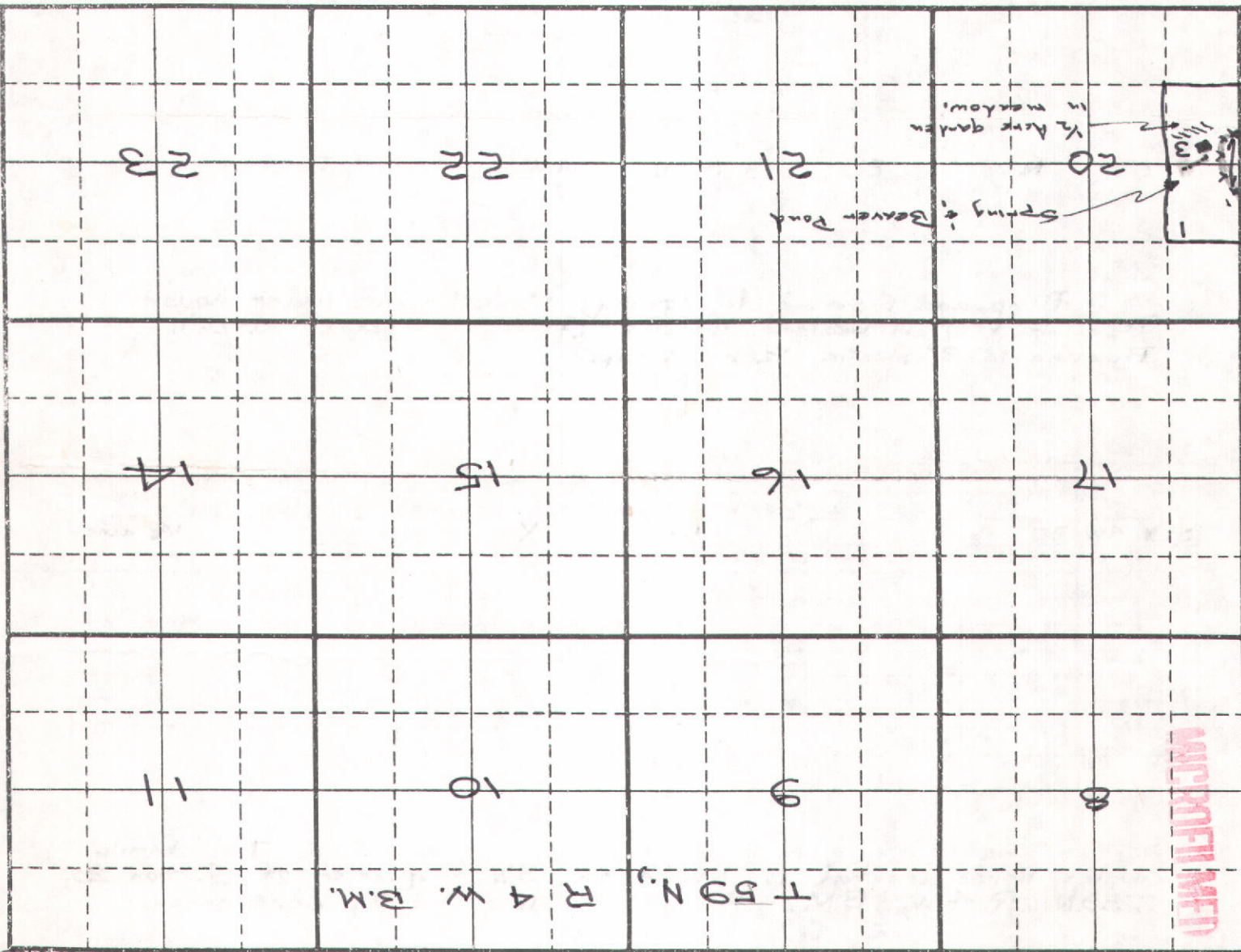


During the summer of 1951 Wilbur F. Brown ditched an existing stream course from the spring to the existing house & drove a 1" well point. An additional house (cabin) was built off over the location of the well. Beavers moved in that year and created a pond which includes the spring. Beaver pond is about 10 A.F. Cabin & original house have since been destroyed.



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) ss.
Banner)

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 20th day of June, 19____, (Claimant) W. F. Brown

Notary Public Shirley Lynne Mayne
Residing at Coalin, Idaho
My commission expires Lifetime

FOR DEPARTMENT USE ONLY

Received by MC Date 6/21/83
Prelim. check by MC Date 6-21-83
\$30.00 fee received by Project River Trust Date 6/24/83 (27774)
Published in _____
Dates 6/30 - 7/2/83
Forwarded to _____
Date _____
Claimant by: _____

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 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

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
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 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 NENE 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. 83844.

KENDUNN, Dir.

Published PRT 6/30 & 7/7/83

RECEIVED

JUL 15 1983

MICROFILMED

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



RECEIVED
JUN 21 1983
Department of Water Resources
Northern District Office

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 LeRoy R. Brown, Trustee
(Name of Claimant)

PO Box 92, Coolin, ID
(Mailing Address)

83821
(Zip Code)

Telephone No. (208) 443-2097

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) May, 1951

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)

Spring tributary to Priest 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>.08 cfs</u>	Use <u>Domestic</u>	Period of Use From <u>Jan 1</u>	To <u>Dec 31</u>
Quantity <u>.01 cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>May 1</u>	To <u>Sept 1</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____

(4) .09 TOTAL QUANTITY USED.
(cfs, af)

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

SW 1/4 NW 1/4, Sec. 20 Twp. 59N Rge. 4W B.M., County of Bonner
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. Describe any changes in the system and give the date of the change. Pump and pipeline to spring, 1" well point under house.

Pipeline 120' in westerly direction (through flooded ditch).

Pipeline is 2" plastic, 1/2 hp. pump.

(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	
59N	4W	20							1/2			X							1 1/2 acres

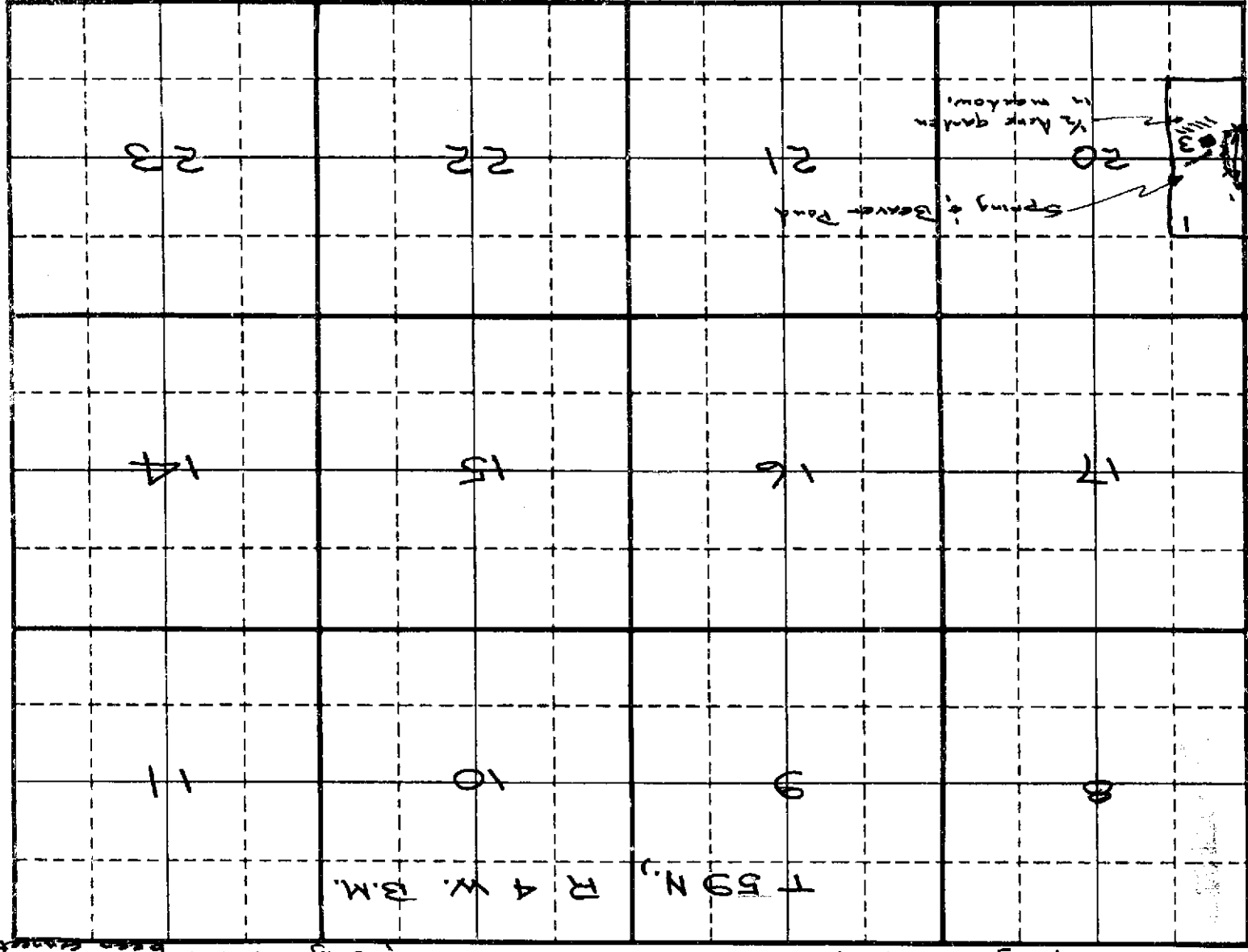
No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Two family duplex house located in NW 1/4 of SW 1/4 quarter of Section 20, T59N R4W, BM. Property is lots 1 & 3, 60.0 acres.

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: Living trust, Wilbur F. Brown & LeRoy R. Brown, Trustees. (Wilbur F. Brown is deceased.)

(8) Remarks During the summer of 1951 Wilbur F. Brown ditched an existing stream course from the spring to the existing house & drove a 1" well point. An additional house (cabin) was built off over the location of the well. Beavers moved in that year and created a pond which includes the spring. Beaver pond is about 10 A.F. Cabin & original house have since been removed.



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 Banner) 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 20th day of June, 19__ (Claimant)

My commission expires Life time
Notary Public Residing at Coalin, Idaho
Shirley Lynne Mayne

FOR DEPARTMENT USE ONLY

Received by Mr. J.L. Date 6/21/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by _____ Date 6-21-83 Claimant by: _____
Published in Flight River Times Date 6/21/83 (57779)
Dates 6/30 - 7/2/83

Affidavit of Publication

STATE OF IDAHO
County of Bonner,

ss.

Pete Thompson

Publisher

being duly sworn, says that he is the
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published at Priest River, Bonner County, Idaho, and has been
continuously and uninterruptedly published in said County during
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the annexed notice for publication, is a newspaper of general cir-
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nineteen and three-fourths inches depth, has at least 1250 bona fide
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regular weekly intervals. That the annexed is a true copy of the
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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

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have been filed on water
right(s) created by diversion
and beneficial use

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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

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P.O. BOX 467, RITZVILLE,
WA 99169

Source: GROUNDWATER
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T 62N R 04W
Use: IRRIGATION (1.00
CFS)

COMMERCIAL (1.00 CFS)
DOMESTIC (1.00 CFS)
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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 A. 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
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Priority Date: 01/01/1930
Diversion Pt: NENE Sec 24
T 66N 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. 83844.

KENDUNN, Dir.

Published PRT 8/30 & 7/7/83

Adelle M. Thompson

RECEIVED
JUL 15 1983

92-4210-

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

RECEIVED
MAY 1951

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

LE ROY R. BROWN, TRUSTEE
P.O. BOX 92
COOLIN ID 83821

RE: Claim No. 97-4210

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