

AFFIDAVIT OF PUBLICATION

RECEIVED

JUL 29 1983

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

94-4219
EILTS, B. M.
P. O. BOX 26, MEDIMONT, ID 83842

Source: CAVE LAKE trib. to COEUR D ALENE RIVER
Priority Date: 01/01/1923
Diversion Pt: NESW Sec 28 T 48N R 02W
Use: IRRIGATION (0.12 CFS)
In: NESW Sec 28 T 48N R 02W FOR 4 ACRES

94-4223
BERG, BESSIE
RT. 1 BOX 35, CATALDO, ID 83810

Source: GROUNDWATER
Priority Date: 01/01/1940
Diversion Pt: SWNE Sec 19 T 49N R 01E
Use: DOMESTIC (0.04 CFS)
In: SWNE Sec 19 T 49N R 01E FOR 1 ACRES

95-4648
KELCH, DOLLY &/or ROBERT
S. 4025 MILLSAP LOOP, POST FALLS, ID 83854

Source: SPRINGS trib. to SINKS
Priority Date: 01/01/1918
Diversion Pt: LOT 02 Sec 19 T 50N R 05W
Use: IRRIGATION (0.03 CFS); STOCKWATER (0.02 CFS); DOMESTIC (0.04 CFS)
In: LOT 02 (SWNW) Sec 19 T 50N R 05W FOR 1 ACRES

95-4649
BLOOMSBURG, GEORGE
469 PARADISE DR., MOSCOW, ID 83843

Source: COEUR D ALENE LAKE trib. to SPOKANE RIVER
Priority Date: 08/01/1954
Diversion Pt: LOT 03 Sec 12 T 47N R 04W
Use: DOMESTIC (0.04 CFS)
In: LOT 03 Sec 12 T 47N R 04W FOR 1 ACRES

95-4650
WHITESEL, MARIE H.
S. 3485 U. S. HIGHWAY 10, COEUR D ALENE, ID 83814
Source: COEUR D ALENE LAKE trib. to SPOKANE RIVER
Priority Date: 01/01/1917
Diversion Pt: LOT 01 Sec 33 T 50N R 03W

Use: IRRIGATION (0.20 CFS); STOCKWATER (0.02 CFS); DOMESTIC (0.02 CFS)
In: LOT 01 Sec 33 T 50N R 03W FOR 10 ACRES

95-4652
CLAFLIN, CLAUDE &/or JOYCE
RT. 2 BOX 145, HARRISON, ID 83833

Source: SPRINGS trib. to SINKS
Priority Date: 01/01/1937
Diversion Pt: SENE Sec 17 T 49N R 03W SESE Sec 08 T 49N R 03W
Use: STOCKWATER (0.06 CFS); DOMESTIC (0.10 CFS)
In: NENE SENE NENW NESW SESE Sec 17 T 49N R 03W SESE Sec 08 T 49N R 03W

95-4653
MC EUEN, ROBERT J.
3255 S. WALKERS BAY RD., COEUR D ALENE, ID 83814
Source: COEUR D ALENE LAKE trib. to SPOKANE RIVER
Priority Date: 01/01/1949
Diversion Pt: LOT 01 Sec 33 T 50N R 03W
Use: IRRIGATION (0.03 CFS)
In: LOT 01 Sec 33 T 50N R 03W FOR 1 ACRES

STATE OF IDAHO,
County of Kootenai,

ss.

Department of Water Resources

Northern District Office

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

of which the annexed is a printed copy, was published in the regular issue of said newspaper for 2 consecutive weeks commencing on the 21 day of July, 1983, and ending on the 28 day of July, 1983, and such publication was made as often during said period as said 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

28 day of

July, 1983.

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

95-4654
LEA STEVENS, JOHN T. &/or JEAN W.

W. 10855 THOMPSON RD., COEUR D ALENE, ID 83814
Source: SPRING trib. to COUGAR CREEK, NORTH FORK COUGAR CREEK, NORTH FORK trib. to COUGAR CREEK

Priority Date: 01/01/1930
Diversion Pt: SWSW Sec 26 T 50N R 05W

Use: IRRIGATION (0.10 CFS); STOCKWATER (0.02 CFS); DOMESTIC (0.04 CFS)
In: SWSW Sec 26 T 50N R 05W FOR 5 ACRES

95-4655
HUGHETT, TED W. &/or JOYCE L.

3345 S. WALKERS BAY RD., COEUR D ALENE, ID 83814
Source: COEUR D ALENE LAKE trib. to SPOKANE RIVER
Priority Date: 01/01/1947
Diversion Pt: LOT 01 Sec 33 T 50N R 03W

Use: IRRIGATION (0.15 CFS)
In: LOT 01 Sec 33 T 50N R 03W FOR 1 ACRES

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814.

KEN DUNN, Dir.

Legal 220

July 21, 28, 1983

MAKROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Bessie Berg

(Name of Claimant)

Rt 1 Box 35 Cataldo, Id. 83810

(Mailing Address)

(Zip Code)

Telephone No. 682-2084

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) 1940

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 is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

Groundwater (Shallow well 20')

tributary to

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, af)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
		(Mo., Day)	(Mo., Day)
Quantity <u>.04 cfs</u>	Use <u>Domestic</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity <u> </u>	Use <u> </u>	Period of Use From <u> </u>	To <u> </u>
Quantity <u> </u>	Use <u> </u>	Period of Use From <u> </u>	To <u> </u>
Quantity <u> </u>	Use <u> </u>	Period of Use From <u> </u>	To <u> </u>
Quantity <u> </u>	Use <u> </u>	Period of Use From <u> </u>	To <u> </u>

- (4) .04 cfs TOTAL QUANTITY USED.
(cfs, af)

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

SW 1/4 NE 1/4, Sec. 19 Twp. 49N Rge. 1E 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. Describe any changes in the system and give the date of the change. Shallow well approx. 20' deep with pump and motor.

- (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.	NE1/4				NW1/4				SW1/4				SE1/4				TOTAL
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
49N	1E	19			X														

No. of acres

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

Domestic purposes for 1 household.

NOTE: Include here the type and number of stock watered:

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

Scale: 2 inches equal 1 mile.

State of Idaho)
County of Kootenai) ss.)
_____)

X Deane Borg (Claimant) /

Notary Public
Residing at
CDA

Ephraim

Received by	<i>JE</i>	Date	6/22/83
Prefim. check by	<i>JE</i>	Date	6-22-83
\$30.00 fee received by	<i>JE</i>	Date	6/22/83
Carm & Allen Realty			
7/21-7/28/83			
Dates			
Forwarded to		Exception filed by:	
Claimant by:			#28203
Date			

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EILTS, B. M.
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Use: IRRIGATION (0.12 CFS)
In: NESW Sec 28 T 48N R 02W FOR 4 ACRES

94-4223

BERG, BESSIE
RT. 1 BOX 35, CATALDO, ID 83810

Source: GROUNDWATER
Priority Date: 01/01/1940
Diversion Pt: SWNE Sec 19 T 48N R 01E

Use: DOMESTIC (0.04 CFS)
In: SWNE Sec 19 T 48N R 01E

95-4848

KELCH, DOLLY &/or ROBERT
S. 4028 MILLSAP LOOP, POST FALLS, ID 83854

Source: SPRINGS trib. to SINKS
Priority Date: 01/01/1918
Diversion Pt: LOT 02 Sec 19 T 50N R 05W

Use: IRRIGATION (0.03 CFS); STOCKWATER (0.03 CFS); DOMESTIC (0.04 CFS)
In: LOT 02 (SWNW) Sec 19 T 50N R 05W FOR 1 ACRES

95-4849

BLOOMSBURG, GEORGE
489 PARADISE DR., MOSCOW, ID 83843

Source: COEUR D ALENE LAKE trib. to SPOKANE RIVER
Priority Date: 08/01/1984
Diversion Pt: LOT 08 Sec 12 T 47N R 04W

Use: DOMESTIC (0.04 CFS)
In: LOT 08 Sec 12 T 47N R 04W

95-4850

WHITESSEL, MARIE H.
S. 3455 U. S. HIGHWAY 10, COEUR D ALENE, ID 83814

Source: COEUR D ALENE LAKE trib. to SPOKANE RIVER
Priority Date: 01/01/1917
Diversion Pt: LOT 04 Sec 28 T 50N R 05W

Use: IRRIGATION (0.20 CFS); STOCKWATER (0.02 CFS); DOMESTIC (0.02 CFS)
In: LOT 01 Sec 28 T 50N R 05W FOR 10 ACRES

95-4853

CLAFLIN, CLAUDE &/or JOYCE
RT. 2 BOX 145, HARRISON, ID 83833

Source: SPRINGS trib. to SINKS
Priority Date: 01/01/1957
Diversion Pt: SENE Sec 17 T 48N R 03W SESE Sec 08 T 48N R 03W

Use: STOCKWATER (0.08 CFS); DOMESTIC (0.10 CFS)
In: NENE SENE NENW NESW SESE Sec 17 T 48N R 03W SESE Sec 08 T 48N R 03W

95-4853

MC EUEN, ROBERT J.
3255 S. WALKERS BAY RD., COEUR D ALENE, ID 83814

Source: COEUR D ALENE LAKE trib. to SPOKANE RIVER
Priority Date: 01/01/1940
Diversion Pt: LOT 01 Sec 23 T 50N R 03W

Use: IRRIGATION (0.03 CFS)
In: LOT 01 Sec 23 T 50N R 03W FOR 1 ACRES

STATE OF IDAHO,
County of Kootenai,

} ss.

Department of Water Resources
Northern District Office

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

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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 28 day of July, 1983.

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

LEA STEVENS, JOHN T. &/or JEAN W.

W. 10855 THOMPSON RD., COEUR D ALENE, ID 83814

Source: SPRING trib. to COUGAR CREEK, NORTH FORK COUGAR CREEK, NORTH FORK trib. to COUGAR CREEK

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Legal 220
July 21, 28, 1983

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number

94-4223

Applicant

Bry

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☐ Exceptions processed.

By

JK

Date

8/29/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

KW

Date

9/8/83

MICROFILMED

RECEIVED
SEP 7 1983
Department of Water Resources

94-4223-

BERG, BESSIE

RT. 1 BOX 35. CATALDO. ID 83810

Source: GROUNDWATER

Priority Date: 01/01/1940

Diversion Pt: SWNE Sec 19 T 49N R 01E

Use: DOMESTIC (0.04 CFS)

In: SWNE Sec 19 T 49N R 01E

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

AUGUST 9, 1983

BESSIE BERG
RT. 1 BOX 35
CATALDO

ID 83810

RE: Claim No. 94-4223

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve 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 with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

Bert G. Haynes, P.E.
Regional Supervisor

Enclosure