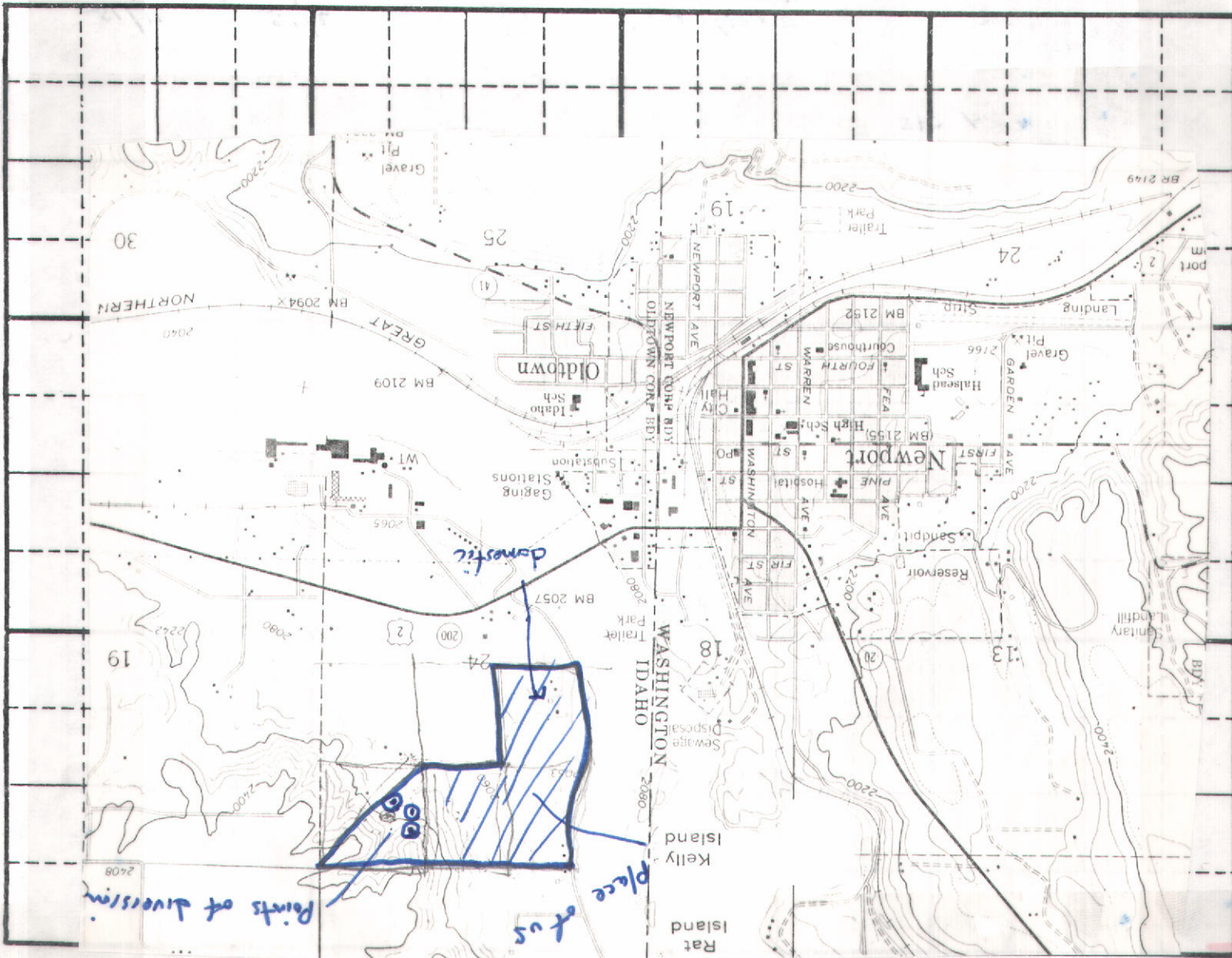


(8)

Remarks

License 97-2037 is for irrigation of this property also.



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
County of Kootenai
) 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.

Sworn to before me this 24 day of June, 1988
Barbara Cannon (Claimant)
Notary Public
Residing at CEA
My commission expires Eighteen

FOR DEPARTMENT USE ONLY

Received by JS Date 6/21/83 Exception filed by: Forwarded to
Prelim. check by JS Date 6/22/83 claimant by:
Published in Post Register Times Date 6/21/83 # 27772
Dates 1/30 - 7/7/83

Affidavit of Publication

STATE OF IDAHO
County of Bonner,

ss.

Pete Thompson

Publisher

being duly sworn, says that he is the
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 seven columns
each, printed from type matter 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

Dept. of Water Resources 9 applications &
97-4207, 97-4208, 97-4209, 97-4210, 97-4211

as it was published in the regular and entire issue of said paper
for a period of two consecutive weeks, commencing on
the 30th day of June, 1983
and

ending on the 7th day of July, 1983
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 July, 1983

Adelle M. Thompson
Notary Public for Idaho,
Residing at Priest River, Idaho

NOTICE OF CLAIMS TO WATER RIGHTS

The following claims(s)
have been filed on water
right(s) created by diversion
and beneficial use.

97-4207

KAGELE, JERRY L.
P.O. BOX 467, RITZVILLE,
WA 99169
Source: PRIEST RIVER
trib. to PRIEST LAKE
Priority Date: 01/01/1910
Diversion Pt: NWNW Sec 10
T 62N R 04W
Use: IRRIGATION (1.00
CFS)

COMMERCIAL (1.00 CFS)
DOMESTIC (1.00 CFS)
In: NWNW Sec 10 T 62N R
04W FOR 22 ACRES

97-4208

KAGELE, JERRY L.
P.O. BOX 467, RITZVILLE,
WA 99169
Source: GROUNDWATER
Priority Date: 01/01/1919
Diversion Pt: NWNW Sec 10
T 62N R 04W
Use: IRRIGATION (1.00
CFS)

COMMERCIAL (1.00 CFS)
DOMESTIC (1.00 CFS)
In: NWNW Sec 10 T 62N R
04W FOR 22 ACRES

97-4209

SMITH, THOMAS S.
34714 S. SOMMER ST.,
VERADALE, WA 99037
Source: GROUNDWATER
Priority Date: 06/05/1960
Diversion Pt: LOT 04 Sec 12
T 60N R 05W
Use: DOMESTIC (0.04 CFS)
In: LOT 04 Sec 12 T 60N R
05W

97-4210

LE ROY, R. BROWN,
TRUSTEE
P.O. BOX 92, COOLIN, ID
83821
Source: SPRING trib. to
PRIEST RIVER
Priority Date: 05/01/1951
Diversion Pt: SWNW Sec 20
T 59N R 04W
Use: IRRIGATION (0.01
CFS)
DOMESTIC (0.08 CFS)
In: SWNW Sec 20 T 59N R
04W NWSW Sec 20 T 59N R
04W FOR 1 ACRES

97-4211

CARNES, DAVID &/or
BARBARA
RT. 4 BOX 980, OLDTOWN,
ID 83822
Source: SPRINGS trib. to
PEND OREILLE RIVER
Priority Date: 01/01/1930
Diversion Pt: NENE Sec 24
T 56N R 06W
Use: IRRIGATION (0.20
CFS)
DOMESTIC (0.04 CFS)
In: NWNE NENW SENW
Sec 24 T 56N R 06W SENW
Sec 24 T 56N R 06W FOR 54
ACRES

Exceptions to a claim may
be filed with the Director,
Dept. of Water Resources,
4055 Gov't. Way, Coeur
d'Alene, Id. 83814.

KEN DUNN, Dir.

Published PRT 6/30 & 7/7/83

MICROFILMED

RECEIVED
JUL 15 1983

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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 David & Barbara Carnes
(Name of Claimant)

Rt 4 Box 980 Old Town, Id 83822
(Mailing Address) (Zip Code)

Telephone No. 437-4291

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) 1930

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)

Springs (3) tributary to Unnamed creek

- (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.)	(Mo., Day)	(Both dates inclusive)	(Mo., Day)
Quantity <u>.04</u>	Use <u>Domestic</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>	
Quantity <u>.20</u>	Use <u>Irrigation</u>	Period of Use From <u>3/15</u>	To <u>11/15</u>	
Quantity _____	Use _____	Period of Use From _____	To _____	
Quantity _____	Use _____	Period of Use From _____	To _____	
Quantity _____	Use _____	Period of Use From _____	To _____	

- (4) .24 cfs TOTAL QUANTITY USED.
(cfs, af)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

NE 1/4 NE 1/4, Sec. 24 Twp. 56N Rge. 6W B.M., County of Bonner
Additional points of diversion: (3) points

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.

Pipeline down to 2 households for gravity operation.
Irrigation by sprinklers

- (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>56N</u>	<u>6W</u>	<u>24</u>		<u>15</u>			<u>21</u>			<u>18X</u>									<u>54</u>

No. of acres 54

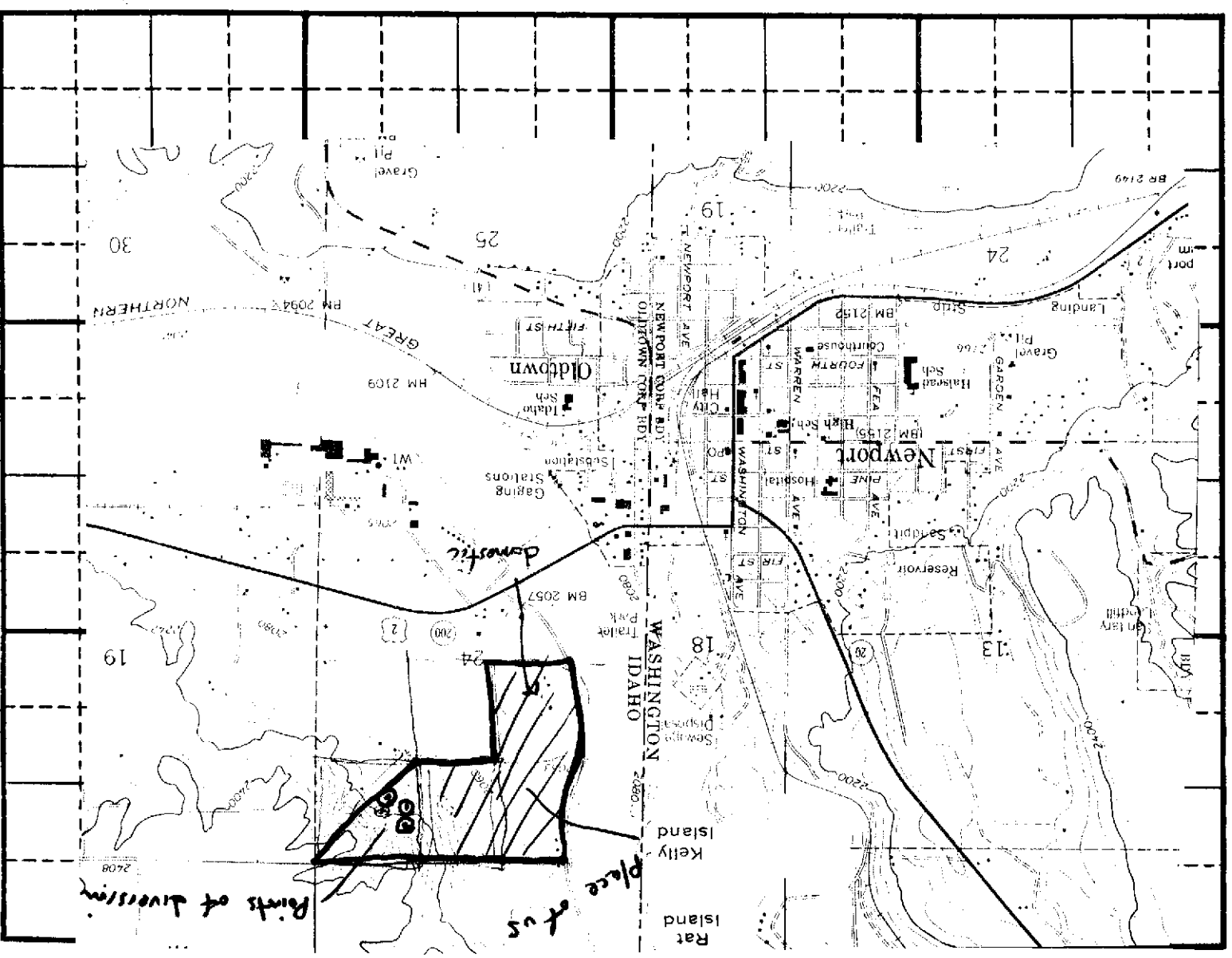
- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

Domestic for 2 households

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:

(8) Remarks License 97-2037 is for irrigation of this property also.



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.

Scale: 2 inches equal 1 mile.

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.

Sworn to before me this 21 day of June, 1983
Barbara Cannon (Claimant)
Notary Public
Residing at ca
My commission expires Edelma
FOR DEPARTMENT USE ONLY
Received by 78 Date 6/21/83 Exception filed by: _____ Forwarded to: _____
Prelim. check by 78 Date 6/22/83 claimant by: _____
Published in Post Register Date 6/24/83 # 2772
Dates 6/30 - 7/7/83

Affidavit of Publication

STATE OF IDAHO
County of Bonner,

ss.

Pete Thompson

Publisher

being duly sworn, says that he is the
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 seven columns
each, printed from type matter 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

Dept. of Water Resources 9 applications &
97-4207, 97-4208, 97-4209, 97-4210, 97-4211

as it was published in the regular and entire issue of said paper
for a period of two consecutive weeks, commencing on
the 30th day of June, 1983
and

ending on the 7th day of July, 1983,
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 July, 1983

Notary Public for Idaho,

Residing at Priest River, Idaho

NOTICE OF CLAIMS TO WATER RIGHTS

The following claims(s)
have been filed on water
right(s) created by diversion
for beneficial use

97-4207

RAGELE, JERRY L.
P.O. BOX 467, RITZVILLE,
ID 83439

Source: PRIEST RIVER
to PRIEST LAKE

Priority Date: 01/01/1910

Diversion Pt: NWNW Sec 10
T6N R04W

Use: IRRIGATION (1.00
CFS)

COMMERCIAL (1.00 CFS)
DOMESTIC (1.00 CFS)

In: NWNW Sec 10 T 62N R
04W FOR 22 ACRES

97-4208

RAGELE, JERRY L.
P.O. BOX 467, RITZVILLE,
ID 83439

Source: GROUNDWATER

Priority Date: 01/01/1919

Diversion Pt: NWNW Sec 10
T6N R04W

Use: IRRIGATION (1.00
CFS)

COMMERCIAL (1.00 CFS)
DOMESTIC (1.00 CFS)

In: NWNW Sec 10 T 62N R
04W FOR 22 ACRES

97-4209

SMITH, THOMAS S.
3474 S. SOMMER ST.,
SEASDALE, WA 98037

Source: GROUNDWATER

Priority Date: 06/05/1960

Diversion Pt: LOT 04 Sec 12
T 60N R 06W

Use: DOMESTIC (0.04 CFS)

In: LOT 04 Sec 12 T 60N R
06W

97-4210

BOYD, ARTHUR BROWN,
TRUSTEE
P.O. BOX 92, COOLIN, ID
83201

Source: SPRING trib. to
CONEST RIVER

Priority Date: 05/01/1981

Diversion Pt: SWNW Sec 20
T 59N R 04W

Use: IRRIGATION (0.01
CFS)

DOMESTIC (0.04 CFS)

In: SWNW Sec 20 T 59N R
04W NWSW Sec 20 T 59N R

04W FOR 1 ACRES

97-4211

GARNES, DAVID &/or
BARBARA
RT. 4 BOX 200, OLDTOWN,
ID 83322

Source: SPRING trib. to
SAND ORVILLE RIVER

Priority Date: 01/01/1930

Diversion Pt: NENE Sec 24
T 60N R 06W

Use: IRRIGATION (0.20
CFS)

DOMESTIC (0.04 CFS)

In: NWNE NENE SENW
Sec 24 T 50N R 06W SENW

Sec 24 T 50N R 06W FOR 54
ACRES

Exceptions to a claim may
be filed with the Director,
Dept. of Water Resources,
205 Gov't. Way, Coeur
d'Alene, Id. 83814.

KEN DUNN, Dir.

Published PRT 6/30 & 7/7/83

RECEIVED
JUL 15 1983

INITIAL REVIEW BY: *JA*

Right Number 97-4211 Applicant _____

CHECK:

- FINAL REGIONAL PROCESSING REVIEW:

- By _____ Date _____

STATE OFFICE PROCESSING:

- By ku Date 8/9/83

RECEIVED

97-4211-

CARNES, DAVID &/or BARBARA

RT. 4 BOX 980, OLD TOWN, ID 83822

Source: SPRINGS trib. to PEND OREILLE RIVER

Priority Date: 01/01/1930

Diversion Pt: NENE Sec 24 T 56N R 06W

Use: IRRIGATION	(0.20 CFS)
DOMESTIC	(0.04 CFS)

In: NWNE NENW SENW Sec 24 T 56N R 06W SENW Sec 24 T 56N R 06W
FOR 54 ACRES

6-11-1980

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

JULY 18, 1983

DAVID CARNES
BARBARA CARNES
RT. 4 BOX 980
OLD TOWN

ID 83822

RE: Claim No. 97-4211

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your 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 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 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 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 claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

Robert G. Haynes, P.E.
Regional Supervisor

Enclosure