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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 James D. Peters
W. 5989 Seltice Blvd. Post Falls, Id. 83854 Telephone No. 664-6908
(Mailing Address) (Zip Code) (Name of Claimant)

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) 1910

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)
Groundwater 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>0.04</u>	Use <u>Domestic</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
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 ¼ SE ¼, Sec. 5 Twp. 50N Rge. 4W 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. 1 h.p. submersible pump and 6" pipe.

(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.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
50N	4W	5															X		

No. of acres

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

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:

(8) Remarks

M7 NOS

[illegible]

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

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.

attain's knowledge.

Sworn to before me this 14 day of March

Notary Public

Residing at

My commission expires _____
Life

3117

FOR DEPARTMENT USE ONLY

Received by

Prelim. check by

\$20.00 fee received by

Published in

Dates

Exception filed by:

Date

~~Date~~

Y

claimant by:

Date _____

AFIDAVIT 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:

95-4447

DITZLER, L.M. &/or M.L.
1275 E. 2ND, WEIZER, ID 83672
Source: COEUR D'ALENE
LAKE tributary to SPOKANE
RIVER
Priority date: 01/01/1967
Amount: 0.04 CFS
Diversion Point: LOT 02 Sec 03 T
47N R 04W, KOOTENAI Co.
Use: DOMESTIC (0.04 CFS) from
01/01 to 12/31
Place of Use: LOT 03 Sec 03 T 47N
R 05W
Diversion Means: PUMP

95-4448

PETERS, JAMES D.
W. 5089 SELTICE BLVD., POST
FALLS, ID 83854
Source: GROUNDWATER

Priority date: 05/01/1966
Amount: 0.04 CFS
Diversion Point: NWSE Sec 05 T
50N R 04W, KOOTENAI Co.
Use: DOMESTIC (0.04 CFS) from
01/01 to 12/31
Place of Use: NWSE Sec 05 T 50N
R 04W
Diversion Means: CISTERN AND
PIPELINE

95-4449

PETERS, JAMES D.
W. 5089 SELTICE BLVD., POST
FALLS, ID 83854
Source: GROUNDWATER
Priority Date: 01/01/1910
Amount: 0.04 CFS
Diversion Point: SWSE Sec 05 T
50N R 04W, KOOTENAI Co.
Use: DOMESTIC (0.04 CFS) from
01/01 to 12/31
Place of Use: SWSE Sec 05 T 50N
R 04 W
Diversion Means: PUMP AND
PIPELINE

95-4285

MC COY, THEODORE E. &/or
JEAN E.
Rt. 1 Box 92F, ATHOL, ID 83801
Source: SPRINGS
Priority Date: 01/01/1930
Amount: .06 CFS
Diversion Point: NWSW NESW Sec
35 T 53N R 03W, KOOTENAI Co.
Use: STOCKWATER (0.02 CFS)
from 01/01 to 12/31. DOMESTIC
(0.04 CFS) from 01/01 to 12/31
Place of Use: NESW SWSW
SESW Sec 35 T 53N R 03W
Diversion Means: COLLECTION
BOX, PIPE AND POND.

Any exception to any claim of
water right may be filed with the
Director of the Idaho Department
of Water Resources, 4084 Gov't
Way, Coeur d'Alene, ID. 83814.

C. STEPHEN ALLRED
Director

Legal 773
March 27, Apr. 3, 1980

STATE OF IDAHO,
County of Kootenai,

} ss.

Charles Nedge

Department of Water Resources
Northern District Office
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 *27* day of *March*, 19*80*, and ending on the *3* day of *April*, 19*80*, 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.

Charles Nedge

Subscribed and sworn to before me this

3 day of *April*

19*80*

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

27.72
LEADER

RECEIVED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number 95-4449 Applicant Peters

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 _____ Date _____

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Jmi Date 4/22/80

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

APRIL 14, 1980

JAMES D. PETERS
W. 5989 SELTICE BLVD.
POST FALLS ID 83854

RE: Claim No. 95-4449

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

95-4449-

PETERS, JAMES D.

W. 5989 SELTICE BLVD., POST FALLS, ID 83854

Source: GROUNDWATER

Priority Date: 01/01/1910

Amount: 0.04 CFS

Diversion Point: SWSE Sec 05 T 50N R 04W, KOOTENAI Co.

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

Place of Use: SWSE Sec 05 T 50N R 04W

Diversion Means: PUMP AND PIPELINE.

RECORDED