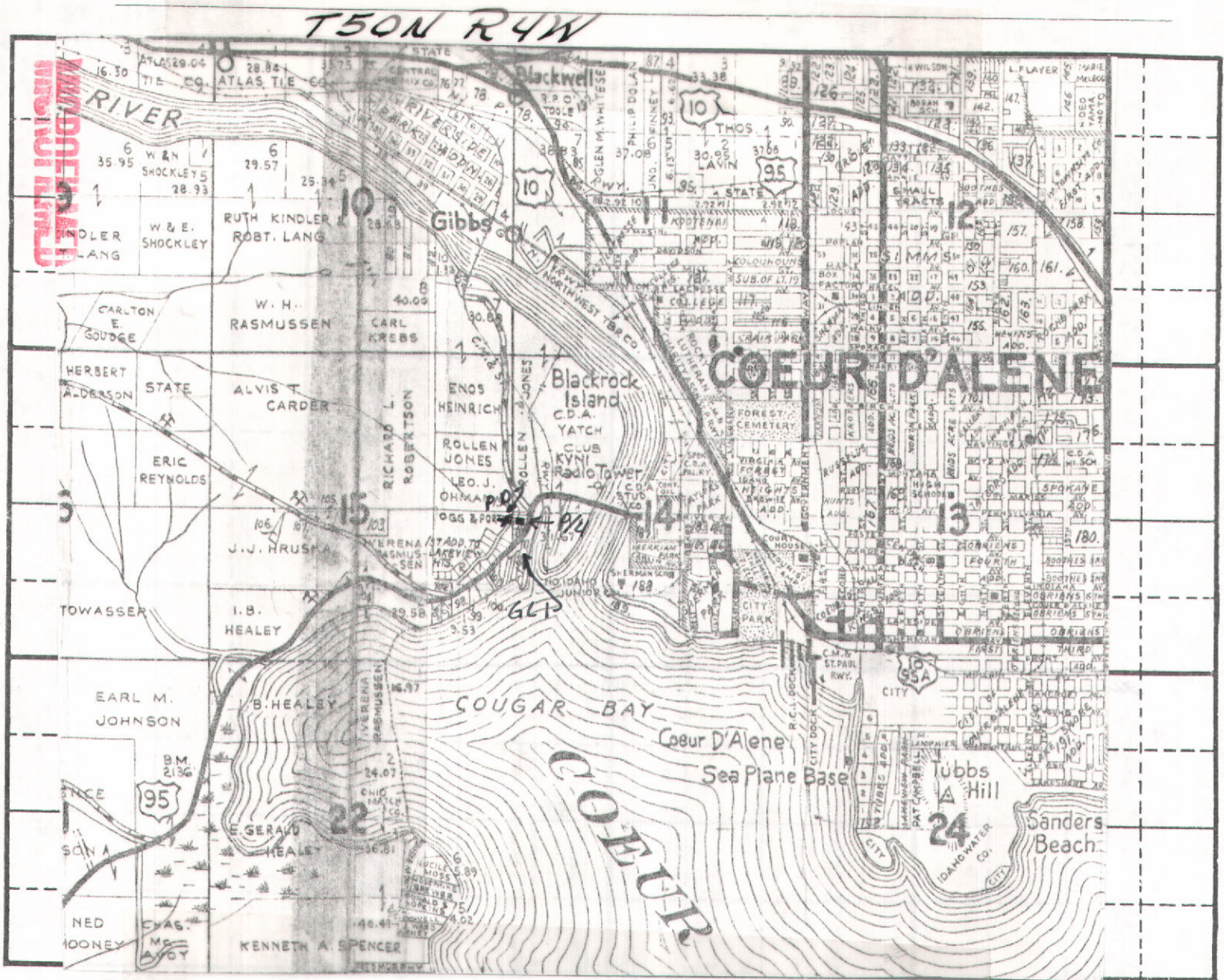


(8) Remarks _____



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 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 6th day of May, 1983

Eva S. Agg (Claimant)
James H. Agg
Notary Public
Residing at Shoshone

My commission expires Life

FOR DEPARTMENT USE ONLY

From Orig. { Received by JK Date 5-5-83 Exception filed by: _____ Forwarded to claimant by: _____ Date _____
Prelim. check by JK Date 5-6-83
\$30.00 fee received by Pms/TK Date 5-6-83 (26658)
Published in Coeur d'Alene Press
Dates 6/9-16/83

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

(Name of Claimant)

Telephone No. 664-6276

(1) Date of priority: (When was the water first applied to a beneficial use) 1951

Spring tributary to Dinks

(Mo., Day)

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

NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 15 Twp. 50N Rge. 4W B.M., County of Kootenai

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. Gravity flow pipeline to reservoir then to home

[illegible]

No. of acres

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

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:

AFFIDAVIT OF PUBLICATION

JUN 20 1983

NOTICE OF CLAIMS TO WATER RIGHTS
The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

94-4183
DAMIANO, DAVID A.
14322 WILLOW RD., MEAD, WA 99021

Source: BELL CREEK trib. to ANDERSON LAKE
Priority Date: 07/01/1969
Diversion Pt: SWNE Sec 05 T 47N R 03W
Use: IRRIGATION (0.1330 CFS)
In: SWNE NWNE Sec 06 T 47N R 03W FOR 15 ACRES

95-4808
VAN KLEECK, DONALD A. &/or DOROTHY E.
W. 2350 HWY. 96, COEUR D ALENE, ID 83814

Source: COEUR D ALENE LAKE trib. to SPOKANE RIVER
Priority Date: 01/01/1900
Diversion Pt: LOT 02 Sec 15 T 50N R 04W
Use: IRRIGATION (0.20 CFS)
In: LOT 02 Sec 15 T 50N R 04W FOR 7 ACRES

95-4811
OGG, EVA S.
N. 695 LAKEVIEW DR., COEUR D ALENE, ID 83814
Source: SPRING trib. to SINKS
Priority Date: 01/01/1961
Diversion Pt: NESE Sec 15 T 50N R 04W
Use: DOMESTIC (0.04 CFS)
In: LOT 01 Sec 14 T 50N R 04W

95-4813
WHITE, DARREL &/or KATHY E. 5300 CORBIN HILL RD., HAYDEN LAKE, ID 83835
Source: SPRINGS trib. to SINKS
Priority Date: 01/01/1933
Diversion Pt: SWNW Sec 08 T 42N R 03W
Use: DOMESTIC (0.04 CFS)
In: NWNW Sec 09 T 42N R 03W

95-4814
FINCH, IVALEE
N. 2961 IVALEE DR., POST FALLS, ID 83854
Source: GROUNDWATER
Priority Date: 01/01/1948
Diversion Pt: LOT 04 (NENE) Sec 08 T 50N R 04W
Use: DOMESTIC (0.06 CFS)
In: LOT 04 (NENE) Sec 08 T 50N R 04W

95-4815
KIESBUY, DON
2914 FERNAN HILL RD., COEUR D ALENE, ID 83814
Source: GROUNDWATER
Priority Date: 01/01/1960
Diversion Pt: LOT 04 Sec 04 T 51N R 05W
Use: DOMESTIC (0.04 CFS)
In: LOT 04 Sec 04 T 51N R 05W

95-4816
JESSICK, EARL L. &/or JEANNE &/or ROSE MARY
W. 1620 BLACKWELL RD., COEUR D ALENE, ID 83814
Source: SPRING trib. to COEUR D ALENE LAKE
Priority Date: 01/01/1947
Diversion Pt: NESE Sec 15 T 50N R 04W
Use: DOMESTIC (0.06 CFS)
In: NESE Sec 15 T 50N R 04W

95-4817
SCHWENDIMAN, ROBERT DEE &/or LYNN E.
S. E. 1100 SPRING ST., PULLMAN, WA 99163
Source: SPRING trib. to SINKS
Priority Date: 01/01/1966
Diversion Pt: LOT 04 Sec 04 T 47N R 04W
Use: DOMESTIC (0.04 CFS)
In: LOT 04 Sec 04 T 47N R 04W

95-4818
PRAIRIE WATER ASSN.
C/O JOE ZELLER, E. 2870 HUCKLEBERRY LN, POST FALLS, ID 83854
Source: GROUNDWATER
Priority Date: 01/01/1959
Diversion Pt: NWSW Sec 25 T 51N R 05W
Use: IRRIGATION (2.50 CFS)
In: SWNW NESW NWSW SWSW SESW Sec 25 T 51N R 05W SENE Sec 26 T 51N R 05W FOR 220 ACRES

95-4819
HULL, PAUL F.
STAR RT., COEUR D ALENE, ID 83814
Source: SPRING trib. to KIDD ISLAND CREEK
Priority Date: 09/01/1958
Diversion Pt: SWNW Sec 02 T 49N R 04W
Use: IRRIGATION (0.06 CFS); STOCKWATER (0.06 CFS); DOMESTIC (0.06 CFS)
In: SENW Sec 02 T 49N R 04W SWNW SENW Sec 02 T 49N R 04W FOR 1 ACRES

STATE OF IDAHO,
County of Kootenai, } ss.

Department of Water Resources
Northern District Office

Carol Hodge 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 issue of said newspaper for *2* consecutive *weeks* commencing on the *9* day of *June*, 19*83* and ending on the *16* day of *June*, 19*83*, 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 *16* day of *June*, 19*83*.

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

95-4820
STROPE, FLEETA I.
P. O. BOX 138, SILVERTON, ID 83857
Source: COEUR D ALENE LAKE trib. to SPOKANE RIVER
Priority Date: 06/01/1945
Diversion Pt: LOT 04 Sec 08 T 48N R 03W
Use: DOMESTIC (0.06 CFS)
In: LOT 04 Sec 08 T 48N R 03W

95-4821
POINTNER, JOHN C. &/or CALLIE S.
601 LAKESIDE AVE., COEUR D ALENE, ID 83814
Source: COEUR D ALENE LAKE trib. to SPOKANE RIVER
Priority Date: 01/01/1964
Diversion Pt: SWNW Sec 22 T 50N R 04W
Use: FIRE PROTECTION (2.80 CFS)
In: SWNW Sec 22 T 50N R 04W

95-4822
KYLE, ALLAN D.
RT. 1 BOX 93, ATHOL, ID 83801
Source: UNNAMED STREAM trib. to SAGE CREEK
Priority Date: 01/01/1910
Diversion Pt: NESE Sec 35 T 53N R 03W
Use: IRRIGATION (0.06 CFS); STOCKWATER (0.0150 CFS); DOMESTIC (0.06 CFS)
In: NWNE SWNE Sec 35 T 53N R 03W SWNE SENE Sec 35 T 53N R 03W NWNE SWNE Sec 35 T 53N R 03W FOR 3 ACRES

95-4823
SWARTZ, DON H.
P. O. DRAWER AM, MOSES LAKE, WA 98837
Source: COEUR D ALENE LAKE trib. to SPOKANE RIVER
Priority Date: 01/01/1911
Diversion Pt: NWNW Sec 10 T 49N R 04W
Use: IRRIGATION (0.40 CFS); DOMESTIC (0.04 CFS)
In: NENE Sec 09 T 49N R 04W NWNW Sec 10 T 49N R 04W FOR 4 ACRES

95-4824
HUGHES, ELDRED E.
S. 290 SPOKANE ST., POST

FALLS, ID 83864
Source: GROUNDWATER
Priority Date: 01/01/1941
Diversion Pt: NENW Sec 10 T 50N R 03W
Use: IRRIGATION (0.27 CFS); DOMESTIC (0.18 CFS)
In: NENW Sec 10 T 50N R 03W FOR 2 ACRES

95-4412
BROOKE, MARCELLA
1321 WEBSTER AVE., PALO ALTO, CA 94301
Source: SPIRIT LAKE trib. to SPIRIT CREEK
Priority Date: 01/01/1918
Diversion Pt: LOT 06 Sec 07 T 53N R 04W
Use: IRRIGATION (0.03 CFS); DOMESTIC (0.06 CFS)
In: LOT 06 Sec 07 T 53N R 04W FOR 1 ACRES

95-4421
KYLE, ALLAN D.
RT. 1 BOX 93, ATHOL, ID 83801
Source: SAGE CREEK trib. to SINKS
Priority Date: 01/01/1962
Diversion Pt: SENE SWNE Sec 35 T 53N R 03W
Use: IRRIGATION (1.80 CFS); STOCKWATER (0.05 CFS)
In: NENE SWNE SENE NWSE Sec 35 T 53N R 03W SWNE SENE Sec 35 T 53N R 03W FOR 90 ACRES

95-4425
OSTEYEE, MONTE
RT. 1 BOX 102A, ATHOL, ID 83801
Source: SPRING trib. to SINKS
Priority Date: 01/01/1960
Diversion Pt: SWNE Sec 03 T 52N R 03W
Use: IRRIGATION (0.06 CFS); STOCKWATER (0.02 CFS); DOMESTIC (0.04 CFS)
In: SESW Sec 34 T 53N R 03W FOR 2 ACRES

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 4065 Gov't Way, Coeur d'Alene, ID 83814.

KEN DUNN, Dir.
Legal 48
June 9, 1983

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

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

February 18, 1983

95-411

Mrs. Eva S. Ogg
N. 695 Lakeview Dr.
Coeur d'Alene, Id. 83814

Dear Mrs. Ogg:

When the waters from a spring arise on your property and sink back into the ground without crossing a property line, then the waters from the spring are considered to be private waters and not subject to the water appropriation statutes of this State. Since it is not necessary to make private water grants a matter of public record, it is not necessary that you file a claim; you may, however, if you wish.

I am returning your Claim to a Water Right to allow you the opportunity of filing if you wish. If you do, you must clarify Item Nos. 3, 4 and 6a in accordance with the enclosed instructions. Please have the claim notarized and return it to this office with a \$30.00 filing fee.

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

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - Claim
Instructions

RECEIVED
FEB 21 1983
WATER RESOURCES

95-7064

111 From CDA LAKE
2-16-83-TH

Coeur d'Alene, Idaho
February 9, 1983

NO Check
STATE OF IDAHO

Department of Water Resources

Dear Sirs:

I am enclosing an application filled out for a water right to domestic water from a spring which is on my property, is completely contained on the property and used for domestic purposes only. I am not sure that I am required to file for a water right under those conditions. I would like to be assured by you of the exact conditions under which I would have to secure a water right.

The original water right was granted to owners of this property by the now defunct Blackwell Mill. Twelve water rights were granted to residents of this area and have been in continuous use since 1940.

It is not clear to me whether the State of Idaho wants to grant a water right under such conditions or whether the original grant for a water right for such uses is considered sufficient.

I will appreciate a clarification of the issue. Thank you.

Sincerely,

Eva S. Ogg

RECEIVED
FEB 10 1983

Department of Water Resources
Northern District Office

MICROFILMED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number 95-4611 Applicant Ogg

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.

** Mrs Ogg will come in May 9 or 10*

FINAL REGIONAL PROCESSING REVIEW:

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

By [Signature] Date 7/11/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By RC Date 7/18/83

RECEIVED
JUL 18 1983

Department of Water Resources

DEPT. OF WATER RESOURCES

95-4611-

000. EVA S.

N. 695 LAKEVIEW DR., COEUR D ALENE, ID 83814

Source: SPRING trib. to SINKS

Priority Date: 01/01/1951

Diversion Pt: NESE Sec 15 T 50N R 04W

Use: DOMESTIC (0.04 CFS)

In: LOT 01 Sec 14 T 50N R 04W

MICROFILMED

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

JUNE 20, 1983

EVA S. DGG
N. 695 LAKEVIEW DR.
COEUR D ALENE ID 83814

RE: Claim No. 95-4611

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

REPRODUCTION



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
~~Executive Director~~
Director

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

February 17, 1983

Mrs. Eva S. Ogg
N. 695 Lakeview Dr.
Coeur d'Alene, Id. 83814

Dear Mrs. Ogg:

When the waters from a spring arise on your property and sink back into the ground without crossing a property line, then the waters from the spring are considered to be private waters and not subject to the water appropriation statutes of this State. Since it is not necessary to make private water grants a matter of public record, it is not necessary that you file a claim; you may, however, if you wish.

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

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - Claim
Instructions

Dear Mr. King: I hope my explanations are satisfactory. The water I get is for domestic use only - no irrigation, not even water lawn. I enclose \$30.00 - Check. Sincerely,

RECEIVED