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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. The filing of this claim does not confirm the water right but will serve for information purposes only. It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that THOMAS D. OR ALMA I. EMERSON
(name of claimant)
of 1111 MOUNTAIN, COEUR D'ALENE, ID
(mailing address), claims a right to the diversion and beneficial use of
the public water of the State of Idaho

The extent and nature of said claim is as follows:

(1) Describe source of water: (name of stream, lake, spring, etc., or ground water) COEUR D'ALENE LAKE
, tributary to, _____

(2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Amount <u>0.04</u>	Use <u>DOMESTIC</u>	Period of Use: From <u>JAN 1</u> To <u>DEC 31</u>
Amount _____	Use _____	Period of Use: From _____ To _____
Amount _____	Use _____	Period of Use: From _____ To _____
(cfs, gpm or a/f)	(dom., irri., stock, etc.)	(both dates inclusive)

(3) Total quantity of water claimed: 0.04 cubic feet per second, or _____ acre feet
per annum, and/or _____ gallons per minute.

(4) Priority claimed: (the date water was first applied to beneficial use) APRIL 1968

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 to this rule is that a claim may be filed on domestic use from a ground-water source.

(5) A) Point of diversion: (give location of point where water is diverted from its source)
600 LOT 1 $\frac{1}{4}$, Sec. 35 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. PUMP AND PIPELINE

(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.

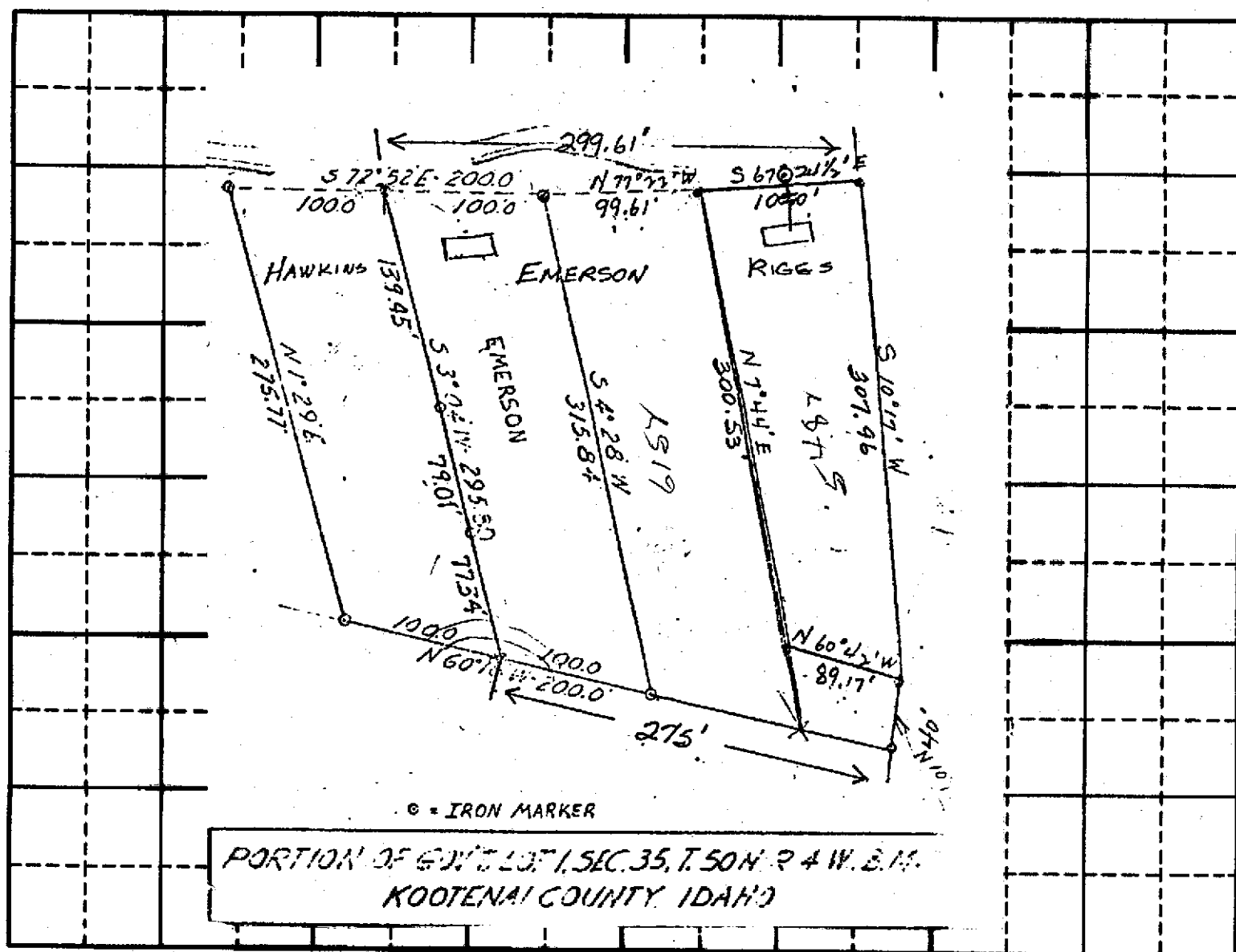
T	R	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTAL
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
<u>50N</u>	<u>4W</u>	<u>35</u>	<u>020</u>	<u>LOT 1</u>															

Total No. of acres _____

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible:
DOMESTIC USE - ONE HOUSEHOLD

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

(8) Remarks TAX#5482



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 affiants knowledge.

Sworn to before me this 25 day of January

(Claimant)

Notary Public

Residing at Colt

My commission expires Lifetime

For Department Use Only

Received by <u>HK</u>	Date <u>1/25/79</u>	Exception filed by: <u>#1042</u>	Forwarded to claimant by:	Date
Prelim. check by <u>HK</u>	Date <u>1-26-79</u>			
\$10.00 fee received by <u>HK</u>	Date <u>1/25/79</u>			
Approved for publication by <u>pm</u>	<u>1/31/79</u>			
Published in <u>CD & Bros</u>				
Dates <u>2/8 & 15/79</u>				

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

95-7886

Emerson, Thomas O. &/or Alma I.

1111 Mountain Avenue, Coeur d'Alene, Id. 83814

Source: Coeur d'Alene Lake

Date Filed: January 25, 1979

Amount: 0.04 cfs

Diversion Point: Lot 01 Sec 35 T 50N R 04W, Kootenai County.

Use: Domestic (0.04 cfs) from January 1 to December 31

Place of Use: Lot 01 Sec 35 T 50N R 04W

Diversion Means: Pump and pipeline.

95-7887

Eggart, Lois M.

Route 3, Box 43, Hayden Lake, Id. 83835

Source: Unnamed stream

Date Filed: January 26, 1979

Amount: 1.00 cfs

Diversion Point: SWSW Sec 04 T 52N R 03W, Kootenai County

Use: Irrigation (1.00 cfs) from March 15 to November 15.

Place of Use: SWSW SESW Sec 04 T 52N R 03W for 50 acres

Diversion Means: Collection pond, storage pond.

95-7888

Emerson, Thomas O. &/or Alma I.

1111 Mountain Avenue, Coeur d'Alene, ID 83814

Source: Coeur d'Alene Lake

Amount: 0.20 cfs

Diversion Point: Lot 01 Sec 35 T 50N R 04W, Kootenai County

Use: Fire protection (0.20 cfs) from January 1 to December 31.

Place of Use: Lot 01 Sec 35 T 50N R 04W

Diversion Means: Pump, hose and sprinklers.

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of

any permit must be filed with the Director of the Idaho Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, ID, 83814 on or before February 26, 1979.

C. STEPHEN ALLRED

Director

Feb. 8, 15, 1979

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:

95-4044

Emerson, Thomas O. &/or Alma I.

1111 Mountain Avenue, Coeur d'Alene, ID 83814

Source: Coeur d'Alene Lake

Priority Date: June 1 1963

Amount: 0.04 cfs

Diversion Point: Lot 01 Sec 35 T 50N R 04W, Kootenai County

Use: Domestic (0.04 cfs) from January 1 to December 31

Place of Use: Lot 01 Sec 35 T 50N R 04W

Diversion Means: Pump and pipeline.

95-4405

Emerson, Thomas O. &/or Alma I.

1111 Mountain Avenue, Coeur d'Alene, ID 83814

Source: Coeur d'Alene Lake

Priority Date: April 1 1968

Amount: 0.04 cfs

Diversion Point: Lot 01 Sec 35 T 50N R 04W, Kootenai County

Use: Domestic (0.04 cfs) from January 1 to December 31

Place of Use: Lot 01 Sec 35 T 50N R 04W

Diversion Means: Pump and pipeline

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 458

Feb. 8, 15, 1979

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

} ss.

Charles Hedge

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

Three weeks

commencing on the

8

day of

Feb

19 *79*

ending on the

15

day of

Feb

19 *79*

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.

Charles Hedge

Subscribed and sworn to before me this

15

day of

Feb

19 *79*

Roberta Manley

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

LEADER

MICROFILMED

40.32

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: TK

Right Number

95-4405

claimant Emerson

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.

copy to Dept. Lands

FINAL REGIONAL PROCESSING REVIEW:

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

By

gma

Date

2/22/79

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

S.T.

Date

3/2/79

MICROFILMED

95-4405-

EMERSON, THOMAS O. &/or ALMA I.

1111 MOUNTAIN AVENUE, COEUR D'ALENE, ID 83814

Source: COEUR D'ALENE LAKE

Priority Date: 04/01/1968

Amount: 0.04 CFS

Diversion Point: LOT 01 Sec 35 T 50N R 04W, KOOTENAI Co.

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

Place of Use: LOT 01 Sec 35 T 50N R 04W

Diversion Means: PUMP AND PIPELINE

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 26, 1979

THOMAS O. EMERSON
ALMA I. EMERSON
1111 MOUNTAIN AVENUE
COEUR D'ALENE ID 83814

RE: Claim No. 95-4405

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