

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

} ss.

NOTICE OF CLAIM TO A WATER RIGHT No. 95-4356

Notice is hereby given that L.E. Pollard, 107 Hazelwood Drive, Fernan Village, Coeur d'Alene, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.03 cubic feet per second of water from Fernan Lake with point of diversion in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 19, T. 50N., R. 3W, B.M., Kootenai County (Lots 3 & 4, Block 6, Theis Subdivision)

The water is claimed to be used from May 1 to Oct. 31 for the irrigation of $\frac{3}{4}$ acre with a priority of May 1, 1946 the place of use is within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 19, T. 50N, R. 3W, 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

Legal 957
April 15, 22, 1976

James Tucker 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 Claim to Water Rights
L.E. Pollard

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 15 day of April, 1976, and
ending on the 22 day of April, 1976, 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.

James Tucker
Subscribed and sworn to before me this 22 day of April
1976.

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

12,24
LEADER

MICROFILMED

CLAIM TO A WATER RIGHT

Notice is hereby given that L. E. Pollard

of 107 Hazelwood Drive, Fernan Village,, claims a right to the diversion and beneficial use of
(mailing address) Coeur d'Alene, Idaho 83814

The extent and nature of said claim is as follows:

- (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>0.03 cfs</u>	Use	<u>Irrigation</u>	Period of Use:	From	<u>May 1</u>	To	<u>Oct. 31</u>
Amount	<u> </u>	Use	<u> </u>	Period of Use:	From	<u> </u>	To	<u> </u>
Amount	<u> </u>	Use	<u> </u>	Period of Use:	From	<u> </u>	To	<u> </u>
	(cfs, gpm or a/f)		(dom., irri., stock, etc.)					(both dates inclusive)

- (4) Priority claimed: (the date water was first applied to beneficial use) May 1, 1946

(5) A) Point of diversion: (give location of point where water is diverted from its source)

NE ¼ NE ¼, Sec. 19 Twp. 50N Rge. 3W B.M. County of Kootenai
Additional points of diversion: Better known as Lots 3 & 4, Block 6, Theis Subd.

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.

- [illegible]

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

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

(8) Remarks _____

[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)
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 7 day of April

and that the matters and facts therein are true to the best of
Leon E. Pollard
 (Claimant)

Notary Public
Residing at Coeur d'Alene

My commission expires 11-20-78

Rec. #3972

For Department Use Only

Received by RLS Date 4-7-76
Prelim. check by _____ Date _____
\$10.00 fee received by _____ cp Date 4-7-76
Approved for publication by _____
Published in Coeur d'Alene Press
Dates 4-15 & 4-22-76

Exception filed by: Forwarded to Date
claimant by:

AFFIDAVIT OF PUBLICATION

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

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TO A WATER RIGHT

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3. The Claim to Water Rights
L.E. Pollard

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James Tucker

Subscribed and sworn to before me this 22 day of April, 1976.

Roberta Manley

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



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN DISTRICT

Route 5, Box 203 - Suite #1
4055 N. Government Way

COEUR D'ALENE, IDAHO 83814

(208) 667-6484

May 10, 1976

Re: Claim to a Water Right No. 95-4356

Mr. L. E. Pollard
107 Hazelwood Drive
Fernan Village
Coeur d'Alene, ID 83814

Dear Mr. Pollard:

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.

Very truly yours,

ROBERT G. HAYNES
District Supervisor

RGH:CP

Enclosure



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Room 209
401 Front Avenue
Coeur d'Alene, Idaho 83814
(208) 667-6484

April 9, 1976

Re: Application No. 95-7598 Application No. 95-7601
 " " 95-7599 Claim No. 95-4356
 " " 95-7600

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,

FRED EISENBARTH
Northern District Manager

FE:CP

Enc: Legal Notice(s)

Bill: 5-5-76-CP

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NO. 95-4356

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Kootenai County (Lots 3 & 4, Block 6, Theis Subdivision)

The water is claimed to be used from May 1 to Oct. 31 for the
irrigation of 3/4 acre

with a priority of May 1, 1946;
the place of use is within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 19, T. 50N, R. 3W, 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

Published in the Coeur d'Alene Press, Coeur d'Alene, Idaho
on April 15 and April 22, 1976