

STATE OF IDAHO,)
County of Shoshone.) SS.

PROOF OF PUBLICATION

Legal Notice

NOTICE OF CLAIM TO A WATER RIGHT NO. 94-4030

Notice is hereby given that Kenneth J. &/or Marcine Fausett, Box 495, Wallace, Id. 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 an unnamed spring, tributary to the E. Fork of Nine Mile Creek with point of diversion in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 12, 48N, R4E, BM. Shoshone County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes with a priority of Oct. 1, 1954; the place of use is within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 12, T48N, R4E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho, 83814.

C. STEPHEN ALLRED
Director

May 26, June 2, 1977

Michael Green, being first duly sworn,
deposes and says:

That he is the Editor of the North Idaho Publishing Company, publishers of the North Idaho Press, a daily newspaper printed and published at Wallace, Shoshone County, State of Idaho, which said newspaper has a general circulation in said county, and has been continuously and uninterruptedly printed and published in said county during a period of twelve (12) consecutive months prior to the 26 day of May A.D., 1977. That the Legal Notice of which a complete and correct copy is hereto attached, was first published in said newspaper in its issue dated the 26 day of May A.D., 1977 and published in Two (2) issues of said newspaper, the last publication thereof being in the issue dated the 2 day of June, A.D., 1977.

Michael J. Green

Subscribed and sworn to before me this

15 day of June, A.D., 1977.

Doris Gounville

Notary Public for the State of Idaho
residing at Wallace, Idaho

My commission expires September 25, 1977

MICROFILMED

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 KENNETH J. AND/OR MARCINE FAUSETT
(name of claimant)
of Box 495, WALLACE, ID 83873, claims a right to the diversion and beneficial use of
(mailing address)
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, E. FORK NINE MILE CR.
- (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</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) OCT. 1, 1954

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. 12 Twp. 48N Rge. 4E 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. COLLECTION TANK (250 GALLON) WITH 660' OF 1" PIPE 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	
48N	4E	12														X			

Total No. of acres _____

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

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

MICROFILMED

Received by _____	Date _____	Exception filed by: _____	Forwarded to _____	Date _____
Prelim. check by _____	Date _____	(5499)	claimant by: _____	_____
\$10.00 fee received by <u>KIK</u>	Date <u>5-13-22</u>			
Approved for publication by <u>JP</u>	Date <u>5-16-22</u>			
Published in <u>North Dakota News</u>	_____	_____	_____	_____
Dates <u>5-26 & 8-2-22</u>	_____	_____	_____	_____
<u>OK 6-17-22 JP</u>	_____	_____	_____	_____

STATE OF IDAHO,)
County of Shoshone.) ss.

PROOF OF PUBLICATION

Legal Notice

NOTICE OF CLAIM TO A WATER RIGHT NO. 94-4030

Notice is hereby given that Kenneth J. &/or Marcine Fausett, Box 495, Wallace, Id. 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 an unnamed spring, tributary to the E. Fork of Nine Mile Creek with point of diversion in the NE 1/4 SE 1/4 Sec. 12, 48N, R4E, B.M. Shoshone County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes with a priority of Oct. 1, 1954; the place of use is within the NW 1/4 SE 1/4 Sec 12, T48N, R4E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho, 83814.

C. STEPHEN ALLRED
Director

May 26, June 2, 1977

Michael Green, being first duly sworn, deposes and says:

That he is the Editor of the North Idaho Publishing Company, publishers of the North Idaho Press, a daily newspaper printed and published at Wallace, Shoshone County, State of Idaho, which said newspaper has a general circulation in said county, and has been continuously and uninterruptedly printed and published in said county during a period of twelve (12) consecutive months prior to the 26 day of May A.D., 1977. That the Legal Notice of which a complete and correct copy is hereto attached, was first published in said newspaper in its issue dated the 26 day of May A.D., 1977 and published in Two (2) issues of said newspaper, the last publication thereof being in the issue dated the 2 day of June A.D., 1977.

Subscribed and sworn to before me this

15 day of June, A.D., 1977.

Notary Public for the State of Idaho
residing at Wallace, Idaho

My commission expires September 25, 1977



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT
4055 Government Way
667-6484

COEUR D' ALENE, IDAHO 83814

June 17, 1977

RE: Claim No. 94-4030

Kenneth J &/or Marcine Fausett
Box 495
Wallace, Id 83873

Dear Mr & Mrs Fausett,

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, please contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH:ab

Enclosure

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

May 19, 1977

RE: Claim No. 94-4030

North Idaho Press
507 Cedar
Wallace, Id 83873

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,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:cp

Enc: Legal Notice(s)

MICROFILMED

*Bill reviewed
6-17-77
AH*

NOTICE OF CLAIM TO A WATER RIGHT

NO. 94-4030

Notice is hereby given that Kenneth J &/or Marcine Fausett
Box 495, Wallace, Id

has filed a claim to a water right established by diversion and application
to beneficial use of 0.04 cubic feet per second ~~XXXXXXXXXXXX~~ gallons per minute
of water from an unnamed spring, tributary to the E Fork of Nine Mile Creek
with point of diversion in the NE¹SE¹ Sec 12, 48N, R4E, BM. Shoshone
County

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

with a priority of Oct 1, 1954;
the place of use is within the NW¹SE¹ Sec 12, T48N, R4E, B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho,
83814.

C. STEPHEN ALLRED
Director

Published in the North Idaho Press, Wallace, Id
May 26 and June 2, 1977

MICROFILMED