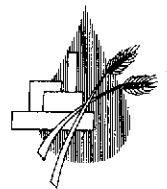


No Color  
Documents  
In File

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 Russell J. Johnson  
(Name of Claimant)  
Route 5, Box 77, Priest River, Idaho 83856 Telephone No. None  
(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) 5-1-1933

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 \_\_\_\_\_

(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) |
| <u>0.04</u> cfs          | Use <u>Domestic</u>  | Period of Use From <u>1-1</u> To <u>12-31</u> |                        |            |
| <u>0.02</u> cfs          | Use <u>Stock</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 <u>0.06</u> cfs | TOTAL QUANTITY USED. | Period of Use From _____ To _____             |                        |            |
| (cfs, af)                |                      |                                               |                        |            |

(5) A) Point of diversion: (Location of point where water is diverted from its source)  
NE 1/4 SW 1/4, Sec. 5 Twp. 57N Rge. 5W 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.  
Diversion Means, Spring Box, 300 feet pipeline, Gravity feed with a household 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. | NE1/4 |       |       |       | NW1/4 |       |       |       | SW1/4 |       |       |       | SE1/4 |       |       |       | TOTAL |
|-----|----|------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|
|     |    |      | NE1/4 | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 |       |
| 57N | 5W | 5    |       |       |       |       |       |       |       |       |       |       | X     |       |       |       |       |       |       |
|     |    |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |
|     |    |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |
|     |    |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |
|     |    |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |
|     |    |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |
|     |    |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |
|     |    |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |
|     |    |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |

No. of acres \_\_\_\_\_

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

NOTE: Include here the type and number of stock watered: 51 Poled WF Herferds

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

Remarks

This spring water has been used by the same family members, for domestic and stock use, since May 1953.

Sec 5, T.57N, R.5W

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

County of \_\_\_\_\_

Donner

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.

attendant's knowledge.

Sworn to before me this 29 day of \_\_\_\_\_

297

Notary Public  
Residing at

Residing at

My commission expires 5/1/01

FOR DEPARTMENT USE ONLY

ate

Date

DATE

Prelim. check by

\$30.00 fee received by

Published in

**Dates:**

Date \_\_\_\_\_

Forwarded to

claimant by:

# Affidavit of Publication

STATE OF IDAHO

County of Bonner,

ss.

Pete Thompson

Publisher

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 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

Dept. of Water Resources #97-7215

97-4106, 97-4107, 97-4108, 97-4109

as it was published in the regular and entire issue of said paper for a period of <sup>two</sup> consecutive weeks, commencing on the 2nd day of December, 1982, and

ending on the 9th day of December, 1982, 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 December, 1982

Notary Public for Idaho,

Residing at Priest River, Idaho

## NOTICE OF CLAIMS TO WATER RIGHTS

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

97-4106

JOHNSON, RUSSELL J.  
RT. 5 BOX 77, PRIEST RIVER, ID 83856  
Source: SPRING tributary to PRIEST RIVER, WEST BRANCH

Priority Date: 05/01/1933

Amount: 0.06 CFS

Diversion Point: NESW Sec 05 T 57N R 05W, BONNER Co.

Use: STOCKWATER (0.02 CFS) from 01/01 to 12/31  
DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: SESW Sec 05 T 57N R 05W

97-4107

JOHNSON, RUSSELL J.  
RT. 5 BOX 77, PRIEST RIVER, ID 83856

Source: PRIEST RIVER, LOWER WEST BR. tributary to PRIEST RIVER

Priority Date: 05/01/1933

Amount: 0.02 CFS

Diversion Point: SESW Sec 05 T 57N R 05W, BONNER

Co.

97-4108

CFS) from 01/01 to 12/31  
Place of Use: SW Sec 05 T 57N R 05W

97-4109

WARREN, WILLIAM C.  
P.O. BOX 95, COOLIN, ID 83821

Source: GROUNDWATER

Priority Date: 01/01/1907

Amount: 0.05 CFS

Diversion Point: NESE Sec 09 T 59N R 04W, BONNER Co.

Use: DOMESTIC (0.05 CFS) from 01/01 to 12/31

Place of Use: NESE Sec. 09 T 59N R 04W

97-4109

WARREN, WILLIAM C.  
P.O. BOX 95, COOLIN, ID 83821

Source: GROUNDWATER

Priority Date: 07/01/1936

Amount: 0.11 CFS

Diversion Point: SESE Sec 09 T 59N R 04W, BONNER Co.

Use: DOMESTIC (0.11 CFS) from 01/01 to 12/31

Place of Use: SESE Sec 09 T 59N R 04W

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.

Publ. 12/2 & 12/9/82.

Dept. of Water Resources

## NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

97-7215

RILEY, JOHN R. &/or BETH

SILLS, HOWARD &/or HAZEL

E. 3rd FENDER ST., COL.

BERT, WA 8005

Source: GROUNDWATER

Date Filed: 11/18/1982

Amount: 0.08 CFS

Diversion Point: LOT 02 (NWNE) Sec 03 T 59N R 04W, BONNER Co.

Use: DOMESTIC (0.08 CFS) from 01/01 to 12/31

Place of Use: LOT 02 (NWNE) Sec 03 T 59N R 04W

Diversion Means: WELL, PUMP AND PIPE.

The permit(s) will be subject to all prior water rights.

Protests must be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814 on or before DECEMBER 20, 1982.

KEN DUNN, Dir.

Publ. 12/2 & 12/9/82.

Dept. of Water Resources

37

State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number 97-4106 Applicant Johnson

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☐ Exceptions processed.

By JK Date 12/20/82

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By KW Date 1/4/83

RECEIVED  
JAN 03 1983

92-4106-

JOHNSON, RUSSELL J.

RT. 5 BOX 77, PRIEST RIVER, ID 83856

Source: SPRING tributary to PRIEST RIVER, WEST BRANCH

Priority Date: 05/01/1933

Amount: 0.06 CFS

Diversion Point: NESW Sec 05 T 57N R 05W, BONNER Co.

|                 |            |                     |
|-----------------|------------|---------------------|
| Use: STOCKWATER | (0.02 CFS) | from 01/01 to 12/31 |
| DOMESTIC        | (0.04 CFS) | from 01/01 to 12/31 |

Place of Use: SESW Sec 05 T 57N R 05W

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

DECEMBER 20, 1982

RUSSELL J. JOHNSON  
RT. 5 BOX 77  
PRIEST RIVER ID 83856

RE: Claim No. 97-4106

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



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
NORTHERN REGION

John V. Evans  
Governor  
A. Kenneth Dunn  
~~Stephen Allen~~  
Director

Suite No. 1  
4055 Government Way  
Coeur d'Alene, Idaho 83814  
(208) 667-6484

November 8, 1982

Mr. Russell Johnson  
Rt. 5 Box 77  
Priest River, Id. 83856

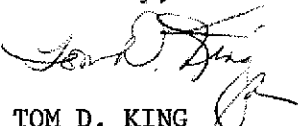
Dear Mr. Johnson:

I have made the corrections on your claim, but since it is a notarized statement, I need your initials on the corrections.

Please initial in the indicated places for Item Nos. 3 and 4.

If you need any assistance, please contact me at this office.

Sincerely,

  
TOM D. KING  
Senior Water Resource Agent

TDK/pms

Enc. - Claim

*Nov. 12, 1982*

*Tom D. King  
Senior Water Resource Agent:*

*The corrections made on the water claim, Items  
No. 3 and 4, have been initialed. Thank You.*

*R.J.G.*

RECEIVED  
NOV 15 1982  
Department of Water Resources  
Northern District Office



**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
NORTHERN REGION

John V. Evans  
Governor

A. Kenneth Dunn  
~~C. Stephen Allen~~  
Director

Suite No. 1  
4055 Government Way  
Coeur d'Alene, Idaho 83814  
(208) 667-6484

November 8, 1982

Mr. Russell Johnson  
Rt. 5 Box 77  
Priest River, Id. 83856

Dear Mr. Johnson:

I have made the corrections on your claim, but since it is a notarized statement, I need your initials on the corrections.

Please initial in the indicated places for Item Nos. 3 and 4.

If you need any assistance, please contact me at this office.

Sincerely,

TOM D. KING  
Senior Water Resource Agent

TDK/pms

Enc. - Claim

Russell J. Johnson  
Rt. 5, Bx 77  
Priest River, ID 83856

November 2, 1982

Tom D. King  
Senior Water Resource Agent  
State of Idaho  
Northern Region:

In replying to your letter dated October 27, 1982,  
incorrect amount of water applied for on the Claim  
to a Water Right.

There was an error made in putting the correct amount  
of water usage on the Claim to a Water Right form.  
It should read that I meant to claim (0.04 cfs) for  
Domestic use and (0.02 cfs) for stock use, for a total  
of (0.06 cfs).

Sorry for the error and Thanking you for your time  
and concern.

Truly Yours:

*Russell J. Johnson*

Russell J. Johnson  
Rt 5, Bx 77  
Priest River, ID 83856

Would your office send me another Claim to a Water  
Right form so I can file on another source of water.  
~~Thank~~ Thanks:

RECEIVED

NOV 4 1982

Department of Water Resources  
Northern District Office



# STATE OF IDAHO

## DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

John V. Evans  
Governor

A. Kenneth Dunn  
~~Assistant Director~~  
Director

Suite No. 1  
4055 Government Way  
Coeur d'Alene, Idaho 83814  
(208) 667-6484

October 27, 1982

Mr. Russell Johnson  
Rt. 5 Box 77  
Priest River, Id. 83856

Dear Mr. Johnson:

I believe you have made an error on your Claim to a Water Right. You have claimed that you have been using 4 cfs for domestic use and 2 cfs for stock for a total diversion of 6 cfs. This works out to be over 897 gallons per minute for stock, over 1,795.2 gallons per minute for domestic and a total of over 2,692 gallons per minute.

This would require a very large system, so I believe you meant to claim 0.04 cfs (17.9 gpm) for domestic and 0.02 cfs (8.9 gpm) for stock and a total of 0.06 cfs (26.9 gpm).

If this is what you meant to claim, please notify this office within 30 days so that we may complete the processing of your claim.

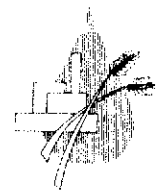
If you have any questions, please contact me at this office.

Sincerely,

TOM D. KING  
Senior Water Resource Agent

TDK/pms

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



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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 Russell J. Johnson  
(Name of Claimant)

Route 5, Box 77, Priest River, Idaho 83856 Telephone No. None  
(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) 5-1-1986

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 \_\_\_\_\_

(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)      |
| X   | Quantity <u>0.04</u> cfs | Use <u>Domestic</u>                 | Period of Use From <u>1-1</u> | To <u>12-31</u> |
|     | Quantity <u>0.02</u> cfs | Use <u>Stock</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) | <u>0.06</u> cfs          | TOTAL QUANTITY USED.                |                               |                 |
|     | (cfs, af)                |                                     |                               |                 |

(5) A) Point of diversion: (Location of point where water is diverted from its source)  
NE 1/4 SW 1/4, Sec. 5 Twp. 57N Rge. 5W 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.  
Diversion Means, Spring Box, 300 feet pipeline, Gravity  
fed with a household 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 |       |
| 57N | 5W | 5    |        |        |        |        |        |        |        |        |        |        | X      |        |        |        |        |        |       |
|     |    |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|     |    |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|     |    |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|     |    |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|     |    |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|     |    |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|     |    |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|     |    |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |

No. of acres \_\_\_\_\_

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

NOTE: Include here the type and number of stock watered: 51 Pooled 100 Hartsfords

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

|      |         |                                                                                                    |
|------|---------|----------------------------------------------------------------------------------------------------|
| (18) | Remarks | This spring water has been used for the past twenty years, for domestic and stock use, since 1875. |
|------|---------|----------------------------------------------------------------------------------------------------|