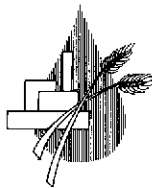


No Color
Documents
In File

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 Martin & Barbara Mueller
(Name of Claimant)
Rt #3, Box 533, Coeur d'Alene, Id. 83814 (Mailing Address) Telephone No. 1067-1909 (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) 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 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)
Unnamed Stream tributary to Alder Creek

(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	0.02	Use	Domestic	Period of Use From	1-1 To 12-31
Quantity	0.02	Use	Irrigation	Period of Use From	3-15 To 11-15
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, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW 1/4 SE 1/4, Sec. 35 Twp. 50N Rge. 24 B.M., County of Kootenai
Additional points of diversion:

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.
2' dam across stream with siphon to reservoir then by pump & pipe line

(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	
50N	24	35															X		1/2

No. of acres 1/2

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

RECORDED

MAR 04 1988

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:

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.

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.

(Claimant)

Residing at



\$20.00 fee received by
Published in

25

18/6/5
19/6/5

15/10/20

1988 7 0 11

claimant by:

FOR DEPARTMENT USE ONLY

Exception filed by: 2/1/82

CEW

Date _____

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:

95-4465
PINCHUM, WALTER JERRY
2280 S.E. RYAN ST. COR.
VALLIS, OR 97338

Source: SPRING tributary to
TURNER CREEK

Priority Date: 07/01/1958

Amount: 0.1050 CFS

Diversion Point: SESW Sec 20 T
49N R 03W, KOOTENAI Co.

Use: IRRIGATION (0.06 CFS)
from 04/01 to 11/01; STOCK-
WATER (0.0050 CFS) from 01/01
to 12/31; DOMESTIC (0.04 CFS)
from 01/01 to 12/31

Place of Use: SWNE Sec 20 T 49N
R 03W FOR 3 ACRES

95-4466
MUELLER, MARTIN &/or
BARBARA

RT. 3 BOX 533, COEUR
D'ALENE, ID 83814

Source: UNNAMED STREAM
tributary to ALDER CREEK

Priority Date: 01/01/1957

Amount: 0.04 CFS

Diversion Point: SWSE Sec 35 T
50N R 02W, KOOTENAI Co.

Use: IRRIGATION (0.02 CFS)
from 03/15 to 11/15; DOMESTIC
(0.02 CFS) from 01/01 to 12/31

Place of Use: SWSE Sec 35 T 50N
R 02W FOR 1 ACRES

Any exception to any claim of
water right may be filed with the
Director of the Idaho Department
of Water Resources, 4065 Gov't
Way, Coeur d'Alene, Id, 83814.

C. STEPHEN ALLRED
Director

Legal 859

March 5, 12, 1981

STATE OF IDAHO,
County of Kootenai,

ss.

Jinda C. Exworthy 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 Right

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 5th day of March, 1981, and
ending on the 12th day of March, 1981, and such
publication was made as often during said period as said
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.

Jinda C. Exworthy
Subscribed and sworn to before me this 12th day of March

1981
NOTARIAL

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

MAR 04 1988

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JPB

Right Number 95-4466 Applicant Mueller

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 mo Date 3/18/81

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Lawrence Date 3/27/81

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

MARCH 23, 1981

MARTIN MUELLER
BARBARA MUELLER
RT. 3 BOX 533
COEUR D ALENE ID 83814

RE: Claim No. 95-4466

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

MICROFILMED

MAR 04 1988

MUELLER, MARTIN &/or BARBARA

RT. 3 BOX 533, COEUR D ALENE, ID 83814

Source: UNNAMED STREAM tributary to ALDER CREEK

Priority Date: 01/01/1957

Amount: 0.04 CFS

Diversion Point: SWSE Sec 35 T 50N R 02W, KOOTENAI Co.

Use: IRRIGATION	(0.02 CFS)	from 03/15 to 11/15
DOMESTIC	(0.02 CFS)	from 01/01 to 12/31

Place of Use: SWSE Sec 35 T 50N R 02W FOR 1 ACRES

MICROFILMED

MAR 04 1988