D & that resulted in changing the basin number, giving it # 97-4230. It is being advertised now. For your info.

Est

SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

447 5501

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 THE CITY OF PRIEST RIVER, IDAHO
(name of claimant)
of Priest River, 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) Pend Oreille River
_____, tributary to, _____
- (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>3.21</u> | Use <u>municipal 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: 3.21 cubic feet per second, or _____ acre feet per annum, and/or 1440 gallons per minute.
- (4) Priority claimed: (the date water was first applied to beneficial use) 1925

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 NW ¼, Sec. 25 Twp. 56N Rge. 5 W B.M. County of Bonner
Additional points of diversion: None

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 Pipeline, diverting directly from Pend Oreille River

- (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.

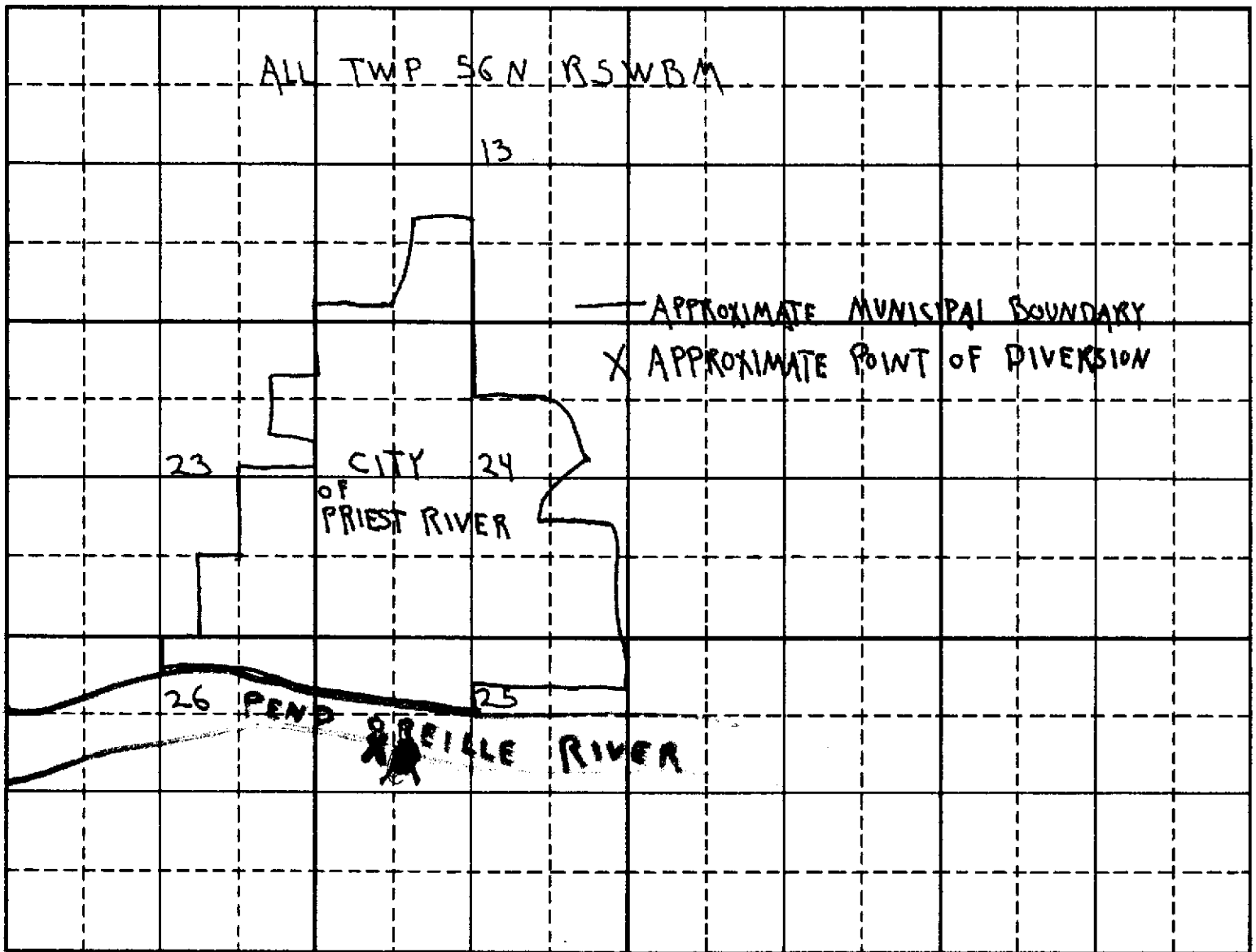
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
56N	5W	13									X	X	X	X					
56N	5W	24	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
56N	5W	23	X			X									X		X	X	
56N	5W	26	X	X															
56N	5W	25	X	X	X		X	X											

Total No. of acres _____

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: To serve the water needs and uses of 400 to 500 families and businesses in the City of Priest River.

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

(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.

Sworn to before me this 27 day of May

John Capra
Mayor of (Claimant) Priest River, ID 75.
Thomas E. Cook
Notary Public
Residing at Priest River

My commission expires Life

For Department Use Only

Received by <u>CP</u>	Date <u>5-28-75</u>	Exception filed by:	Forwarded to	Date
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\$10.00 fee received by <u>JE</u>	Date <u>5-28-75</u>			
Approved for publication by <u>JE</u>	# <u>876</u>			
Published in <u>PRIEST RIVER TIMES</u>				
Dates <u>6-5 + 6-12-75</u>				

Affidavit of Publication

STATE OF IDAHO

County of Bonner,

ss.

Marie Martin,

being duly sworn, says that she is the Co-Publisher of the PRIEST RIVER TIMES, a weekly newspaper printed and published at Priest River, Bonner County, Idaho, and has been continuously and uninterruptedly published in said County during a period of 78 consecutive weeks prior to the first publication of the annexed notice for publication, is a newspaper of general circulation made up of at least eight pages of at least seven columns each, printed from typematter or stereotyped forms of at least nineteen and three-fourths inches depth, has at least 1250 bona fide subscribers living within said Bonner County, and is published at regular weekly intervals. That the annexed is a true copy of the notice for publication in the case of

Notice of Claim to a Water
Right

as it was published in the regular and entire issue of said paper for a period of two consecutive weeks, commencing on the 5th day of June, 1975, and

ending on the 12th day of June, 1975, and that said notice was published in said newspaper proper, and not in supplemental form.

Marie Martin

Subscribed and sworn to before me this

12th day of June, 1975.

George Connolly
Notary Public for Idaho,
Residing at Priest River, Idaho.

RECEIVED

Department of Water Resources
Northern District Office

NOTICE OF CLAIM TO A WATER RIGHT NO. 95-4145

Notice is hereby given that City of Priest River, Priest River, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 3.21 cubic feet per second of water from Pend Oreille River with point of diversion in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 25, T. 56N, R. 5W, B.M., Bonner County.

The water is claimed to be used from Jan. 1 to Dec. 31 for municipal purposes with a priority of 1925; the place of use is within the City of Priest River.

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 Priest River Times, Priest River, Idaho on June 5 and June 12, 1975.

23-2t

NOTICE OF AMENDED CLAIM TO A WATER RIGHT

On June 24, 1985, the City of Priest River filed with the Department of Water Resources Amended Claim No. 96-4145 (Now 97-4230). The original claim shows water is taken from the Pend Oreille River, with 3.21 CFS of water for Domestic and Municipal purposes from 1/1 to 12/31. The point of diversion is in the SWNW Sec. 25 Twp. 56N Rge. 5W, Boise Meridian. The place of use is in the SW 1/4 Sec. 13; all Sec. 24; the NENE, SENE, NESE, SWSE, SESE Sec. 23; the NENE, NWNE Sec. 26; and the NENE, NWNE, SWNE, NENW, NWNW Sec. 25; all in Twp. 56N Rge. 5W, Boise Meridian. The date of priority is 1925.

Claimant now wishes to amend said original claim to show the point of diversion as the SWNE Sec. 25, Twp. 56N, Rge. 5W and show the source of water as tributary to the Columbia River. Any exception to any claim of water right may be filed with the Director of the Idaho Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814.

KEN DUNN, Director

Advertised in the Priest River Times, Priest River Id., on 7/25 and 8/1/85.

RECEIVED
SEP 10 1985
Department of Water Resources
MICROFILMED



STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

A. Kenneth Dunn
Director

Suite No. 9
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

August 12, 1985

City of Priest River
City Hall
Priest River, Id. 83856

Re: 97-4230, Amended from 96-4145

Gentlemen:

The Department of Water resources has completed the advertising of your Amended Claim to a Water Right and no further action is authorized under Section 42-243 and 42-244, Idaho Code. Your amended claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the amended claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your amended claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the amended claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your amended claim for your records. If you have any questions, or if this office may be of further assistance, please feel free to contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH/pms
Enclosure

MICROFILMED



STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

A. Kenneth Dunn
Director

Suite No. 9
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

June 13, 1985

Mr. Ted Brower
City of Priest River
City Hall
Priest River, Id. 83856

Re: 96-4145

Dear Mr. Brower:

I am enclosing the Amended Claim we discussed last January, which records the change of the Pend Oreille pumps from the south bank to the north bank. This change is reflected in Item Nos. 5a and 8. No other change has been made.

Please have the Amended Claim signed by the Mayor, notarized and returned to this office. There is no fee for an Amended Claim. It's function is to record the change in the location of the pumps.

If you have any questions, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms
Enc. - Amended Claim

MICROFILMED

977066

98-4145

1/10/85 448-2123 spoke w/ Ted Brower

He says that pumps used to be in
stream channell close to south bank.

Moved pumps to N. BANK, but
~~pipe~~³ intake is still in same
place AMEND CLAIM ADU SHOULD
NOT BE NECESSARY - CHECK W/ Bob

HAVE SEC. TYPE ~~NEW~~ AMENDED CLAIM

MICROFILMED

DEC 31 1984

MEMORANDUM

TO: Bob Haynes
FROM: Dave Tuthill ~~DAT~~
DATE: December 20, 1984
RE: Water Rights in the Name of the City of Priest River

We have noticed an unusual situation regarding water rights in the name of the City of Priest River. At least two of the water rights in the name of the city are in different basins. Water Right Nos. 96-4145 and 97-7066 are both for municipal uses within the City of Priest River.

Based on the information in the files, it appears that there is a valid reason that the two water rights are in different basins. Water Right No. 96-4145 is a claim to a point of diversion on the south side of the river in basin 96, and Water Right No. 97-7066 is a license for which the file indicates that the old point of diversion was on the south side of the river in basin 96 and the new point of diversion is on the north side of the river in basin 97. At this point, it appears that although the water rights are correctly recorded, there is a good chance that the claimed water right should be transferred to reflect a point of diversion on the north side of the river if, in fact, the entire municipal diversion is located on the north side of the river.

The purpose of this memorandum is to suggest that your office contact the City of Priest River to review the water rights in the name of the city, and perhaps solicit a transfer for the claim. Although this action is not urgent, it would serve as an additional step in clarifying and correcting the water right data base.

448-2123
Ted Brower

MICROFILMED

MEMORANDUM

TO: Bob Haynes
FROM: Dave Tuthill ~~DFT~~
DATE: December 20, 1984
RE: Water Rights in the Name of the City of Priest River

We have noticed an unusual situation regarding water rights in the name of the City of Priest River. At least two of the water rights in the name of the city are in different basins. Water Right Nos. 96-4145 and 97-7066 are both for municipal uses within the City of Priest River.

Based on the information in the files, it appears that there is a valid reason that the two water rights are in different basins. Water Right No. 96-4145 is a claim to a point of diversion on the south side of the river in basin 96, and Water Right No. 97-7066 is a license for which the file indicates that the old point of diversion was on the south side of the river in basin 96 and the new point of diversion is on the north side of the river in basin 97. At this point, it appears that although the water rights are correctly recorded, there is a good chance that the claimed water right should be transferred to reflect a point of diversion on the north side of the river if, in fact, the entire municipal diversion is located on the north side of the river.

The purpose of this memorandum is to suggest that your office contact the City of Priest River to review the water rights in the name of the city, and perhaps solicit a transfer for the claim. Although this action is not urgent, it would serve as an additional step in clarifying and correcting the water right data base.

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Room 209
401 Front Avenue
Coeur d'Alene, Idaho 83814
(208) 667-6484

June 25, 1975

Re: Claim to a Water Right No. 96-4145

The City of Priest River
Priest River
Idaho 83856

Gentlemen:

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, feel free to contact us.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:cp

Enclosure

RECEIVED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Room 209
401 Front Avenue
Coeur d'Alene, Idaho 83814
(208) 667-6484

May 30, 1975

Re: Application No. 97-7066 - City of Priest River
Claim No. 96-4145 " " " "

Priest River Times
P.O. Box 398
Priest River, ID 83856

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: 6-10-75 cp

NOTICE OF CLAIM TO A WATER RIGHT

NO. 96-4145

Notice is hereby given that City of Priest River,

Priest River, Idaho

has filed a claim to a water right established by diversion and application
to beneficial use of 3.21 cubic feet per second ~~acre feet per annum~~

of water from Pend Oreille River

with point of diversion in the SW¹/₄ NW¹/₄, Sec. 25, T. 56N, R. 5W, B.M., Bonner
County

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

with a priority of 1925;

the place of use is within the City of Priest River

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 Priest River Times, Priest River, Idaho

on June 5 and June 12, 1975

**NOTICE OF CLAIM
TO A WATER RIGHT
NO. 196-4145:**

Notice is hereby given that City of Priest River, Priest River, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 3.21 cubic feet per second of water from Pend Oreille River with point of diversion in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 25, T. 56N, R. 5W, B.M., Bonner County.

The water is claimed to be used from Jan. 1 to Dec. 31 for municipal purposes with a priority of 1925; the place of use is within the City of Priest River.

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 Priest River Times, Priest River, Idaho on June 5 and June 12, 1975.

23-2t

May 30, 1975

Re: Application for Permit No. 97-7066
Claim to a Water Right No. 96-4145

City of Priest River
Priest River
Idaho 83856

Gentlemen:

Attached is your receipt No. 895 in the amount of \$145 for the filing fee on the above referenced application, and also your receipt No. 896 in the amount of \$10 for the fee on the above referenced claim.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:CP

Attachments (2)