

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 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 Correction Water Right Claim No.

97-4058

as it was published in the regular and entire issue of said paper
for a period of ONE ~~consecutive~~ weeks, commencing on
~~the~~ day of ~~the~~ 13
and ending on the 30 day of June, 19 77
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, 19 77

Marva L. Miller

Notary Public for Idaho,

Residing at Priest River, Idaho

NOTICE OF CORRECTION

Notice is hereby given that
Claim to a Water Right No. 97-
4058 in the name of Mrs. Mary
D. Briggie was advertised in-
correctly on May 26 and June 2,
1977. The priority date was
advertised as September 1975.
Whereas, the actual priority
date is September 1957.

Any protest to the above
correction must be filed with
the Idaho Department of Water
Resources, 4055 Government
Way, Coeur d'Alene, Id 83814, on
or before July 11, 1977.

C. STEPHEN ALLRED
Director

Published in the Priest River
Times, Priest River Id on June
23 and June 30, 1977.

RECEIVED

JUL 15 1977

Department of Water Resources
Northern District Office

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regular weekly intervals. That the annexed is a true copy of the
notice for publication in the case of

Notice - Claim to Water Right No. 97-4058,

as it was published in the regular and entire issue of said paper
for a period of **two** consecutive weeks, commencing on
the **26** day of **May**, 19 **77**,
and
ending on the **2** day of **June**, 19 **77**,
and that said notice was published in said newspaper proper, and
not in supplement form.

Pete Thompson

Subscribed and sworn to before me this

6th day of **June**, 19 **77**

Marva L. Miller

Notary Public for Idaho,

Residing at Priest River, Idaho

NOTICE OF CLAIM TO A WATER RIGHT NO. 97-4058

Notice is hereby given that
Mrs. Mary D. Briggie Rt. 5 Box
184, Priest River, Id has filed a
claim to a water right
established by diversion and
application to beneficial use of
0.02 cubic feet per second of
water from Priest Lake with
point of diversion in the Gov.
Lot 3, Sec 12 T60N, R5W, B.M.
Bonner County also known as E
25" Lot 10, Block 1 & Lot 1,
Block 2, Schneider's Beach.

The water is claimed to be
used from Jan 1 to Dec 31 for
domestic purposes with a
priority of September **1975**; the
place of use is within the Gov.
Lot 3, Sec, 12 T60N, R5W,
B.M.

Any exception to this claim of
water right may be filed with
the Idaho Department of Water
Resources, 4055 Government
Way, Coeur d'Alene, Idaho
83814.

C. STEPHEN ALLRED
Director

Published in the Priest River
Times, Priest River, Id on May
26 and June 2, 1977.

MICROFILMED

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

CLAIM TO A WATER RIGHT

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 Mrs Mary D Briggles (name of claimant)
of Rt 5 Box 184, Priest River, Id (mailing address), claims a right to the diversion and beneficial use of
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) Priest Lake
, 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 0.02 Use Domestic Period of Use: From Jan 1 To Dec 31
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: 0.02 cubic feet per second, or acre feet
per annum, and/or gallons per minute.
(4) Priority claimed: (the date water was first applied to beneficial use) Sept. 1957

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)
Gov L 3 1/4, Sec. 12 Twp. 60N Rge. 5W B.M. County of Bonner
XXXXXXXXXXXXXXXXXXXX also known as E 25' Lot 10 Block 1 & Lot 1, Block 2
Additional points of diversion: Schneider's Beach

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. 1/2 horse power pump and pipeline

- (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.

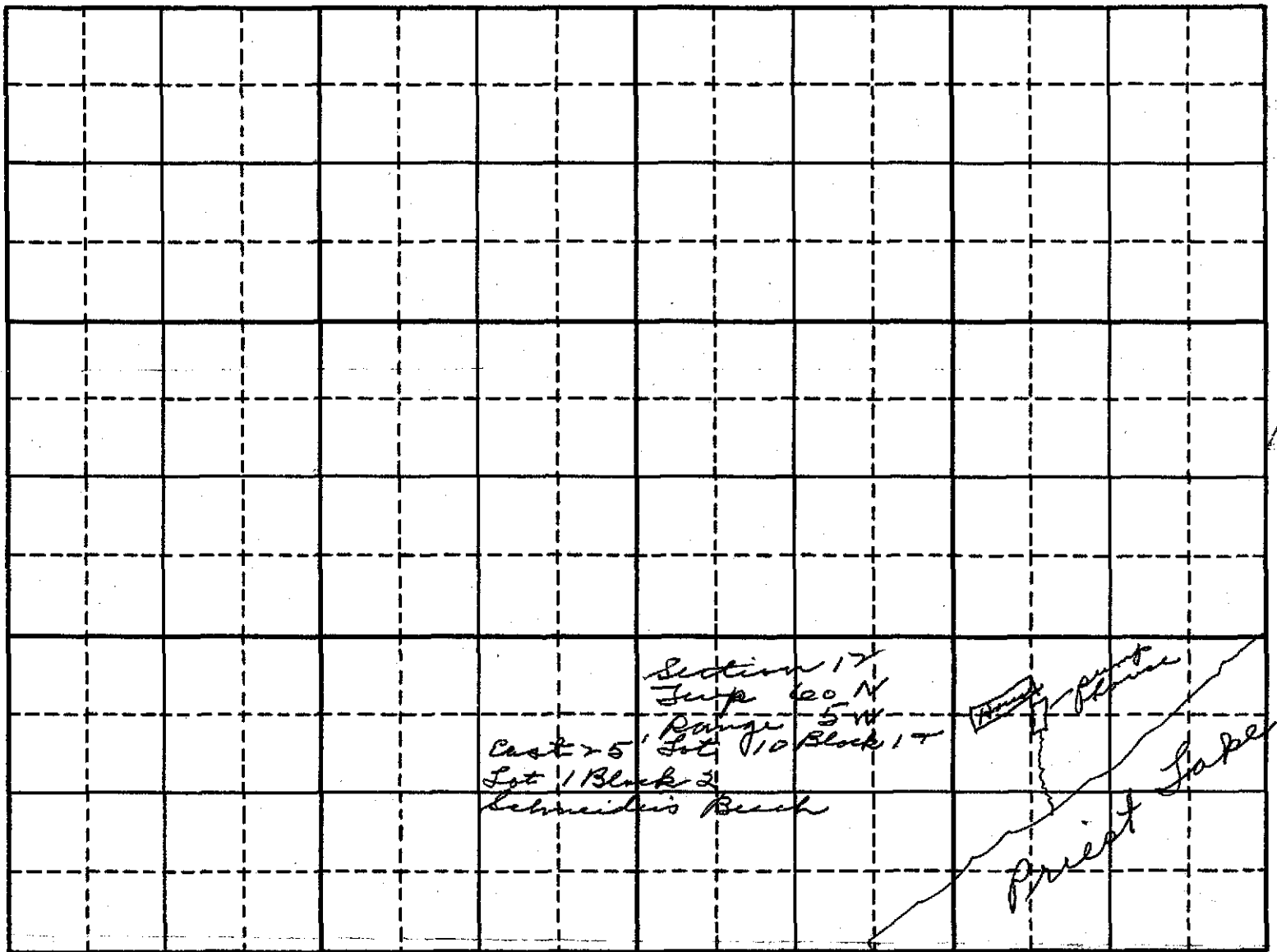
T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
60N	5W	11	GLS	AKA	E 25'		Lot 10,	Block 1			& Lot 1	Block 2,			Schneider's			Beach	

Total No. of acres

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

- (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)
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 affiants knowledge.

Sworn to before me this 14 day of May, 1977.

Mary D. Briggles
(Claimant)
Oda Mae Martin
Notary Public
Residing at Dardman, Id. 83848

My commission expires July 2, 1977

For Department Use Only

Received by <u>D.</u>	Date <u>5-17-77</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>SK</u>	Date <u>5-17-77</u>		claimant by:	
\$10.00 fee received by <u>SK</u>	Date <u>5-17-77 (5508)</u>			
Approved for publication by <u>DKA</u>				
Published in <u>Priest Lake Times</u>				
Dates <u>5-26 & 6-2-77</u>				
<u>continued 6-23 & 6-30-77</u>				

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tax ~~taxes~~ tax,
and
~~ending~~ on the 30 day of June, 19 77,
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Marna L. Miller

Notary Public for Idaho,

Residing at Priest River, Idaho

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Director

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and

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Pete Thompson

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6th day of June, 1977

Marva L. Miller

Notary Public for Idaho,
Residing at Priest River, Idaho

NOTICE OF CLAIM TO A WATER RIGHT NO. 97-4058

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claim to a water right
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application to beneficial use of
0.02 cubic feet per second of
water from Priest Lake with
point of diversion in the Gov.
Lot 3, Sec 12 T60N, R5W, B.M.
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Block 2, Schneider's Beach.

The water is claimed to be
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Lot 3, Sec, 12 T60N, R5W,
B.M.

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the Idaho Department of Water
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Way, Coeur d'Alene, Idaho
83814.

C. STEPHEN ALLRED
Director

Published in the Priest River
Times, Priest River, Id on May
26 and June 2, 1977.

OK to file
BDF

MEMORANDUM

TO: Bob Fleenor
FROM: Ken Knoblock
SUBJECT: 97-4058
DATE: 7/25/77

This pipeline and pump is in place and has been for a number of years.

The Dept of Lands is requiring a Temporary permit on all unrecorded pipelines and structures below the high water mark on navigable streams ^{even} though it has been in place for a number of years.

Bob Haynes

How can this be a claim if
the work has not been done
yet?

Bob

Pull for Jan



STATE OF IDAHO

DEPARTMENT OF LANDS

STATEHOUSE, BOISE, IDAHO 83720

GORDON C. TROMBLEY
DIRECTOR

STATE BOARD OF LAND COMMISSIONERS

JOHN V. EVANS
GOVERNOR AND PRESIDENT
PETE T. CENARRUSA
SECRETARY OF STATE
WAYNE L. KIDWELL
ATTORNEY GENERAL
JOE R. WILLIAMS
STATE AUDITOR
ROY TRUBY
SUPT OF PUBLIC INSTRUCTION

30 June 1977

Robert G. Haynes
Department of Water Resources
Northern District
Route #5, Box 203, Suite 1
Coeur d'Alene, ID 83814

RE: Mary D. Brigg
97-4053
97-4058

RECEIVED
JUL 20 1977
Department of Water Resources
Northern District Office

Dear Bob:

The Department of Lands recently issued Temporary Permit No. 1419 for the work described in the above numbered water diversion permit application.

The Department of Lands has no objection to the work proposed in the application. A copy of our permit is attached for your information.

Very truly yours,

DIVISION OF EARTH RESOURCES

William A. Scribner
WILLIAM A. SCRIBNER, Chief
Bureau of Navigable Waters

WAS:ph

Attachment

cc: Bureau of Navigable Waters - CdA

RECEIVED
JUL 5 1977
Department of Water Resources
Northern District Office

EQUAL OPPORTUNITY EMPLOYER



STATE OF IDAHO

DEPARTMENT OF LANDS

STATEHOUSE, BOISE, IDAHO 83720

GORDON C. TROMBLEY
DIRECTOR

STATE BOARD OF LAND COMMISSIONERS

JOHN V. EVANS
GOVERNOR AND PRESIDENT
PETE T. CENARRUSA
SECRETARY OF STATE
WAYNE L. KIDWELL
ATTORNEY GENERAL
JOE R. WILLIAMS
STATE AUDITOR
ROY TRUBY
SUPT OF PUBLIC INSTRUCTION

TEMPORARY PERMIT

NO. 1419

Permission is hereby granted to MARY D. BRIGGLE, Route 5, Priest River, ID, to maintain a water intake line and pump on and across the following described land:

That part of the bed of Priest Lake adjacent to the East 25 feet of Lot 10, Block 1 and Lot 1, Block 2, Schneiders Beach in Section 12, Township 60 North, Range 5 West, B.M., Bonner County, Idaho, as shown on the attached exhibit.

This permit is subject to the following terms and conditions:

1. This authorization is effective upon signature by the permittee and payment of the required fee.
2. This permit shall expire on December 31, 1981, but may be extended for an additional five (5) year period upon request of the permittee, subject to such terms and conditions as imposed by the Director, Department of Lands.
3. This permit is granted in consideration of the receipt of Ten Dollars (\$10.00).
4. Any excavation performed under this permit shall be back-filled and smoothed to the profile and cross section of the pre-existing riverbed.
5. The permittee shall indemnify and hold harmless the State of Idaho and its representatives against and from any and all demands, claims or liabilities of every nature whatsoever, arising directly or indirectly from or in any way connected with the use authorized under this permit.
6. This permit may be cancelled after written notice to the permittee of non-compliance with the terms herein and failure of the permittee to correct noted non-compliance.

EQUAL OPPORTUNITY EMPLOYER

7. This permit may be assigned by the permittee during the term of the permit by giving written notice of the name and mailing address of the assignee to the Director, Department of Lands.

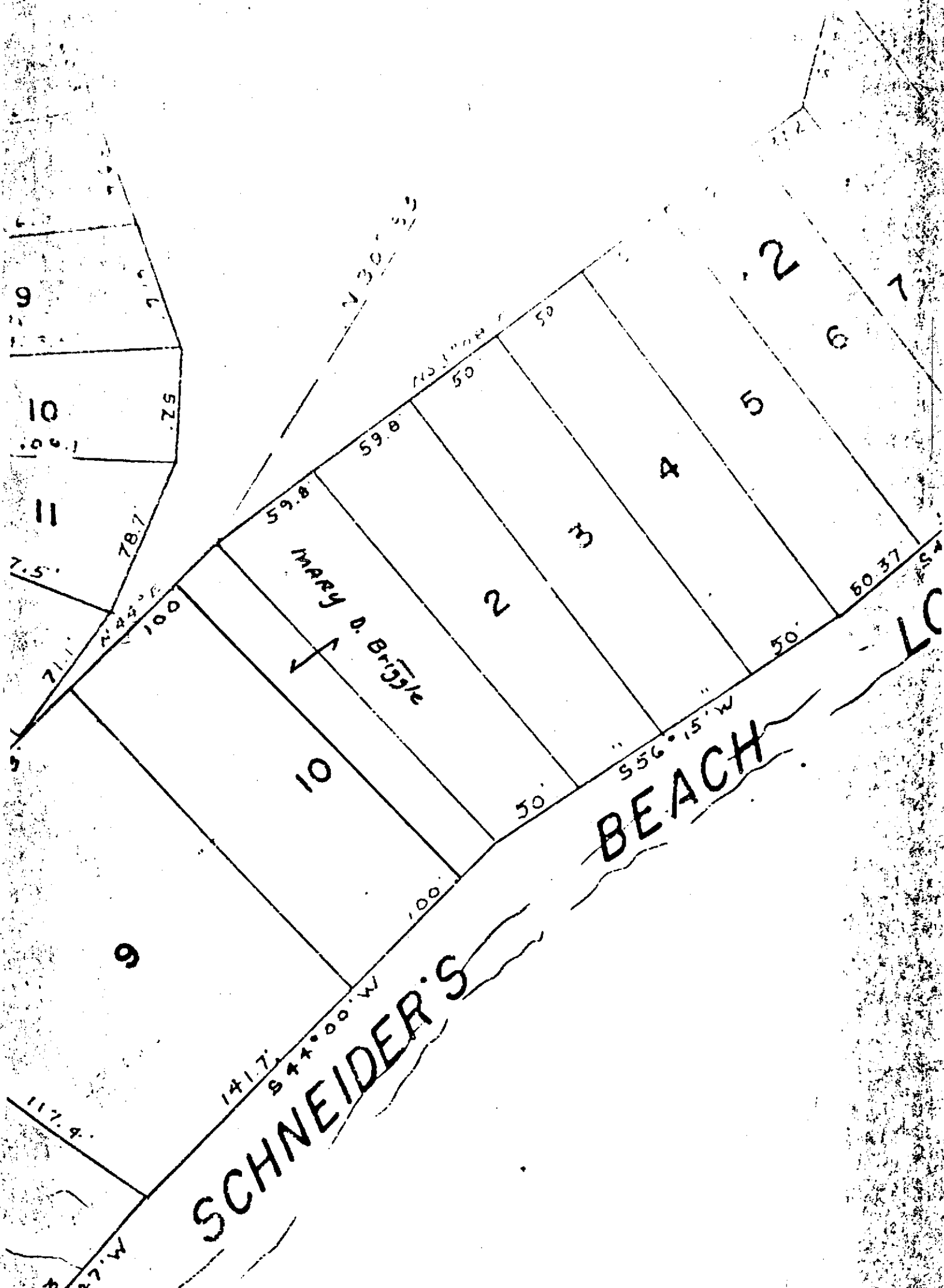
Dated this 28th day of June, 1977.

MARY D. BRIGGLE

Jack E. Hight
for G.C. FROMBLY, Director

Mary D. Briggie

Dated _____





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 19, 1977

RE: Application No. 96-7549
Claim to a Water Right No's. 97-4058 & 974057

Mr William A Scribner
Idaho Dept of Lands
Statehouse
Boise, Id 83720

Dear Bill,

Enclosed are copies of the above referenced application and claims which may be of interest to your agency. There filings involve waters which appear to be navigable.

If we may be of any further assistance, please do not hesitate to contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH:ab

Enclosures

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

May 19, 1977

RE: Claims No. 97-4057 & 97-4058
Application No. 96-7549

Priest River Times
PO 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,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:cp

Enc: Legal Notice(s)

*Bill
Haynes
6-13-77
H*

MAIL ROOM



STATE OF IDAHO

DEPARTMENT OF LANDS

STATEHOUSE, BOISE, IDAHO 83720

GORDON C. TROMBLEY
DIRECTOR

STATE BOARD OF LAND COMMISSIONERS

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SECRETARY OF STATE
WAYNE L. KIDWELL
ATTORNEY GENERAL
JOE R. WILLIAMS
STATE AUDITOR
ROY TRUBY
SUP'T OF PUBLIC INSTRUCTION

26 May 1977

Robert G. Haynes
Department of Water Resources
Northern District
Route #5, Box 203, Suite 1
Coeur d'Alene, ID 83814

RE: Mary D. Briggie
97-4058

Dear Bob:

Thank you for the copy of the Claim to a Water Right. The installation has a prescriptive right established.

The claimant will be contacted to suggest that she make her installation on record on our plats.

Very truly yours,

DIVISION OF EARTH RESOURCES

William A. Scribner
WILLIAM A. SCRIBNER, Chief
Bureau of Navigable Waters

WAS:ph

cc: Bureau of Navigable Waters - CdA

MICROFILMED

RECEIVED
MAY 27 1977

Department of Water Resources
Northern District Office

EQUAL OPPORTUNITY EMPLOYER

NOTICE OF CORRECTION

Notice is hereby given that Claim to a Water Right No. 97-4058 in the name of Mrs Mary D Briggie was advertised incorrectly on May 26 and June 2, 1977. The priority date was advertised as September 1975. Whereas, the actual priority date is September 1957.

Any protest to the above correction must be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Id 83814, on or before July 11, 1977.

C. STEPHEN ALLRED
Director

Published in the Priest River Times, Priest River Idaho on June 23 and June 30, 1977.

Published at publishers expense.

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

June 16, 1977

RE: Application No. 97-7099.
Claim No. 97-4061.
Correction No. 97-4058. ✓

Priest River Times
PO 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,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:cp

cc: Legal Notice(s)

MICROFILMED

*Should
receive
no bill*



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT
4055 Government Way
667-6484

COEUR D'ALENE, IDAHO 83814

July 18, 1977

Re: Claim to a Water Right No. 97-4058

Mrs. Mary D. Briggie
Rt. 5 Box 184
Priest River, Idaho 83856

Dear Mrs. Briggie:

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, please contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH:ab

Enclosure

MICROFILMED

NOTICE OF CLAIM TO A WATER RIGHT

NO. 97-4058

Notice is hereby given that Mrs Mary D Briggie

Rt 5 Box 184, Priest River, Id

has filed a claim to a water right established by diversion and application
to beneficial use of 0.02 cubic feet per second ~~gallons per minute~~

of water from Priest Lake

with point of diversion in the Gov Lot 3, Sec 12, T60N, R5W, B.M.

County also known as E 25" Lot 10, Block 1 & Lot 1, Block 2, Schneider's Beach.

The water is claimed to be used from Jan 1 to Dec 31

for domestic purposes

with a priority of September, 1957;

the place of use is within the Gov Lot 3, Sec 12, T60N, R5W, B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho,
83814.

C. STEPHEN ALLRED
Director

Published in the Priest River, Times, Priest River, Id
on May 26 and June 2, 1977

MICROFILMED

**NOTICE OF CLAIM
TO A WATER RIGHT**

NO. 97-4058

Notice is hereby given that Mrs. Mary D. Briggie Rt. 5 Box 184, Priest River, Id has filed a claim to a water right established by diversion and application to beneficial use of 0.02 cubic feet per second of water from Priest Lake with point of diversion in the Gov. Lot 3, Sec 12 T60N, R5W, B.M. Bonner County also known as E 25" Lot 10, Block 1 & Lot 1, Block 2, Schneiders Beach.

The water is claimed to be used from Jan 1 to Dec 31 for domestic purposes with a priority of September 1975; the place of use is within the Gov. Lot 3, Sec, 12 T60N, R5W, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814.

C. STEPHEN ALLRED
Director

Published in the Priest River Times, Priest River, Id on May 26 and June 2, 1977.

05
5-26-77
[Signature]

RECEIVED

MAY 26 1977

**Department of Water Resources
Northern District Office**



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT
4055 Government Way
667-6484

COEUR D'ALENE, IDAHO 83814

May 18, 1977

RE: Claim No. 97-4058

Mrs Mary D Briggie
Rt 5 Box 184,
Priest River, Id 83856

Dear Mrs. Briggie,

Attached is your receipt No. 5508 in the amount of \$10.00 for the filing fee on the above referenced item which was received in this office.

Sincerely,

Alea Beito
Secretary

AB

Attachment

MAILED

May 4, 1977

Mrs Mary D Briggie
Rt 5 Box 184
Priest River, Id 83856

Dear Mrs. Briggie,

We have been able to obtain the enclosed platt of the subdivision in which your property is located and have arrived at a legal description. I have included it on the Claim to a Water Right form which I have taken the liberty of preparing. Please examine it for accuracy, sign it in front of a notary, and return it to us along with your check.

If we can be of any further assistance, please do not hesitate to contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH:ab

Enclosures: Check #28-8
Claims to a Water Right
Platt Copy

MICROFILMED

April 27, 1977

Mrs. Mary D Briggie
Rt 5, Box 184
Priest River, Id 83856

Dear Mrs. Briggie,

Your claim to a water right is your sworn statement describing your water right. To be of the most value to you, it should contain, among other items, a legal description of the place of use and a map showing the point of diversion and place of use according to section, township, and range at the public land survey.

Since I have been unable to contact you by telephone, I have taken the liberty of returning your check #28-8 and claim containing penciled notations which I feel will help you to file a complete and accurate claim.

The notations I have made reflect the interpretation I have made of the map which you provided. If these interpretations are in error, please contact me at your earliest convenience to assure the proper filing of your claim.

Sincerely,

TOM KINGS
Senior Water Resource Agent

TK:ab

Enclosure

MICROFILMED

April 21, 1977

Mrs. Mary D Briggie
Rt 5 Box 184
Priest Lake, Id 83856

Dear Mrs. Briggie,

We show no record of a claim to a water right ever having been filed by Mr. Lester C. Briggie. Therefore, I am sending you the forms you will need to file the claim now.

If we can be of any further help, feel free to contact our office.

Yours very truly,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH:ab

Enclosure

Microfilm

INTER-DEPARTMENT MEMO — 1

FROM Kay Weaver

DATE 19 April, 1977

TO Northern

SUBJECT We do not show a water right for Lester Briggie from Priest Lake.

I am not certain if Mrs. Briggie wishes to file a claim or a permit, so would someone there take care of the forms please?

Mr. Ward
RECORDED

Alan

SIGNATURE

RECEIVED

APR 12 1977

State of Idaho
Dept. of Water Administration
Statehouse--Annex 2
Boise, Idaho 83707

Department of Water Resources

Gentlemen:

Would you please send me a water license, permit or claim--whichever one I should have--as I do not seem to find one? I am getting water out of Priest Lake, Kalispell Bay, and have been since 1957.

Will you please give me the information as to what I should do and send me the papers to be filled out? Thank you.

Very truly yours,

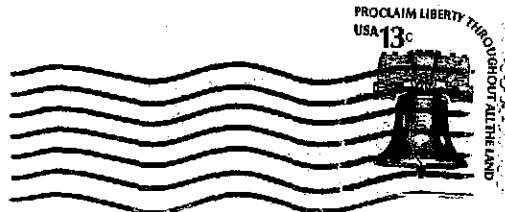
Mary D. Briggie

Mrs. Mary D. Briggie
Route #5 Box 184
Priest Lake, Idaho 83856

If there is a permit there, it would be made out in Lester C. Briggie's name.

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Mrs. Mary D. Briggie
Route 5, Box 184
Priest Lake, Idaho 83856



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State of Idaho

Dept. of Water Administration

Statehouse--Annex 2

Boise, Idaho 83707

Dear Mr. Haynes,

I am sorry to have caused you so much trouble about my water claim. I do hope that this one is correct. Thank you.

Very truly yours,

Mary D. Briggles

Mary D. Briggles
R. #5 Box 134
Priest Lake, Idaho 83856

If this one is not correct, I will try to come into Coeur d'Alene office.

Thanks again.

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