

Affidavit of Publication

STATE OF IDAHO
County of Bonner,

ss.

Rete 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

Idaho Dept. of Water Resources
#97-4093, # 97-4094

as it was published in the regular and entire issue of said paper
for a period of two consecutive weeks, commencing on
the 12th day of August, 1982,
and
ending on the 19th day of August, 1982,
and that said notice was published in said newspaper proper, and
not in supplement form.

Rete Thompson

Subscribed and sworn to before me this

30 day of 8, 1982.

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

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that
the following claim(s) to
water right(s) have been
established by diversion and
application to beneficial use:

97-4093

BRESLAUER, MARVIN H.
&/or KATHRYN H.
P.O. BOX 190, COOLIN, ID
83821

Source: GROUNDWATER

Priority Date: 09/01/1972

Amount: 0.04 CFS

Diversion Point: LOT 01 Sec.
10 T 59N R 04W, BONNER
Co.

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

Place of Use: LOT 01
(NENW) Sec 10 T 59N R 04W

97-4094

BAUER, CHARLES L.
206 PENNY LN., TOP-
PENISH, WA. 98948

Source: PRIEST LAKE
tributary to PRIEST RIVER

Priority Date: 06/01/1968

Amount: 0.02 CFS

Diversion Point: LOT 02 Sec

10 T 59N R 04W, BONNER

Co.

Use: DOMESTIC (0.02 CFS)

from 04/01 to 11/01

Place of Use: LOT 02 Sec 10

T 59N R 04W

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

A. KENNETH DUNN

Director

Published PRT 8/12 &

8/19/82

Dept. of Water Resources

49

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AUG 19

Department of Water Resources
Northern District Office

RECEIVED

AUG 31 1982

Department of Water Resources
Northern District Office

MICROFILMED

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 Marvin H. and Kathryn H. Breslauer
(Name of Claimant)
P.O. Box 190, Coolin, Idaho 83821 Telephone No. (208) 443-2168
(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) September 1, 1972

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)
Groundwater 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:

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
<u>0.04 cfs</u>		<u>Domestic use</u>		<u>Jan. 1</u>	<u>Dec. 31</u>
		<u>(Single family)</u>			

(4) 0.04 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
U.S. Govt Lot 1 1/4, Sec. 10 Twp. 59N Rge. 4W B.M., County of Bonner
(Lot 4, Block 1 of Duncan's Subdivision, a part of U.S. Govt Lot 1.)

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.
Well. (Well is 14 feet deep) Using 3/4 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	
<u>59N</u>	<u>4W</u>	<u>10</u>					<u>X</u>												

No. of acres _____

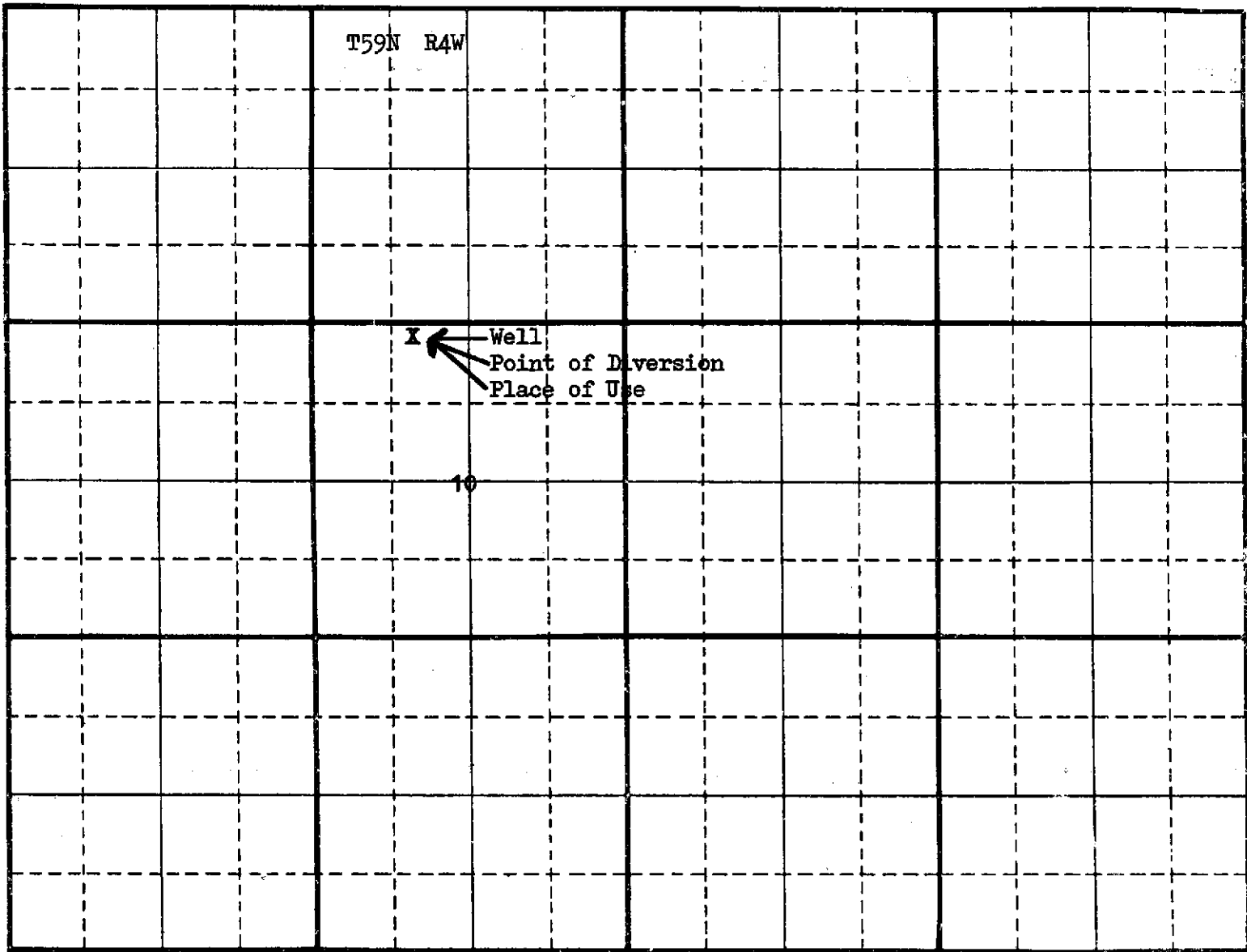
B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Single Family Domestic Use.

(Location is within U.S. Govt Lot 1, which is mainly located in the NE 1/4 of NW 1/4 of Sec 10).

NOTE: Include here the type and number of stock watered: Not applicable.

(7) If you are claiming water as a member of an organization, list name of organization:
Not applicable.

(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)
County of Bonner) 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.

Marvin H. Breslauer
Kathryn H. Breslauer
(Claimant)

Sworn to before me this 2 day of August, 1982.

Sherrie Lynne Mayer
Notary Public
Residing at Coolin, Idaho

My commission expires 7/4/84

FOR DEPARTMENT USE ONLY

Received by RAA Date 8/3/82 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by JK Date 8-4-82 claimant by: _____
\$30.00 fee received by Mr. [Signature] Date 8/5/82 (24258)
Published in Christ-Banner Times
Dates 8/12-19/82

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
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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

Idaho Dept. of Water Resources
#97-4093, # 97-4094

as it was published in the regular and entire issue of said paper
for a period of consecutive weeks, commencing on
the 12th day of August, 1982
and
ending on the 19th day of August, 1982,
and that said notice was published in said newspaper proper, and
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Pete Thompson

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30 day of 8, 1982.

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

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&/or KATHRYN H.
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83821

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Priority Date: 09/01/1972
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Use: DOMESTIC (0.04 CFS)
from 01/01 to 12/31

Place of Use: LOT 01
(NENW) Sec 10 T 59N R 04W

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PENISH, WA. 98948
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tributary to PRIEST RIVER
Priority Date: 06/01/1968
Amount: 0.02 CFS
Diversion Point: LOT 02 Sec
10 T 59N R 04W, BONNER
Co.

Use: DOMESTIC (0.02 CFS)
from 04/01 to 11/01

Place of Use: LOT 02 Sec 10
T 59N R 04W

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

A. KENNETH DUNN
Director

Published PRT 8/12 &
8/19/82
Dept. of Water Resources 49

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AUG 31 1982

Department of Water Resources
Northern District Office

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Department of Water Resources
Northern District Office

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number 97-4093 Applicant Deeslawer

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 mm Date 9/23/82

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By KW Date 9/28/82

RECEIVED
SEP 27 1982

Department of Water Resources

92-4093

BRESLAUER, MARVIN H. &/or KATHRYN H.

P.O. BOX 190, COOLIN, ID 83821

Source: GROUNDWATER

Priority Date: 09/01/1972

Amount: 0.04 CFS

Diversion Point: LOT 01 Sec 10 T 59N R 04W, BONNER Co.

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

Place of Use: LOT 01 (NENW) Sec 10 T 59N R 04W

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

AUGUST 30, 1982

MARVIN H. BRESLAUER
KATHRYN H. BRESLAUER
P.O. BOX 190
COOLIN

ID 83821

RE: Claim No. 97-4093

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