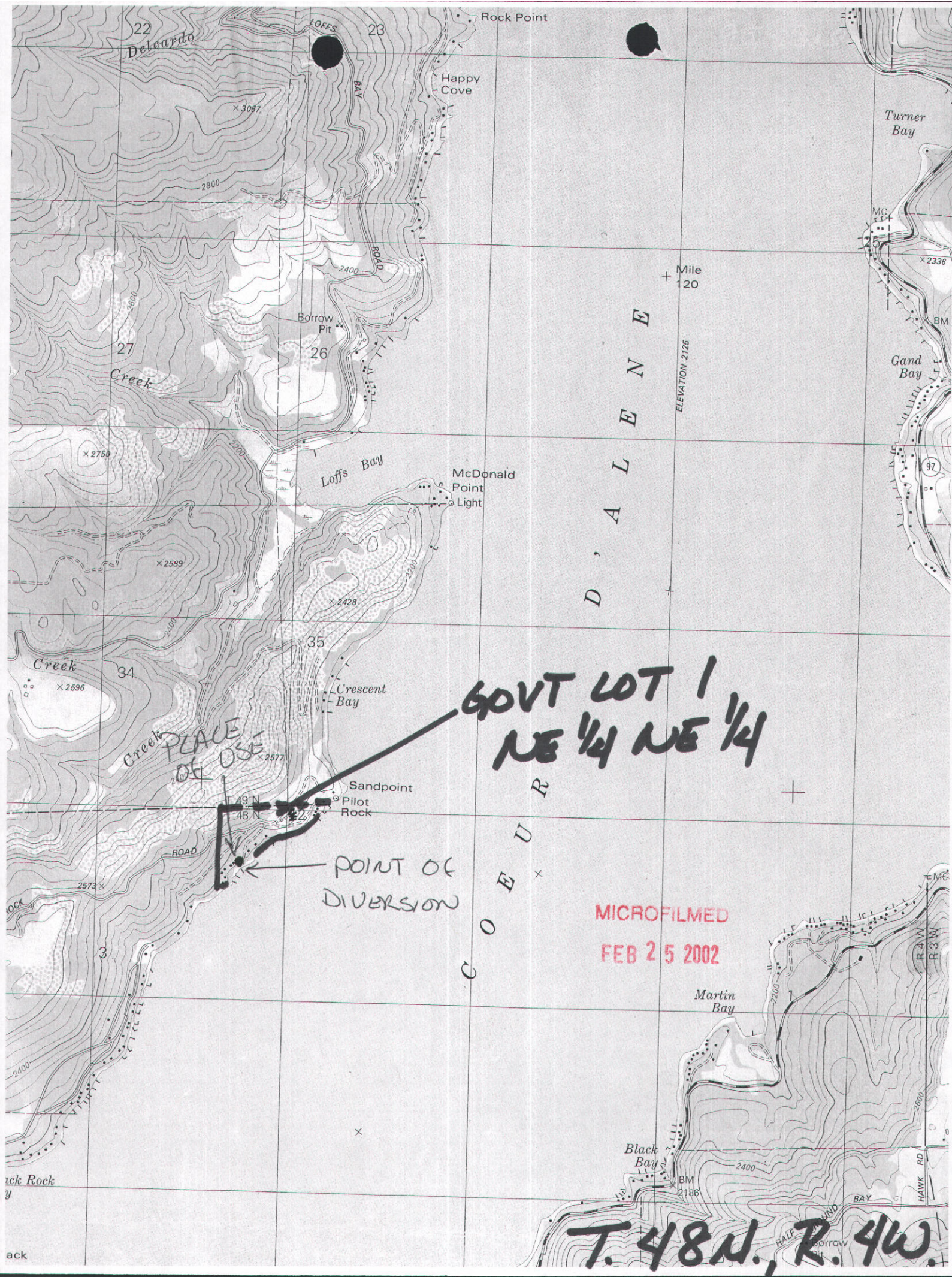




69481
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, *Idaho Code*, any person claiming a water right established by diversion and application of water to beneficial use must file a claim with the Department of Water Resources. **The filing of this claim does not confirm the water right claimed.** Water rights represented by a valid permit, license, decree, or previous claim are exempt from this requirement, as are uses of water for domestic purposes as defined in Section 42-111, *Idaho Code*. A filing fee must be submitted with this claim. See the instruction sheet to determine the appropriate fee.

Notice is hereby given that SHAW MCCUTCHEON
(Name of Claimant)
2011 S. HELENA, SPOKANE, WA 99203 Telephone No. 509-534-8486
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of surface or ground water. The extent and nature of said claim is as follows:

1. Date of Priority: (When the water was first applied to beneficial use) MAY 15, 1957
A claim is not acceptable for the use of surface water with a priority later than May 20, 1971. A claim is not acceptable for the use of ground water with a priority date later than March 25, 1963, unless the water is used for domestic purposes as defined in Section 42-111, Idaho Code.

2. Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

LAKE COEUR D'ALENE tributary to SPOKANE 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 or af)

(Irrigation, Domestic, Stock, Etc.)

(Both dates inclusive)
(MM/DD) (MM/DD)

Quantity <u>0.04</u>	Use <u>DOMESTIC</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. 0.04 TOTAL QUANTITY USED.
(cfs or af)

5. A) Location of point of diversion is _____ 1/4 of NE 1/4 of NE 1/4, Govt. Lot 1
Sec. 3 Township 48N Range 4W B.M., LOOTENIA County; additional points of
diversion, if any: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch etc.). Give sizes and capacities. Be specific. Describe any changes in the system and give the date of the change.
PUMP IN LAKE - PIPELINE TO HOME.

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FEB 25 2002

State of INDIA)
County of KODIWAR) ss.

8. ~~Map~~ Attach an 8½"x11" map clearly identifying the point of diversion and the place of use by 40-acre subdivisions, section, township and range of the public land survey system. (A photocopy of a USGS 7½ minute topographic quadrangle map is preferred.) Attach an **aerial photograph** of the place of use if available.

7. Remarks: _____

NOTE: Include here the type and number of stock watered:

B) If water is used for purposes other than irrigation, fully describe the use. Be specific.

TOTAL ACRES _____

[illegible]

D - domestic, S - stockwater, M - municipal, C - Commercial, I - Industrial, X - other

6. A) Describe the place of use within each 40-acre tract in the appropriate box using the symbols listed below. If the use is for irrigation, describe the location by listing the number of irrigated acres within each 40-acre tract.

My commission expires: 8-8-06

Residing at: cda

Notary Public

AM B

OCTOBER 2, 2001

Claimant's Signature (and title if claim is for an organization)

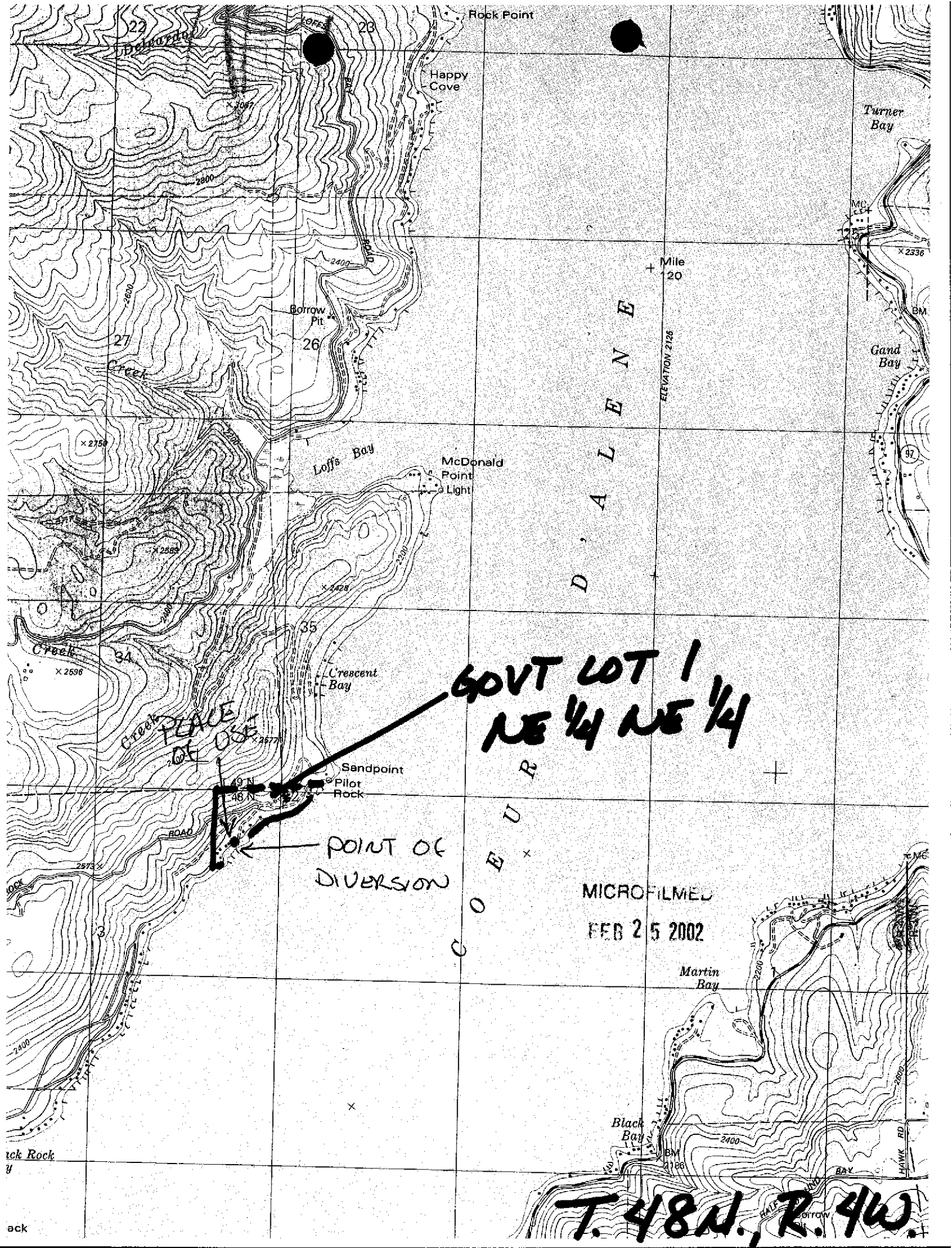
X David McArthur

FOR DEPARTMENT USE ONLY

Received by	<i>JS</i>	Date	10-10-01
Prelim. check by	<i>JS</i>	Date	
Fee	1.00	Receipt #	1014701
Receipt prepared by	<i>JS</i>	Date	10-10-01

Published in	<i>Gda Press</i>	Publication dates	11/1*8/01
		Publication checked by	<i>φ</i>
		Date	11/15/01 or
		Exceptions filed by	

155 2 2 2007



GOVT LOT 1
NE 1/4 NE 1/4

POINT OF
DIVERSION

MICROFILMED
FEB 25 2002

T. 48N., R. 4W.

RECEIVED
DEC 10 2001

State of Idaho
Department of Water Resources

69481

CLAIM ANALYSIS SHEET

Ok to pub. / BCA

INITIAL REVIEW BY: AB

Right Number 95-9101 Applicant MCCUTCHEN

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.

CA/shun / oh
ret. date 11/19/01

CDA Pres 11/18/01
ok 11/15/01 db

FINAL REGIONAL PROCESSING REVIEW:

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

By AB Date 11-19-01

STATE OFFICE PROCESSING:

- ☐ Claim review complete.

By _____ Date _____

RECEIVED
NOV 13 2001
IDWR/North

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai, } ss.

Jennifer Standridge being first duly sworn
upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The

Legal Notice

of which the annexed is a printed copy, was published in the regular Thursday issue of said newspaper for 2 consecutive weeks commencing on the 8 day of November 20 01, and ending on the 8 day of November 20 01, and such publication was made as often during said period as said daily newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice

Jennifer Standridge

Personally appeared before me this 8 day of November 20 01

Regina Mason

Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.

NOTICE OF APPLICATION FOR WATER RIGHT
The following claim(s) have been filed based on diversion and beneficial use of water:

95-9101

SHAW MC CUTCHEON

2011 S HELENA

SPOKANE WA 99203

Point(s) of Diversion: L1 NENE S3 T48N R04W

Source COEUR D'ALENE LAKE

Use: DOMESTIC

01/01 To 12/31 0.04 CFS

Total Diversion 0.04 CFS

Priority Date: 05/15/1957

Place Of Use: DOMESTIC

T48N R04W S3 NENE Lot 1

Exceptions to a claim may be filed with the Department of Water Resources,

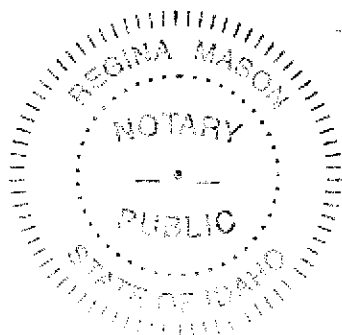
Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814

together with an exception fee of \$25.00.

Legal 62

Nov. 1, 8, 2001

KARL J. DREHER, Director



MY COMMISSION EXPIRES 6/18/03

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NOV 13 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615

(208) 769-1450

Fax (208) 769-1454

October 24, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SHAW MC CUTCHEON
2011 S HELENA
SPOKANE WA 99203

RE: Water Right Claim No 95-9101

Dear Claimant(s):

The Department of Water Resources acknowledges receipt of your water right claim. Please refer to the above referenced number in all future correspondence regarding this application.

A legal notice of the claim has been prepared and is scheduled for publication in the Coeur d'Alene Press on November 1 and 8, 2001. If exceptions to the claim are filed you will be sent a copy of the exceptions(s).

The filing and advertising of the claim does not confirm the water right claimed. It will serve to record and preserve the information and the evidence, including any exceptions, regarding the 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 the information or evidence added at any time. Corrections to the claim may be made by filing an amended claim; no additional filing fees are required to amend a claim.

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

We are enclosing a copy of the claim for your records. Please feel free to contact this office if you have any questions.

Sincerely,

Robert G. Haynes, P.E.
Regional Manager

Enclosure(s)

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SEP 28 2002

The following claim(s) have been filed based on diversion and beneficial use of water:

95-9101

SHAW MC CUTCHEON
2011 S HELENA
SPOKANE WA 99203

Point(s) of Diversion L1 NENE S3 T48N R04W KOOTENAI County

Source COEUR D ALENE LAKE Tributary To SPOKANE RIVER

Use: DOMESTIC 01/01 To 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Priority Date: 05/15/1957

Place Of Use: DOMESTIC

T48N R04W S3 NENE Lot 1

Exceptions to a claim may be filed with the Department of Water Resources, Northern Region, 1910 Northwest Blvd, Suite 210,
Coeur D' Alene ID 83814 together with an exception fee of \$25.00.

KARL J DREHER, Director

Published on 11/01 and 08/2001.

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FEB 23 1982



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

October 24, 2001

LEGAL NOTICE DEPARTMENT
COEUR D ALENE PRESS
201 N 2ND
COEUR D ALENE ID 83814

RE: Statutory Claim No. 95-9101

FAXED TO 664-0212 - 10/24/01

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 11/19/2001. Your cooperation is appreciated.

Sincerely

Thanks to you

Dianne Ball

Dianne Ball
Administrative Assistant

MICROFILMED

SEP 24 2001