

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 DENNIS B. OR CAROLYN A. HAGUE
(Name of Claimant)
901 N. 19th COEUR D'ALENE, ID 83814 Telephone No. 664-3013
(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) JUNE 1, 1959

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)
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:

Quantity (cfs, af)	Use (Domestic, Irrigation, Stock, Etc.)	Period of Use From		To	
		(Mo., Day)	(Mo., Day)	(Mo., Day)	(Mo., Day)
<u>0.04</u>	<u>DOMESTIC</u>	<u>JAN 1</u>		<u>DEC 31</u>	
Quantity	Use	Period of Use From		To	
Quantity	Use	Period of Use From		To	
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, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
GOV'T LOT 4 1/4, Sec. 11 Twp. 49N Rge. 4W B.M., County of HOOTENAI
Additional points of diversion: PART LOTS 8, 9 & 23 KROTZER PARK, MICHA BAY

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.
1/2 HP PUMP TO GISTERMAN HOUSEHOLD

(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>49N</u>	<u>4W</u>	<u>11</u>									X								
											<u>LOT 4</u>								

No. of acres _____

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

DOMESTIC FOR ONE HOUSEHOLD

MICROFILMED

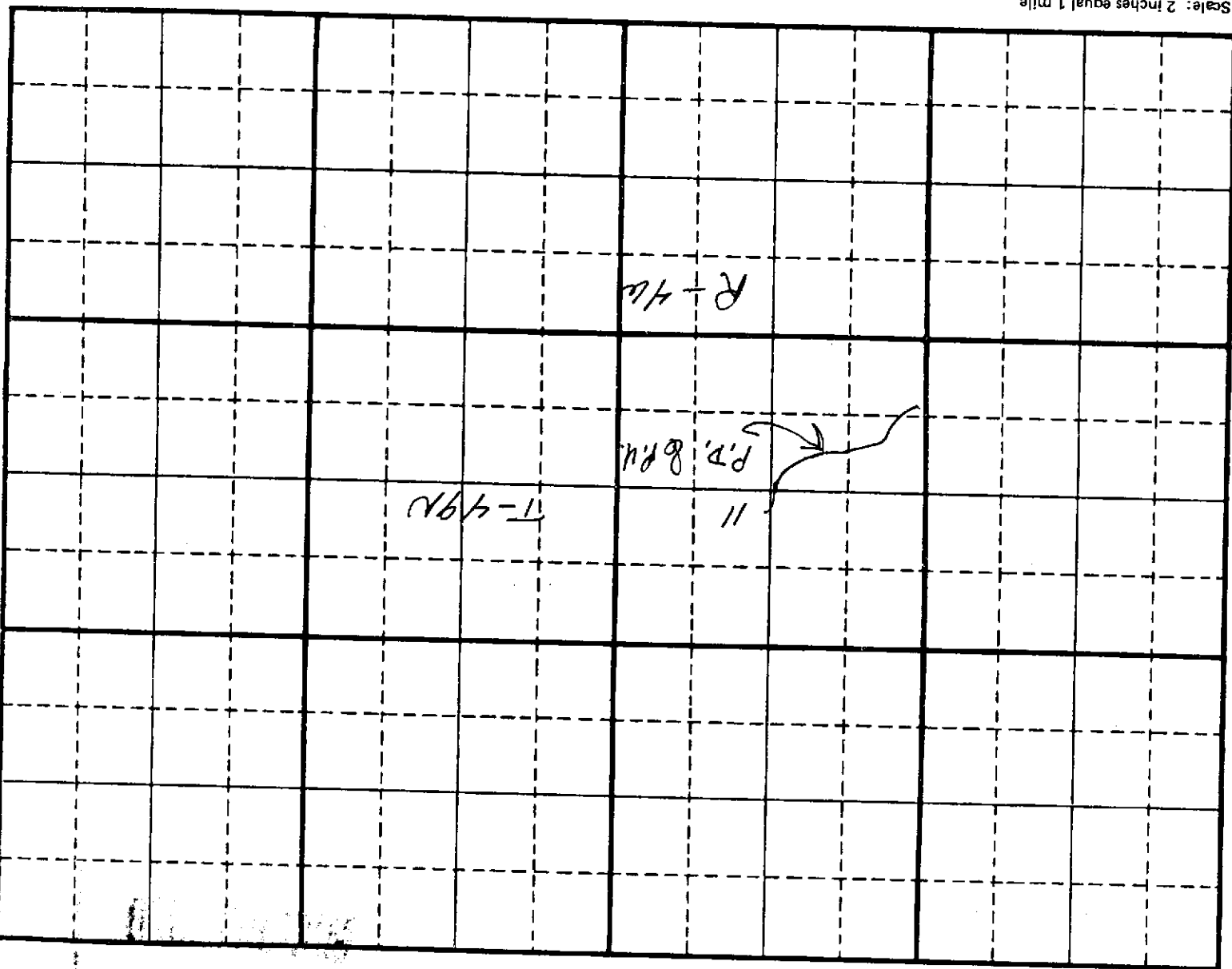
SEP 25 1989

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:

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 *Kootenai*

) 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 26 day of June

Notary Public
Residing at

CDR

Robert J. Lawrence

(Claimant)
1989

My commission expires 11/10/92

MICROFILMED

SEP 25 1989

FOR DEPARTMENT USE ONLY

Exception filed by: *N-3118*

Date

6/26/89

Received by *Ken*

Prelim. check by

Date

6/26/89

\$30.00 fee received by *Ken*

Date

6/26/89

Published in *Consolidated*

Dates *7/6-13/89*

Forwarded to claimant by:

Date

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

ss.

Donna H. Higgins 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

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 6th day of July, 1989, and ending on the 13th day of July, 1989, 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.

Subscribed and sworn to before me this

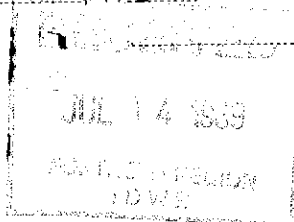
13 day of July

1989

Roberta Branley

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

LEADER



2-3-93

NOTICE OF CLAIMS TO WATER RIGHT

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

95-04719

HAGUE, DENNIS B.

HAGUE, CAROLYN A.

901 N. 19TH ST.

COEUR D ALENE, ID 83814

Source: COEUR D ALENE LAKE

Tributary: SPOKANE RIVER

Diversion Pt: LOT 4 () Sec 11 T 49N

R 04W

Use: DOMESTIC (.040 CFS)

Date Filed: 6/01/1989

In: T49N R04W S11 Lot 4 (NESW)

For additional information concern-
ing the property location, call the
Northern Regional Office at 765-4639.

Exceptions to a claim may be filed
with the Director, Dept. of Water Re-
sources, Northern Region, 1910
Northwest Blvd., Suite 210, Coeur
d'Alene Idaho 83814.

R. KEITH HIGGINSON, Director

NOTICE OF APPLICATION
FOR WATER RIGHT

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

95-08620

NORTHLAND NURSERY

E. 3975 PRAIRIE AVE.

POST FALLS, ID 83854

Source: GROUNDWATER

Diversion Pt: SESESE Sec 24 T 51N

R 05W

Use: IRRIGATION (.150 CFS)

COMMERCIAL (.200 CFS)

Date Filed: 6/08/1989

In: T51N R05W S24 SESE

5.0 ACRES TOTAL

95-08621

STEVENSON, THOMAS J.

E. 1612 65TH ST.

SPOKANE, WA 99223

Source: COEUR D'ALENE LAKE

Tributary: SPOKANE RIVER

Diversion Pt: LOT 4 (NWNE) Sec 20

T 48N R 04W

Use: DOMESTIC (.040 CFS)

Date Filed: 6/06/1989

In: T48N R04W S20 NWNE

95-08622

RANDALL, LESTER J.

RANDALL, CLARA MAE

RT. 2 BOX 50A

WORLEY, ID 83876

Source: GROUNDWATER

Diversion Pt: LOT 5 (NESE) Sec 20

T 48N R 04W

Use: DOMESTIC (.040 CFS)

Date Filed: 6/19/1989

In: T48N R04W S20 NESE

95-08623

HARMON'S ADDITION COMMUNI-
TY ASSN.

RT. 1 BOX 51A

WORLEY, ID 83876

Source: GROUNDWATER

Diversion Pt: LOT 4 (SWSW) Sec 19

T 47N R 03W

Use: IRRIGATION (.100 CFS)

DOMESTIC (.100 CFS)

Date Filed: 6/15/1989

In: T47N R03W S19 NWSW SWSW

R04W S24 SENE

40.0 ACRES TOTAL

For additional information concern-
ing the property location, call the
Northern Regional Office at 765-4639.

The permit(s) will be subject to all
prior water rights. Protests must be filed
with the Director, Dept. of Water Re-
sources, Northern Region, 1910
Northwest Blvd., Suite 210, Coeur
d'Alene, Idaho 83814 on or before JULY
24, 1989.

R. KEITH HIGGINSON, Director

Legal #366

July 6, 13, 1989

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number 95-04719 ~~Applicant~~ CLAIMANT - HAGUE

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 7/29/89

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By SC Date 8-7-89

RECEIVED
AUG 07 1989

Department of Water Resources

6 July 1986

To the Director , Dept. of Water Resources
Northern Region
1910 Northwest Blvd. Suite 210
Coeur d'Alene, Idaho 83814

This letter is to take exception to claim no. 95-04719 filed by Dennis B. Hague and Carolyn A. Hague. I understand that they have filed for Krotzer Park lots no. 8,9 and 23. I have no objection to them filing for water rights on lots 8 and 9, but I take exception to any water rights filed for lot 23 because that is the lot that is the lot that the Krotzer Park Water Association has their reservoir on. This lot is also known as parcel #0-4380-000-023-f, tax # 12908. This water association was listed in my purchase of property on said lot 23 to only have 9 participants in the water system. Dennis B. Hague and Carolyn A. Hague were not listed on this water system.

John H. Albers

John H. Albers
John H. Albers
2700 Luther Drive
CoA 83814

SWORN TO before me this 10th day of July, 1989.

RECORDED

SEP 25 1989

Robert J. Haynes
Notary Public in and for the State
of Idaho residing in Coeur d'Alene.

My Commission Expires: 11/10/92



State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814 • (208) 765-4639

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

July 10, 1989

Mr. John H. Albers
2700 Luther Haven Dr.
Coeur d'Alene, Id. 83814

Re: 95-04719

Dear Mr. Albers:

We have received your correspondence concerning the above-referenced Claim to a Water Right. The following is a quote from the provisions under which this Claim has been filed (Section 42-244, Idaho Code):

At any time after filing a claim under the provisions of the previous section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the department of water resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the department of water resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required.

Only the above action has been contemplated by the Idaho Legislature and we are not authorized to hold hearings or evaluate for confirmation or final censorship the described rights.

If we may be of any further assistance, feel free to contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Manager

RGH/pms

UNRECORDED

SEP 25 1989





State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814 • (208) 765-4639

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

July 10, 1989

Mr. and Mrs. Dennis A. Hague
901 N. 19th St.
Coeur d'Alene, Id. 83814

Re: 95-04719

Dear Mr. and Mrs. Hague:

Enclosed is a copy of an exception filed in connection with your above-referenced claim. This exception is filed in accordance with the provisions of Section 42-244, Idaho Code, which states the following in part:

At any time after filing a claim under the provisions of the previous section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the department of water resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the department of water resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required.

Only the above action has been contemplated by the Idaho Legislature and we are not authorized to hold hearings or evaluate for confirmation or final censorship the described rights.

If we may be of any further assistance, feel free to contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Manager

RGH/pms
Enclosure

RECEIVED

SEP 25 1989



S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Northern Region
1910 Northwest Blvd., Suite 210

Coeur d'Alene, Idaho 83814
(208) 765-4639

JULY 26, 1989

DENNIS B. HAGUE
CAROLYN A. HAGUE
901 N. 19TH ST.
COEUR D ALENE, ID 83814

Re: Claim No. 95-04719

Dear Claimants(s):

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 the information or evidence added at any time. Please refer to the claim identification number when corresponding with the 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.

Sincerely,

ROBERT G. HAYNES, P. E.
Manager, Northern Regional Office

RGH:pms

Enclosure

95-04719

HAGUE, DENNIS B.
HAGUE, CAROLYN A.
901 N. 19TH ST.
COEUR D ALENE, ID 83814

Source: COEUR D ALENE LAKE

Tributary: SPOKANE RIVER

Diversion Pt: LOT 4 ()

Sec 11 T 49N R 04W

Use: DOMESTIC

(.040 CFS)

Date Filed: 6/01/1959

In: T49N R04W S11 Lot 4 (NESW)

MICROFILMED
SEP 25 1989