

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:

95-4461

ALMAS, DEWEY P.
RT. 3 BOX 180, HAYDEN LAKE,
ID 83835

Source: SPRING tributary to
SINKS

Priority Date: 01/01/1955

Amount: 0.04 CFS

Diversion Point: LOT 04 (SWSW)

Sec 31 T 52N R 03W, KOOTENAI
Co.

Use: DOMESTIC (0.04 CFS) from
01/01 to 12/31

Place of Use: NWNW Sec 06 T
51N 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.

C. STEPHEN ALLRED
Director

Legal 476

Oct. 16, 23, 1980

STATE OF IDAHO, } ss.
County of Kootenai,

Linda Araxthy 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 three
issue of said newspaper for 2 consecutive weeks,
commencing on the 16th day of Oct, 1980, and
ending on the 23rd day of Oct, 1980, 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.

Linda Araxthy
Subscribed and sworn to before me this 23rd day of Oct

1980

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

RECEIVED

NOV 21 1980

MICROFILMED Department of Water Resources
Northern District Office

LEADER

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 Dewey P. Almas
(Name of Claimant)
Rt 3 Box 180 Hayden Lake ID 83835 Telephone No. 772-5772
(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) For Household with Pump & Pipe Estimate 1955 by Donald Nunn

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)
Spring - Unnamed tributary to Unnamed 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:

Quantity	(cfs, gpd, AFA)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity <u>0.04 cfs</u>		Use <u>Domestic</u>		Period of Use From <u>Jan 1</u>	To <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

(4) 0.04 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source) E 1/2 SW 1/4 SW 1/4 (to 5 acres)
E 1/2 SW 1/4 SW 1/4 (to 4) 1/4, Sec. 31 Twp. 52N Rge. 3W 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. Concrete Block Spring house, 1 horsepower Centrif. 220 volt Pump and approx. 440 feet of one inch pipe. 1969 - Put deadman on Power line Pole. Apr May 1980 - Put up 2 New power line Poles, New Triplex Powerline and replaced worn out pump.

(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>51N</u>	<u>3W</u>	<u>6</u>						X											

No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Domestic and I water up to 4 Head of Horses and 15 Beef Cows.

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:

FOR DEPARTMENT USE ONLY

Received by Date 10/2/80 Prelim. check by Date 10/2/80 Fee received by Date 10/2/80 Published in Dates 10/16-23/80

Exception filed by: Forwarded to claimant by: Date

My commission expires 7-21-84

Sworn to before me this 9th day of September, 1980

 (Claimant)

 Notary Public

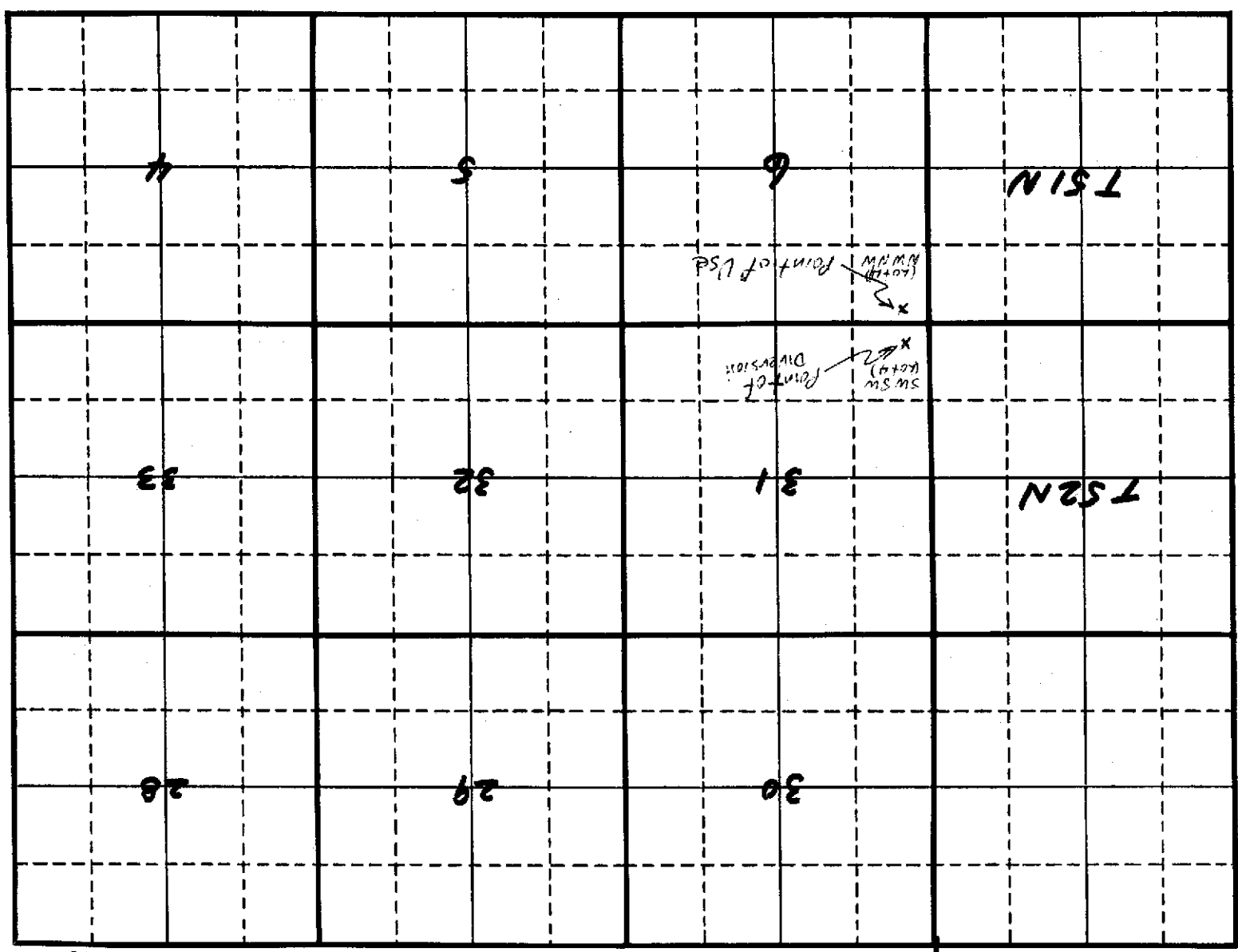
 Residing at

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 Ada)
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 Annex Powder Co. (Ed Langston) owned the House & Property in and
prior to 1965. In 1968 (March) I started renting the House from Annex. The
Point of Use. In July of 1968 I purchased the House & 40 acres (Point of Use).
After Agreing with my in-laws to sell the purchase of the 80 acres including the
Point of Diversion. AD.

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C. STEPHEN ALLRED
Director

Legal 476

Oct. 16, 23, 1980

STATE OF IDAHO, }
County of Kootenai, } ss.

Linda Axworthy 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.

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Water Rights

of which the annexed is a printed copy, was published in the regular times
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Subscribed and sworn to before me this 23rd day of Oct
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Roberta Manley
Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.

MICROFILMED

LEADER

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: ZK

Right Number 95-4461 ~~Applicant~~ Almas

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 [Signature] Date 11/7/80

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By [Signature] Date 11/14/80

MICROFILMED

95-4461-

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Place of Use: NWNW Sec 06 T 51N R 03W

MICROFILMED

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

NOVEMBER 3, 1980

DEWEY P. ALMAS
RT. 3 BOX 180
HAYDEN LAKE ID 83835

RE: Claim No. 95-4461

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

RECORDED