

SE 1/4 of NW 1/4
Sect 4

12.7

NE 1/4 of
SW 1/4
Sect 4

47-4

Spring and
place of use

100.4

5	4
8	9

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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 Frank Smith
(name of claimant)
of Route 1, Worley, 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) Unnamed 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>0.02 cfs</u>	Use <u>Stockwater</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: 0.02 cubic feet per second, or _____ acre feet
per annum, and/or 9 gallons per minute.

(4) Priority claimed: (the date water was first applied to beneficial use) 1926

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 SW ¼, Sec. 4 Twp. 47N 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. 3/4" pipeline to stock tank.

(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	
47N	4W	4									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 approximately 25 head of cattle.

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

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SE 1/4 of NW 1/4
Sect 14

12.7

NE 1/4 of
SW 1/4
Sect 14

47-4

Spring and
place of fire

100.4

5	4
8	9

AFFIDAVIT OF PUBLICATION

NOTICE OF CLAIM TO A WATER RIGHT NO. 195-4323

Notice is hereby given that Frank Smith, Route 1, Worley, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.02 cubic feet per second of water from an Unnamed Spring with point of diversion in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, T. 47N, R. 4W, B.M., Kootenai County.

The water is claimed to be used from Jan. 1 to Dec. 31 for stockwatering purposes with a priority of 1926; the place of use is within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, T. 47N, R. 4W, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, 401 Front Ave., Coeur d'Alene, Idaho, 83814.

R. KEITH HIGGINSON
Director

Legal No. 817
March 20, 27, 1975

STATE OF IDAHO,
County of Kootenai,

} ss.

Carol Hedger 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 *20* day of *March* 19*75*, and ending on the *27* day of *March* 19*75* 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 Hedger
Subscribed and sworn to before me this *3rd* day of *April* 19*75*.

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



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 10, 1975

Re: Claim to a Water Right No. 95-4323

Mr. Frank Smith
Route 1
Worley, ID 83876

Dear Mr. Smith:

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



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

March 14, 1975

Re: Application No. 95-7520
Claim No. 95-4323

Claim No. 95-4324
" " 95-4325

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)

RECEIVED
MARCH 18 1975
NORTHERN DISTRICT

Bill: 3-8-75.4

NOTICE OF CLAIM TO A WATER RIGHT

NO. 95-4323

Notice is hereby given that Frank Smith,

Route 1, Worley, Idaho

has filed a claim to a water right established by diversion and application
to beneficial use of 0.02 cubic feet per second ~~XXXXXXXXXXXXXXXXXX~~

of water from an Unnamed Spring

with point of diversion in the NELSW, Sec. 4, T. 47N, R. 4W, B.M.,

Kootenai County

The water is claimed to be used from Jan. 1 to Dec. 31 for stock-

watering purposes

with a priority of 1926;

the place of use is within the NELSW, Sec. 4, T. 47N, R. 4W, B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Resources, 401 Front Ave., Coeur d'Alene, Idaho, 83814.

R. KEITH HIGGINSON

Director

Published in the Coeur d'Alene Press, Coeur d'Alene, Idaho

on March 20 and March 27, 1975

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**NOTICE OF CLAIM
TO A WATER RIGHT**

NO. 95-4323

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R. KEITH HIGGINSON
Director

Legal No. 817
March 20, 27, 1975

FILED

o.k.
3-24-75
CP