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Documents
In File

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 LAURA WILSON

(name of claimant)

of Box 21 HARRISON, ID 83833, claims a right to the diversion and beneficial use of
(mailing address)

(mailing address)

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) SPRING
 _____, tributary to POWDERHORN CR.

- (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 2 gpm Use DOMESTIC Period of Use: From JAN 1 To DEC 31

Amount	Use	Period of Use: From	To

Amount	Use	Period of Use: From	To
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(cfs, gpm
or a/f)

(dom., irri.,
stock, etc.)

(both dates inclusive)

- (3) Total quantity of water claimed: 2 gpm 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) 1947

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)

SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 19 Twp. 48N 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. COLLECTION BOX WITH
RESERVOIR.

- (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.

[illegible]

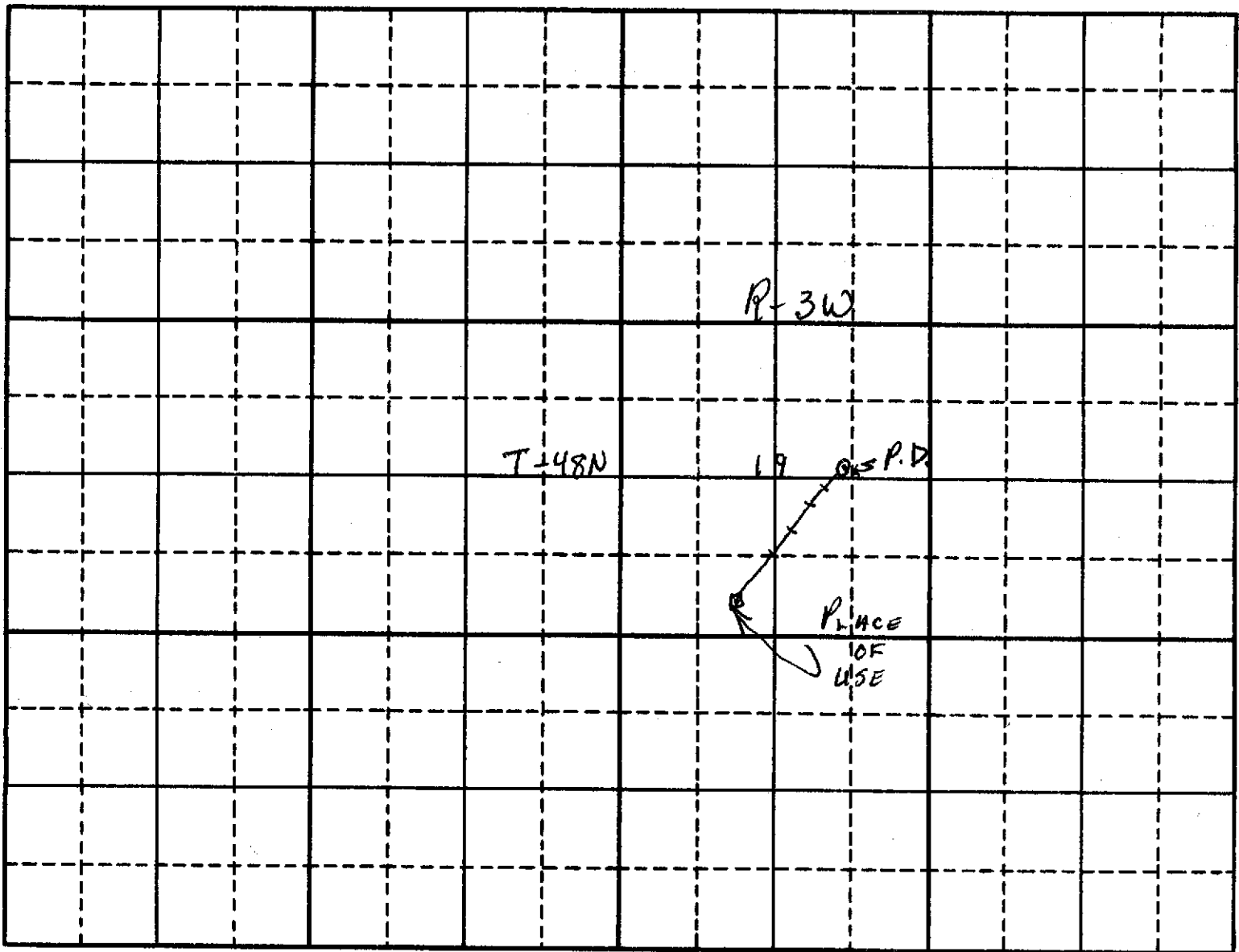
Total No. of acres _____

- 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: _____

(8) Remarks _____



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 10 day of July

Laura Wilson
(Claimant)

Robert D. Haynes, 19 78

Notary Public

Residing at

Cd A

My commission expires Lifetime

For Department Use Only

Received by <u>KK</u>	Date <u>7/10/28</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>KK</u>	Date <u>7/12/78</u>	<u>#10998</u>	claimant by:	
\$20.00 fee received by <u>KK</u>	Date <u>7/10/28</u>			
Approved for publication by				
Published in <u>Count of Adams P.D.</u>				
Dates <u>7-20-27-78</u>				
<u>OL. 7-28-78</u>				

AFFIDAVIT OF PUBLICATION

NOTICE OF CLAIM TO A WATER RIGHT NO. 95-4395

Notice is hereby given that Laura Wilson, Box 21, Harrison, Id. has filed a claim to a water right established by diversion and application to beneficial use of 2 gallons per minute of water from a spring with point of diversion in the SW 1/4 NE 1/4 Sec 19, T48N, R3W, B.M., Kootenai County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes with a priority of 1947; the place of use is within the SE 1/4 SW 1/4 Sec 19, T48N, R3W, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho, 83814.

C. STEPHEN ALLRED
Director

Published in the Coeur d'Alene Press, Coeur d'Alene, Id. on July 20 and July 27, 1978.
Legal No. 701
July 20, 27, 1978

STATE OF IDAHO,
County of Kootenai,

} ss.

Curae 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 20 2 consecutive issues, commencing on the 20 day of July, 1978, and ending on the 27 day of July, 1978, 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.

Subscribed and sworn to before me this

27 day of July, 1978

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



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

October 3, 1978

RE: Claim No. 95-4395 *file*

Laura Wilson
Box 21
Harrison, Id 83833

Dear Ms Wilson,

Please find enclosed a copy of a letter which we received in support of your Claim to a Water Right. It is unsigned and without an address. If the party involved wishes to lend support to your claim, they need to submit a notarized statement. I have been unable to contact them & inform them as such, however. I thought perhaps that you would know the party and you could have them submit the proper statement in your behalf.

If we may be of any further assistance, please do not hesitate to contact us.

Sincerely,

Alea Beito
Secretary

AB

Enclosure

MICROFILMED

Sept. 6, 1978

RECEIVED

SEP 28 1978

R.E. Claim No. 95-4395

Department of Water Resources
Northern District Office

The Department of Water Resources

Dear Sir:

Water from the spring described in papers of this claim, No. 95-4395, has supplied all of the household and domestic water for the residence of the Runnin' Water Herford Cattle Ranch since it was purchased in 1947 by John Procopio. It is to date still the only water supply for this same residence. I wish it to remain so.

Sincerely,

Microfilm

September 14, 1973

RE: Claim No. 95-4395

Laura Wilson
Box 21
Harrison, Id 83833

Dear Ms Wilson,

In reference to the above claim the enclosed is a copy of an exception filed by Mr H Wilson in connection with this claim under the provisions of Sec 42-244 of the Idaho Code, which states the following:

"At any time after the filing of a claim under the previous section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form accompanied by such proof as said person deems appropriate. An exception filed shall be made part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required."

Only the above action has been contemplated by the Idaho Legislature and we are not authorized to hold hearings or evaluate for confirmation or final censorship of the described rights.

If we may be of any further assistance, please feel free to contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH:ab

Enclosure

September 14, 1978

RE: Claim No. 95-4395

Mr H Wilson
Box 86
Harrison, Id 83833

Dear Mr Wilson,

We are in receipt of your objection to the above-referenced Claim to a Water Right. The following is a quote from the provisions under which this Claim has been filed (Section 42-244 of the Idaho Code):

"At any time after the filing of a claim under the previous section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form accompanied by such proof as said person deems appropriate. An exception filed shall be made part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required."

Only the above action has been contemplated by the Idaho Legislature and we are ~~not~~ authorized to hold hearings or evaluate for confirmation or final ownership of the described rights.

If we may be of any further assistance, please feel free to contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH:ab

RECEIVED

RECEIVED

SEP 18 1978

Department of Water Resources
Northern District Office

Ref. Claim # 95-4395

This spring is on property awarded to me in a divorce settlement and supplies a dwelling occupied by John Procopio since 1947 - He has a contract agreement to live in this house until he dies. At that time the rights to this spring water should revert back to its source. It supplies less than a quarter gallon per minute and is not suitable for normal domestic use. Also there is more than 1400 feet of pipe to maintain on my property - I have told John Procopio that he will have all rights to this water until he no longer lives in the aforementioned dwelling and at that time I will claim all rights to this water.

Witnessed this 13th day of September, 1978. Court clerk.

Wm. A. Wilson

Box 86

Wooten Co. Idaho
also Butte
Pothole, Id.

my
Commissioner
signs at
the end of
my lifetime

Harrison

MICROFILMED

3833



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN DISTRICT

4055 Government Way

667-6484

COEUR D' ALENE, IDAHO 83814

July 28, 1978

RE: Claim No. 95-4395

Laura Wilson

Box 21

Harrison, Id 83833

The Department of Water Resources has completed the processing of your claim to a water right, and no further action is authorized under Section 42-225a and 42-225b, Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of a claim does not, in itself, guarantee you a water right; it only records and preserves 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 in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with our office.

We are enclosing, for your records, a copy of your claim. If you have any questions, or if we may be of any further assistance, please contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH:ab

Enclosure

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

July 12, 1978

RE: Applications No. 95-7861, 96-7686, 96-7685, & 95-7860.
Claim No. 95-4395

Coeur d'Alene Press
SEcond & Lakeside
Coeur d'Alene, Id 83814

Gentlemen:

Enclosed is a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to our office along with the publication bill. Your cooperation in this matter is appreciated.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:ab

Enc: Legal Notice(s)

Bill McNeil
7-28-78
[Signature]

RECEIVED

NOTICE OF CLAIM TO A WATER RIGHT

NO. 95-4395

Notice is hereby given that Laura Wilson

Box 21, Harrison, Id

has filed a claim to a water right established by diversion and application
to beneficial use of 2 ~~XXXXXX~~ cubic feet per second gallons per minute
of water from a spring

with point of diversion in the SW 1/4 Sec 19, T48N, R3W, B.M.

Kootenai County

The water is claimed to be used from

Jan 1 to Dec 31 for domestic purposes

with a priority of 947;

the place of use is within the SE 1/4 Sec 19, T48N, R3W, B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho,
83814.

C. STEPHEN ALLRED
Director

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