

No Color
Documents
In File

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 Joint School Dist. 391
(Name of Claimant)
800 Bunker Ave. Kellogg, Id. Telephone No. 784-1348
(Mailing Address) (Zip Code) 1348

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) Sept. 1956

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)
Jackass Creek tributary to S. Fork Coeur d'Alene River

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
1 AF Irrigation from Storage from 3-15 to 11-15 (Both dates inclusive)
1 AF Storage for Irrigation from 3-15 to 11-15 (Mo., Day)
(cfs, gpd, AFA) (Domestic, Irrigation, Stock, etc.)

Quantity	Use	Period of Use From	To
<u>0.23 cfs</u>	<u>Domestic (A)</u>	<u>1-1</u>	<u>12-31</u>
<u>0.45 cfs</u>	<u>Domestic (B)</u>	<u>1-1</u>	<u>12-31</u>
<u>1 AF</u>	<u>Storage for Domestic</u>	<u>1-1</u>	<u>12-31</u>
<u>1 AF</u>	<u>Domestic from Storage</u>	<u>1-1</u>	<u>12-31</u>
<u>0.06 cfs</u>	<u>Irrigation</u>	<u>3-15</u>	<u>11-15</u>

(4) 0.68 cfs / 1 AF TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW 1/4 SE 1/4, Sec. 30 Twp. 49N Rge. 3E B.M., County of Shoshone
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.
8'x90' Conc. Dam with one AF Res. 8" Line from dam to C₁, then 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.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>49N</u>	<u>3E</u>	<u>31</u>								<u>X2</u>									<u>2</u>
<u>"</u>	<u>"</u>	<u>"</u>								<u>X1</u>									<u>1</u>

No. of acres 3

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
A.) School - 500 Students / Gym, Cafeteria.

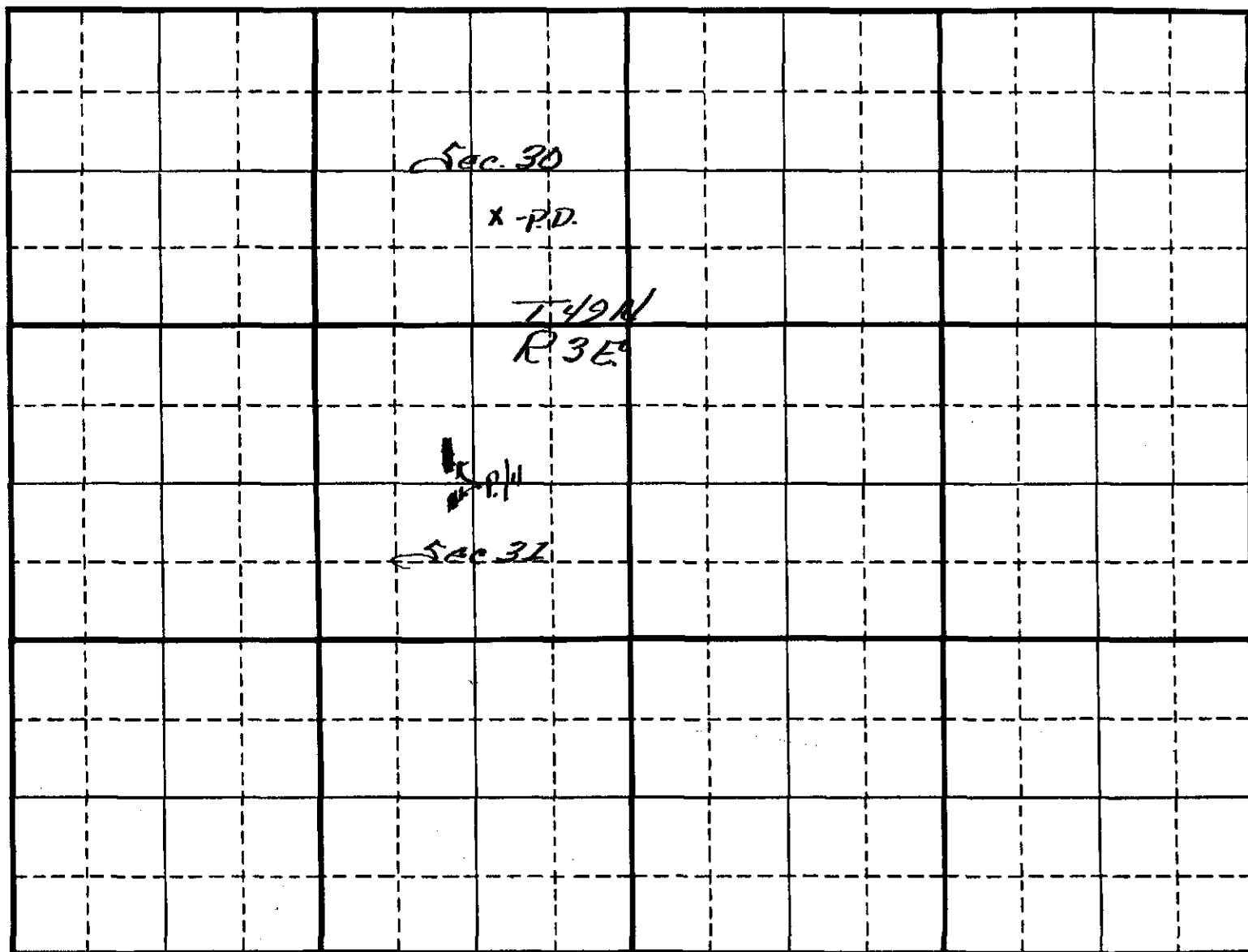
B.) Hosp. - 60 Beds (Cafeteria - Laundry)

MICROFILMED

NOTE: Include here the type and number of stock watered: MAR 04 1988

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

(8) Remarks _____



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 Shoshone) 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 affiant's knowledge.

Sworn to before me this 28th day of May, 19 81.

Robert E. Sutton
(Claimant) *Supt.*

Carolyn MacKee
Notary Public
Residing at Kellogg

My commission expires July 1982

RECORDED

MAR 04 1988

FOR DEPARTMENT USE ONLY

Received by <u>AB</u>	Date <u>6/1/81</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>AB</u>	Date <u>6/1/81</u>		claimant by:	
30 \$20.00 fee received by <u>AB</u>	Date <u>6/2/81 (18162)</u>			
Published in <u>Shoshone Evening News</u>				
Dates <u>6/1/81 - 24/81</u>				

PROOF OF PUBLICATION

County of Shoshone,)

STATE OF IDAHO)

NOTICE OF CLAIMS FOR WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

94-4061

Name: Joint School District No. 391

Address: 800 Bunker Ave., Kellogg, ID 83837

Priority Date: Sept. 1, 1956

Amount: 0.68 CFS 1.0 AC-FT

Source: Jackass Creek tributary to Coeur d'Alene River, S. Fork

Point of Diversion: NWSE Sec 30 T 49N R 03E, Shoshone County

Place of Use: SENW NESW Sec 31 T 49N R 03E for three acres.

Use: Irrigation (0.06 CFS) from March 15 to Nov. 15; Irrigation storage (1.0 AC-FT) from March 15 to Nov. 15; Irrigation from storage (1.0 AC-FT) from March 15 to Nov. 15; Domestic (0.68 CFS) from Jan. 1 to Dec. 31; Domestic storage (1.0 AC-FT) from Jan. 1 to Dec. 31; Domestic from storage (1.0 AC-FT) from Jan. 1 to Dec. 31.

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, ID 83814.

A. Kenneth Dunn
Director

6/17/24/81

681Y057

s/Gary A. Corbeill, being first duly sworn deposes and says:

THE KELLOGG EVENING NEWS, a daily newspaper of general circulation in said county, published in the City of Kellogg, in the County of Shoshone and the State of Idaho, and which has been published continuously in said county for a period of 78 weeks immediately prior to the publication of the notice hereinafter described, and that the _____

Notice of Claims For Water
Rights - Dept of Water Resources

of which the annexed is a true copy, was published in each regular weekly/daily issue of said newspaper, and not in a supplement thereto, for a period of 2 consecutive weeks/days, the

first publication thereof being in its issue dated June 17, 1981

and the last publication thereof being in the issue dated

June 24, 1981

Subscribed and sworn to before me this 29th day of

July, 1981.

Wendell P. Brainerd

Notary Public

MAR 04 1988

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: LB

Right Number 94-4061 Applicant School Dist. 391

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 [Signature] Date 7/6/87

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By [Signature] Date 7/9/87

JOINT SCHOOL DISTRICT NO. 391

800 BUNKER AVE., KELLOGG, ID 83837

Source: JACKASS CREEK tributary to COEUR D ALENE RIVER, S. FORK

Priority Date: 09/01/1956

Amount: 0.68 CFS 1.0 AC-FT

Diversion Point: NWSE Sec 30 T 49N R 03E, SHOSHONE Co.

Use: IRRIGATION	(0.06 CFS)	from 03/15 to 11/15
IRRIGATION STORAGE	(1.0 AC-FT)	from 03/15 to 11/15
IRRIGATION FROM STORAGE	(1.0 AC-FT)	from 03/15 to 11/15
DOMESTIC	(0.68 CFS)	from 01/01 to 12/31
DOMESTIC STORAGE	(1.0 AC-FT)	from 01/01 to 12/31
DOMESTIC FROM STORAGE	(1.0 AC-FT)	from 01/01 to 12/31

Place of Use: SENW NESW Sec 31 T 49N R 03E FOR 3 ACRES

MICROFILMED

MAR 04 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
C. STEPHEN ALLRED
Director

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

JULY 6, 1981

JOINT SCHOOL DISTRICT NO. 391
800 BUNKER AVE.
KELLOGG ID 83837

RE: Claim No. 94-4061

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,

Robert G. Haynes, P.E.
Regional Supervisor

Enclosure

1981
MAR 04 1982



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
~~Executive Assistant~~
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

June 11, 1981

Ms. Carolyn MacPhee
Jt. School District #391
800 Bunker Ave.
Kellogg, Id. 83837

Re: 94-4061 & 94-4062

Dear Ms. MacPhee:

Pursuant to our telephone conversation, enclosed is your Check No. 92-88 in the amount of \$60.00 which the bank refused to accept and also your Receipt No. 18162 in the amount of \$60.00 for the second check which you sent as the filing fee for the above-referenced claims.

Thank you for your cooperation.

Sincerely,

Patricia M. Stypa
Sr. Secretary

pms

Enc. - Check
Receipt

RECEIVED
JUN 15 1981

MAR 23 1981