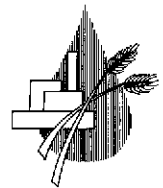


No Color
Documents
In File

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 Howard Burdette Middlewood, Jr & Elizabeth Mary Middlewood dba
(Name of Claimant)

SQUAW BOY STORE & RESORT, Rt 2, Box 130, Harrison, ID 83833 Telephone No. 208/664-6782
(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 10, 1970

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 _____

(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, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive) (Mo., Day)	(Mo., Day)
Quantity <u>.04 cfs</u>	Use <u>DOMESTIC</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity <u>1.20</u>	Use <u>COMMERCIAL (Campground)</u>	Period of Use From <u>4-1</u>	To <u>10-30</u>
Quantity <u>.12</u>	Use <u>COMMERCIAL (Resort)</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 _____

(4) 1.36 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)

SW 1/4 NW 1/4, Sec. 4 Twp. 49 N Rge. 3 W B.M., County of Kootenai

Additional points of diversion: _____

(Note: Legal description refers to Government lot 5, Section 4)

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. Pump and pipeline. Original (9/70) 1 hp jet pump and 450' 1 1/2" plastic pipe. Est. capacity 10-15 gpm. Replaced 10/81, 2 hp submersible and 370' 1 1/2" PVC; est. capacity 20-25 gpm.

(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	
49 N	3 W	4							X			X							

No. of acres 372

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Public water system furnishing water for domestic and campground use.

NOTE: Include here the type and number of stock watered: None

(7) If you are claiming water as a member of an organization, list name of organization: N/A

MICROFILMED

Dates

Published in

Received by

Prelim. check by

\$0.00 fee received by

Date

Date

Date

FOR DEPARTMENT USE ONLY

Forwarded to

Date

My commission expires

3-24-84

Notary Public

Residing at

McKoney, Harvey

(Claimant)

Edward G. McDonald

Sworn to before me this 29th day of November, 1981

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.

State of Idaho

County of

Boonville

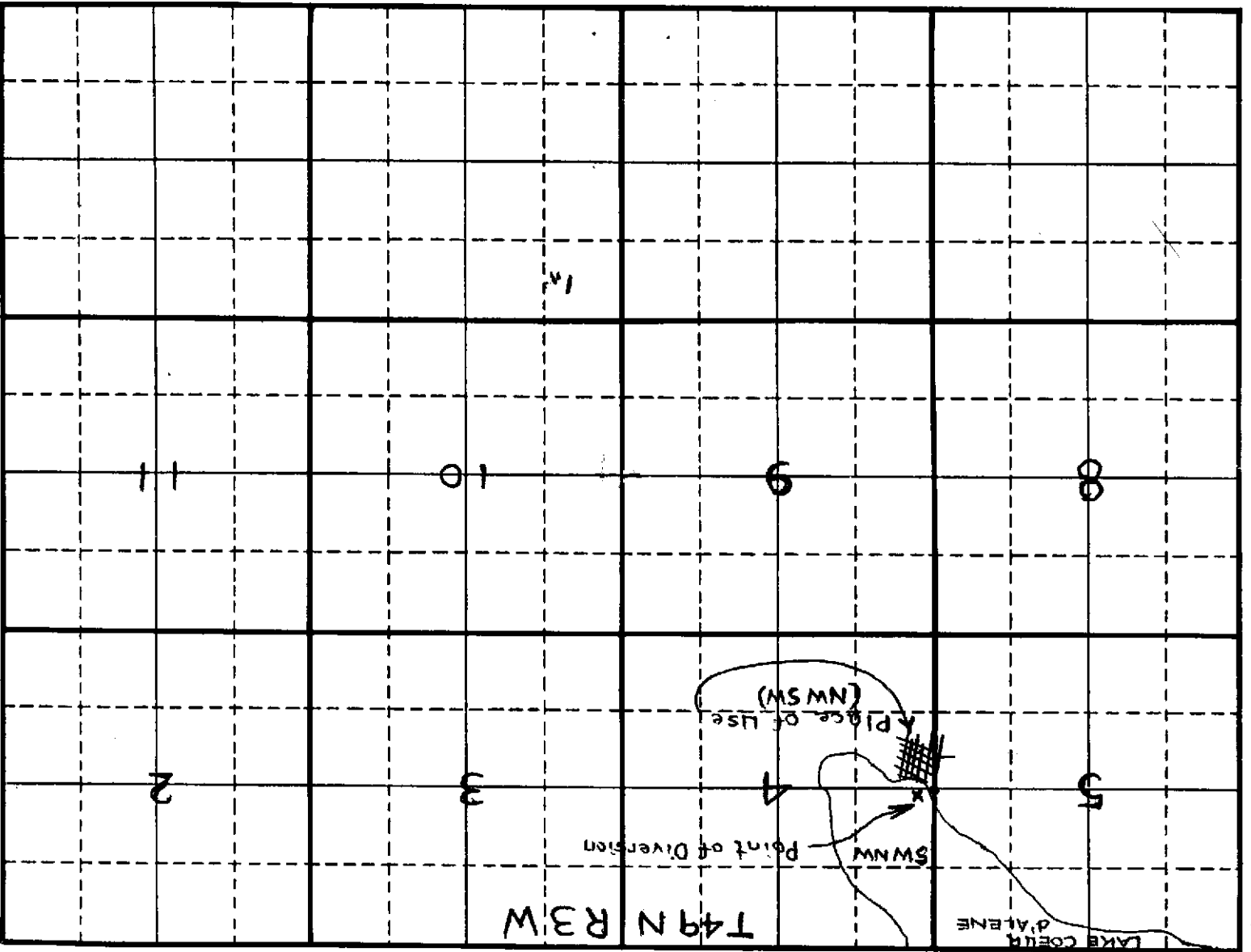
ss.

)

)

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.

Scale: 2 inches equal 1 mile.



(8) Remarks Replacement Submersible pump replaces 2 hp jet pump at point of diversion and a second 2 hp jet pump 500' east of point of diversion also installed 9/70. Second jet pump has been eliminated.

AFFIDAVIT OF PUBLICATION

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:

95-4481

MIDDLEWOOD, JR., HOWARD
MIDDLEWOOD, ELIZABETH
MARY
SQUAW BAY STORE AND RESORT

RT. 2 BOX 130, HARRISON, ID 83833

Source: COEUR D'ALENE LAKE tributary to SPOKANE RIVER

Priority Date: 09/10/1970

Amount: 1.36 CFS

Diversion Point: SWNW Sec 04 T 49N R 03W, KOOTENAI Co.

Use: COMMERCIAL (0.12 CFS) from 01/01 to 12/31; COMMERCIAL (1.20 CFS) from 04/01 to 10/30; DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: NWSW Sec 04 T 49N R 03W

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

Legal 941

Dec. 17, 24, 1981

STATE OF IDAHO,
County of Kootenai,

ss.

Arlene Hancock 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 Claims to Water Rights

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 17 day of Dec, 1981, and ending on the 24 day of Dec, 1981, 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.

Arlene Hancock

Subscribed and sworn to before me this 24 day of Dec, 19 81.

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

95-4481

~~CONFIDENTIAL~~

December 4, 1981

Ms. Elisabeth Middlewood
Squaw Lay Store & Resort
Rt. 2 Box 130
Harrison, Id. 83833

Dear Ms. Middlewood:

We are returning your Check No. 92-310 in the amount of \$30.00 and your Claim to a Water Right for clarification of the place of use.

In Item No. 6.a., you have indicated the place of use as being within the SWNW, Sec. 4, the map however shows the place of use within the NWSN, Sec. 4. Please correct and return the claim and fee to this office.

If you have any questions, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - Check
Claim

CONFIDENTIAL

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: LB

Right Number 95-4481 Applicant Middlewood

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 pm Date 12/29/81

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By kw Date 1/19/82

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RECEIVED
JAN 19 1982

Department of Water Resources

RECEIVED

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't lot rediv. (R) REACH

IDAHO STREAM CODE INDEX

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TRACT SEC TWP RGE gov't lot rediv. (R) REACH
SWND 04 H9W 03W 113.3

95-4481

MIDDLEWOOD, JR., HOWARD
MIDDLEWOOD, ELIZABETH MARY
SQUAW BAY STORE AND RESORT

RT. 2 BOX 130, HARRISON, ID 83833

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COMMERCIAL	(1.20 CFS)	from 04/01 to 10/30
DOMESTIC	(0.04 CFS)	from 01/01 to 12/31

Place of Use: NWSW Sec 04 T 49N R 03W

RECEIVED
JAN 17 1971

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
C. STEPHEN ALLRED
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

JANUARY 4, 1982

HOWARD MIDDLEWOOD, JR.
ELIZABETH MARY MIDDLEWOOD
SQUAW BAY STORE AND RESORT
RT. 2 BOX 130
HARRISON ID 83833

RE: Claim No. 95-4481

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. Harnes, P.E.
Regional Supervisor

Enclosure

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
~~G. Stephen Dunn~~
Director

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

December 4, 1981

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TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - Check
Claim

RECEIVED

DEC 9 1981

Department of Water Resources
Northern District Office

MICROFILMED