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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 Brian Baum (name of claimant)
of Route 3, Box 51, Rathdrum, Idaho (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) Spring
_____, 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 cfs</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) May, 1969

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)
NE ¼ SE 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. Developed spring into collection tank (10' X 7' X 8') with pipeline to place of use.

- (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 domestic purposes for one household.

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

MICROFILMED

[illegible]

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.

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.

(Claimant)

July 1, 1975

Notary Public

My commission expires Sept. 11, 1976

For Department Use Only

Received by <u>FE</u>	Date <u>7-10-75</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>FE</u>	Date <u>7-10-75</u>		claimant by:	
\$10.00 fee received by <u>cp</u>	Date <u>7-10-75</u>			
Approved for publication by _____		_____	_____	_____
Published in <u>Post Falls Tribune</u>		_____	_____	_____
Dates <u>7-17 & 7-24-75</u>		_____	_____	_____

AFFIDAVIT OF PUBLICATION

NOTICE OF CLAIM TO A WATER RIGHT NO. 95-4339

Notice is hereby given that Brian Baum, Route 3, Box 51, Rathdrum, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.04 cubic feet per second of water from a Spring with point of diversion in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 34, T. 52N, R. 5W, B.M., Kootenai County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes with a priority of May, 1969; the place of use is within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, 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 Gov't. Way, Coeur d'Alene, Idaho, 83814.

R. Keith Higginson
Director

Published in the Post Falls Tribune, Post Falls, Idaho on July 17 and July 24, 1975.

7-17-2tc

County of Kootenai }
STATE OF IDAHO } ss.

DELORIS R. ROSIN

~~FRANNEUX S. ROSIN~~, being first duly sworn, deposes and says that she is the publisher of THE POST FALLS TRIBUNE, a newspaper published weekly at Post Falls, Kootenai County, Idaho, and of general circulation therein.

That the NOTICE OF CLAIM TO A WATER RIGHT

No. 95-4339

is a true printed copy of which is attached to the margin hereof, has been and was correctly printed and published in the regular and entire issue of every number of said newspaper and not in any supplement thereof or thereto for two consecutive issues, commencing

with the issue dated July 17, 1975

and ending with the issue dated July 24, 1975

Subscribed and sworn to before me, this 24th

day of July, 1975

Douglas R. Rosin

Notary Public for the State of Idaho
Residing at Post Falls, Idaho

Publication Fee \$ 10.80
(30 Lines)

My commission expires
April 23, 1978



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Route 5, Box 203
Suite #1
4055 Government Way

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

August 5, 1975

Re: Claim to a Water Right No. 95-4339

Mr. Brian Baum
Route 3, Box 51
Rathdrum, ID 83858

Dear Mr. Baum:

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, feel free to contact us.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:cp

Enclosure

Route 5, Box 203
Suite #1
4055 Government Way

XXXXXXX
XXXXXXXXXXXX

July 14, 1975

Re: Claim to a Water Right No. 95-4339

Mr. Brian Baum
Route 3, Box 51
Rathdrum, ID 83858

Dear Mr. Baum:

Attached is your receipt No. 944 in the amount of \$10 for the filing fee on the above referenced claim which was received in this office.

Very truly yours,

FRED EISENBARTH
District Supervisor

FE:CP

Attachment

RECEIVED
JUL 15 1975
FBI - IDAHO



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Rt. 5, Box 203
Suite #1
4055 Government Way

~~XXXXXX~~
~~XXXXXX~~
Coeur d'Alene, Idaho 83814
(208) 667-6484

July 11, 1975

Re: Claim No. 95-4339
" " 95-4340 Claim No. 95-4341

Post Falls Tribune
Box 68
Post Falls, ID 83854

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: 7-29-75. 4

NOTICE OF CLAIM TO A WATER RIGHT

NO. 95-4339

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Route 3, Box 51, Rathdrum, Idaho

has filed a claim to a water right established by diversion and application
to beneficial use of 0.04 cubic feet per second ~~XXXXXX~~
of water from a Spring

with point of diversion in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 34, T. 52N, R. 5W, B.M.,
Kootenai County

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic
purposes

with a priority of May, 1969;
the place of use is within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, 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 Gov't. Way,~~ ~~XXXXXX~~ Coeur d'Alene, Idaho, 83814.

R. KEITH HIGGINSON

Director

Published in the Post Falls Tribune, Post Falls, Idaho
on July 17 and July 24, 1975

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A WATER RIGHT
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Director

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O.K.
7-17-75
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RECEIVED
JUL 24 1975
IDAHO DEPT. OF WATER RESOURCES
COEUR D'ALENE, IDAHO