

# AFFIDAVIT OF PUBLICATION

RECEIVED

JUL 26 1974

STATE OF IDAHO,  
County of Kootenai,

} ss.

Department of Water Resources  
Northern District Office

## NOTICE OF CLAIM TO A WATER RIGHT

NO. 95-4274

Notice is hereby given that  
Floyd L. Blackman, Route 1,  
Box 8, Worley, Idaho has filed a  
claim to a water right es-  
tablished 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  
SE $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 33, 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 1920; the place of  
use is within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ ,  
Sec. 33, 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. 172  
July 18, 25, 1974

10.44

Carol Hedge

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 Claim

of which the annexed is a printed copy, was published in the regular issue of said newspaper for 2 consecutive weeks commencing on the 18 day of July, 1974, and ending on the 25 day of July, 1974, 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 25<sup>th</sup> day of July, 1974.

Roberta Z. Zank

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

LEADER

95-4274

## Section 42-225a, Idaho Code

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.

The extent and nature of said claim is as follows:

- 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.

- 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. A drinking pond area was scraped out for the cattle.

- [illegible]

Total No. of acres \_\_\_\_\_

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

**UNCLASSIFIED**

*(The following information was obtained from the records of the Department of Social Services, State of New York, Office of Child Welfare, dated 10/1/78.)*

Scale: 2 inches equal 1 mile.

section, township and range of the public land survey system.

SS.

Rooten AI

the affiants knowledge,

8TH

74 61

Notary Public

Residing at

SEPT. 11, 1976

Forwarded to \_\_\_\_\_  
Date \_\_\_\_\_  
claimant by: \_\_\_\_\_

5/5

57.

Date \_\_\_\_\_

72



100

7-18 + 7-25-74

# AFFIDAVIT OF PUBLICATION

## NOTICE OF CLAIM TO A WATER RIGHT NO. 95-4274

Notice is hereby given that Floyd L. Blackman, Route 1, Box 8, 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 SE $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 33, 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 1920; the place of use is within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 33, 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. 172  
July 18, 25, 1974

STATE OF IDAHO, } ss.  
County of Kootenai,

*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 Claim*

of which the annexed is a printed copy, was published in the regular *Times* issue of said newspaper for *2* consecutive *weeks*, commencing on the *18* day of *July*, 19*74*, and ending on the *25* day of *July*, 19*74*, 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 *25<sup>th</sup>* day of *July*, 19*74*.

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

LEADER

95-4274

4055 Government Way - Suite #1

(208) 667-6484

December 5, 1975

Re: Claim to a Water Right No. 95-4274 - Hubert & Arlene J. Jenneskens  
" " " " " 95-4275 - " " " " "  
" " " " " 95-4276 - " " " " "  
" " " " " 95-4277 - " " " " "

Mr. David Herman  
McKANNA, HERMAN, TORESON & DUNKLEY  
North 122 University  
Spokane, WA 99206

Dear Mr. Herman:

This is to acknowledge receipt of your letter advising us of the transfer in ownership of property from Floyd L. Blackman to Hubert and Arlene L. Jenneskens in connection with the above referenced Claims to a Water Right. Your letter has been entered in the corresponding Claim files for future reference.

Thank you for this information.

Very truly yours,

Corda M. Patterson  
Secretary

CP

RECEIVED  
DEC 10 1975  
FBI - SPOKANE

MCKANNA, HERMAN, TORESON & DUNKLEY  
ATTORNEYS AT LAW  
NORTH 122 UNIVERSITY  
SPOKANE, WASHINGTON 99206  
Telephone: (509) 924-8144

December 2, 1975

RECEIVED

DEC 4 1975

Department of Water Resources  
Northern District Office

Department of Water Administration  
Northern District Office  
401 Front Ave. Room 209  
Coeur d'Alene, Idaho 83814

Re: Blackman to Jenneskens  
Claim to Water Right

#95-4274  
#95-4275  
#95-4276  
#95-4277

Sirs:

Please be advised that this office is handling a closing of property in Kootenai County at which the above referenced Water Right claims have been file with your office.

Pursuant to my inquiry, I have been advised to inform you of the purchaser's names, which are Hubert and Arlene J. Jenneskens, who currently reside at E. 17621 Cowley, Greenacres, Washington.

It is my understanding that nothing further is needed to secure these water rights. If I am not correct, please inform me.

Very truly yours,

*D. Herman*  
David Herman

mn

STATE OF IDAHO  
DEPARTMENT OF WATER ADMINISTRATION  
NORTHERN DISTRICT OFFICE



Cecil D. Andrus  
Governor  
R. Keith Higginson  
Director

401 Front Ave., Rm. 209  
Coeur D'Alene, Idaho 83814  
(208) 667-6484

Water Rights Administration  
Water Resource Investigations  
Dam and Reservoir Safety  
Water Well Drilling  
Waste Disposal Wells  
Stream Channel Protection  
Geothermal Resources

August 7, 1974

Re: Claim to a Water Right No. 95-4274  
" " " " " 95-4275  
" " " " " 95-4276  
" " " " " 95-4277

Mr. Floyd L. Blackman  
Route 1, Box 8  
Worley, ID 83876

Dear Mr. Blackman:

The Department of Water Administration 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 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 files, you may have that information or evidence added at any time. Please refer to your claim numbers when corresponding with this 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, feel free to contact us.

Very truly yours,

FRED EISENBARTH  
Northern District Manager

FE:cp

Enclosures

MICROFILMED

July 12, 1974

|                       |                   |                   |
|-----------------------|-------------------|-------------------|
| Re: Claim No. 95-4274 | Claim No. 95-4277 | Claim No. 95-4280 |
| " " 95-4275           | " " 95-4278       | " " 95-4283       |
| " " 95-4276           | " " 95-4279       | " " 95-4284       |

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 Submitted 7-29-74 by cp

MICROFILMED

NOTICE OF CLAIM TO A WATER RIGHT

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

of water from an Unnamed Spring

with point of diversion in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 33, 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 1920;

the place of use is within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 33, T. 47N, R. 4W, B.M.

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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 July 18 and July 25, 1974

**MICROFILMED**

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R. KEITH HIGGINSON

Director  
Legal No. 172

July 18, 25, 1974

O.K.  
7-18-74  
CP