AFFIDAVIT OF PUBLICATION

RECEIVED
JAN 13 1977
Department of Water Resources
Northern District Office

STATE OF IDAHO,
County of Kootenai, } ss.

Carol 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 Thursday issue of said newspaper for 2 consecutive weeks commencing on the 30 day of Dec, 19 76, and ending on the 6 day of January, 19 77, 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.

Carol Hedge

Subscribed and sworn to before me this 12 day of January, 19 77.

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

12.24
LEADER

NOTICE OF CLAIM
TO A WATER RIGHT
NO. 95-4365

Notice is hereby given that Edward L. &/or Charlotte M. Mael, Route 3, Box 71, Rathdrum, Idaho have filed a claim to a water right established by diversion and application to beneficial use of 0.07 cubic feet per second &/or 4.00 acre feet of water from Runoff with point of diversion in the SE¼NW¼, Sec. 34, T. 52N, R. 5W, B.M., Kootenai County.

The water is claimed to be used from Jan. 1 to Dec. 31 for storage (4.00 a.f.) and stockwatering purposes (0.07 cfs) with a priority of 1872 the place of use is within the SE¼NW¼, Sec. 34, T. 52N, R. 5W, 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.

R. KEITH HIGGINSON
Director

Dec. 30, 1976, Jan. 6, 1977
Legal 684

RECEIVED

Claim No. 95-4365 P

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 Edward L. &/or Charlotte M. Mael (name of claimant)

of Route 3, Box 71, Rathdrum, Idaho 83858 (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) Run-off , tributary to, Seeps Underground

(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 4.00 AF (cfs, gpm or a/f) Use Storage (dom., irri., stock, etc.) Period of Use: From Jan. 1 To Dec. 31 (both dates inclusive)

Amount 0.07 cfs Use Stockwater Period of Use: From Jan. 1 To Dec. 31

Amount _____ Use _____ Period of Use: From _____ To _____

(3) Total quantity of water claimed: 0.07 cubic feet per second, or 4.00 acre feet per annum, and/or _____ gallons per minute.

(4) Priority claimed: (the date water was first applied to beneficial use) 1872

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)

SE ¼ NW ¼, Sec. 34 Twp. 52N Rge. 5W 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. Water is collected in a pond which stores approximately 4.00 acre feet of water.

(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.

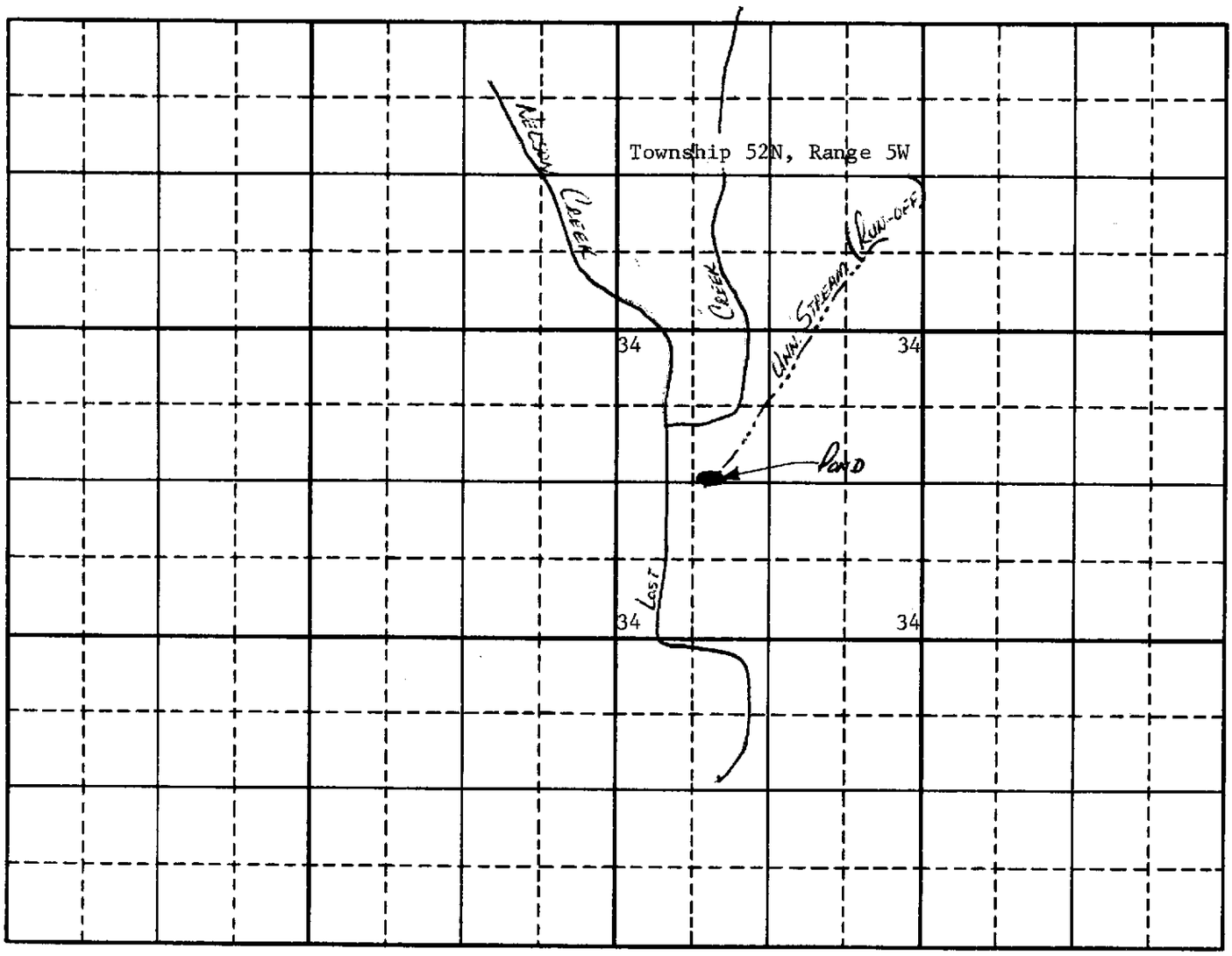
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
52N	5W	34								X									

Total No. of acres _____

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Water is used for stockwater for 600 head of cattle.

(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)
) ss.
County of Kootenai)

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.

Mrs. Charlotte M. Mael
(Claimant)

Sworn to before me this 23rd day of December, 19 76.

Cora M. Patterson
Notary Public
Residing at Coeur d'Alene, Idaho

My commission expires Lifetime

Rec. #4862

For Department Use Only

Received by	FE	Date	12-23-76	Exception filed by:		Forwarded to claimant by:	Date
Prelim. check by	RWK	Date	12-23-76				
$10.00 fee received by	cp	Date	12-23-76				
Approved for publication by							
Published in	Coeur d'Alene Press						
Dates	12-30-76 & 1-6-77						

AFFIDAVIT OF PUBLICATION

RECEIVED
JAN 31 1977
DEPARTMENT OF WATER RESOURCES
REGION 1

NOTICE OF CLAIM
TO A WATER RIGHT
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R. KEITH HIGGINSON
Director

Dec. 30, 1976, Jan. 6, 1977
Legal 684

STATE OF IDAHO,
County of Kootenai, } ss.

Chas. Cadyc 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 E. L. Reed

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 30 day of Dec, 19 76, and ending on the 6 day of January, 19 77, and such publication was made as often during said period as said Cadyc 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.

Chas. Cadyc

Subscribed and sworn to before me this 12 day of January, 19 77

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

12 24
LEADER

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

January 19, 1977

Re: Claim to a Water Right No. 95-4364 95-4366
" " " " " " 95-4365

Edward L. and Charlotte M. Mael
Route 3, Box 71
Rathdrum, ID 83858

Dear Mr. and Mrs. Mael:

The Department of Water Resources has completed the processing of your claims to a water right, and no further action is authorized under Section 42-225a and 42-225b, Idaho Code. Your claims 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 evidence which you submitted 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 files, you may have that information or evidence added at any time. Please refer to your claim numbers when corresponding with our office.

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

Very truly yours,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH:CP

Enclosures

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

December 23, 1976

Re: Application No. 95-7686 Claim No. 95-4365
" " 95-7687 " " 95-4366
Claim No. 95-4364

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:cp

Enc: Legal Notice(s)

Bill: 1-17-77.cp

NOTICE OF CLAIM TO A WATER RIGHT

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R. KEITH HIGGINSON
Director

Published in the Coeur d'Alene Press, Coeur d'Alene, Idaho on Dec. 30, 1976 and Jan. 6, 1977

MICROFILMED