

# PROOF OF PUBLICATION

County of Shoshone, )

STATE OF IDAHO )

## NOTICE OF CLAIMS TO WATER RIGHTS

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

94-4279

Name: BURLINGTON NOR-  
THERN RAILROAD CO.  
Address: 350 CENTRAL BLDG.,  
SEATTLE, WA 98104  
Source: NINEMILE CREEK trib. to  
COEUR D'ALENE LAKE  
Priority Date: April 16, 1896  
Diversion Point: SWSW Sec. 26 T  
48N R 04E  
Use: INDUSTRIAL (10.00 CFS);  
MINING (10.00 CFS)  
In: SWSW Sec. 26 T 48N R 04E

s/Gary A. Corbeill, being first duty 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 \_\_\_\_\_

STATE of IDAHO  
WATER RIGHTS

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 12 consecutive weeks/days, the  
first publication thereof being in its issue dated 9-14-83  
and the last publication thereof being in the issue dated  
9-21-83

94-4280

Name: BURLINGTON NOR-  
THERN RAILROAD CO.  
Address: 350 CENTRAL BLDG.,  
SEATTLE, WA 98104  
Source: HARRIS GULCH trib. to  
SAINT REGIS LAKE  
Priority Date: April 16, 1896  
Diversion Point: SWSW Sec. 31 T  
48N R 06E  
Use: INDUSTRIAL (1.80 CFS);  
MINING (1.80 CFS)  
In: SWSW Sec. 31 T 48N R 06E

Subscribed and sworn to before me this 16th day of  
October, 1983

*[Signature]*

RECEIVED  
Notary Public

OCT 13 1983

Department of Water Resources  
Northern District Office

94-4281

Name: BURLINGTON NOR-  
THERN RAILROAD CO.  
Address: 350 CENTRAL BLDG.,  
SEATTLE, WA 98104  
Source: NINEMILE CREEK trib. to  
COEUR D'ALENE LAKE  
Priority Date: August 29, 1889  
Diversion Point: SWSW Sec. 26 T  
48N R 04E  
Use: INDUSTRIAL (20.00 CFS);  
MINING (20.00 CFS)  
In: SWSW Sec. 26 T 48N R 04E

94-4282

Name: BURLINGTON NOR-  
THERN RAILROAD CO.  
Address: 350 CENTRAL BLDG.,  
SEATTLE, WA 98104  
Source: NINEMILE CREEK trib. to  
COEUR D'ALENE LAKE  
Priority Date: Nov. 7, 1889  
Diversion Point: SWSW Sec. 26 T  
48N R 04E  
Use: INDUSTRIAL (10.00 CFS);  
MINING (10.00 CFS)  
In: SWSW Sec. 26 T 48N R 04E

91-4138

Name: STONE, SCOTT  
Address: P.O. BOX 471, CALDER,  
Id 83808  
Source: UNNAMED STREAM trib.  
to SAINT JOE RIVER  
Priority Date: March 18, 1925  
Diversion Point: LOT 04 LOT 05 Sec.  
05 T 45N R 02E  
Use: STOCKWATER (0.02 CFS);  
DOMESTIC (0.04 CFS)  
In: LOT 05 SEC 05 T 45N R 02E

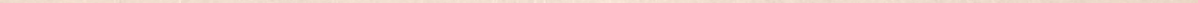
Exceptions to a claim may be filed  
with the Director: Dept. of Water  
Resources, 4055 Gov't. Way, Coeur  
d'Alene, Id. 83814.

KEN DUNN, Director

9/14/21/'83

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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 Kootenai ) ss. )  
\_\_\_\_\_ )

Sworn to before me this 28 day of June

(Claimant) 1985  
 Robert J. Mayne  
 Notary Public  
 Residing at  
 0071

My commission expires

*Cyrtus*

**FOR DEPARTMENT USE ONLY**

|                         |                     |      |                       |
|-------------------------|---------------------|------|-----------------------|
| Received by             | <i>JE</i>           | Date | <i>4/7/83</i>         |
| Prelim. check by        | <i>JE</i>           | Date | <i>4/7/83</i>         |
| \$30.00 fee received by | <i>JE</i>           | Date | <i>9/9/83 (51343)</i> |
| Published in            | <i>Walt Whitman</i> |      |                       |
| Dates                   | <i>4/14/83</i>      |      |                       |

Exception filed by: \_\_\_\_\_

Forwarded to \_\_\_\_\_

claimant by: \_\_\_\_\_

Date \_\_\_\_\_

State of Idaho

County of

Renewal

# AFFIDAVIT

Olive Pittman Farrell

being first duly sworn,

deposes and says: that she has lived in the (alder area since 1925, Having  
known the Les and Vivian Darrar family ( former owners ) I had many  
opportunities to visit them through the years. Dating as far back as Mar., 18  
1925 , recalls that the water from the Darrar Homestead was used  
for domestic purpose, and continues to be used in the same manner by the new  
owner, Scott Stone.

CONTINUED

Olin Pittman Farrell  
(signature)

Subscribed and sworn to before me this 23rd day of August 1983.

Ray A. Brown  
(notary public)

Residing at St. Mary's Rd  
My commission expires 11/18/2000

IN THE MATTER OF:

AFFIDAVIT

State of Idaho

County of Bonneville

Olive Pittman Farrell

being first duly sworn,

deposes and says: that she has lived in the (alder area since 1925. Having  
known the Les and Vivian Darrar family (former owners). I had many  
opportunities to visit them through the years. Dating as far back as Mar. 18,  
1925, recalls that the water from the Darrar Homestead was used  
for domestic purpose, and continues to be used in the same manner by the new  
owner, Scott Stone.

Olive Pittman Farrell  
(signature)

Subscribed and sworn to before me this 23rd day of August 1983.

Ray A. Brown  
(notary public)

Residing at St. Maries Idaho

My commission expires lifetime

IN THE MATTER OF:

AFFIDAVIT

State of Idaho

County of Benevolence

Olive Pittman Farrell

being first duly sworn,

deposes and says: that she has lived in the (alder area since 1925. Having  
known the Les and Vivian Darrar family (former owners) & had many  
opportunities to visit them through the years. Dating as far back as March 18  
1925, recalls that the water from the Darrar Homestead was used  
for domestic purpose, and continues to be used in the same manner by the new  
owner, Scott Stone.

Olive Pittman Farrell  
(signature)

Subscribed and sworn to before me this 23rd day of August 1983.

Ray H. Bowen  
(notary public)

Residing at 5 Maries St 8386.

My commission expires lifetime.

# PROOF OF PUBLICATION

County of Shoshone, )  
)  
STATE OF IDAHO )

## NOTICE OF CLAIMS TO WATER RIGHTS

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

94-4279

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THERN RAILROAD CO.  
Address: 350 CENTRAL BLDG.,  
SEATTLE, WA 98104  
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COEUR D'ALENE LAKE  
Priority Date: April 16, 1896  
Diversion Point: SWSW Sec. 26 T  
48N R 04E  
Use: INDUSTRIAL (10.00 CFS);  
MINING (10.00 CFS)  
In: SWSW Sec. 26 T 48N R 04E

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County of Shoshone and the State of Idaho, and which has been  
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immediately prior to the publication of the notice hereinafter  
described, and that the \_\_\_\_\_

STATE OF IDAHO  
WATER RIGHTS

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 9-14-83

and the last publication thereof being in the issue dated

9-21-83

94-4280

Name: BURLINGTON NOR-  
THERN RAILROAD CO.  
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Source: HARRIS GULCH trib. to  
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Priority Date: April 16, 1896  
Diversion Point: SWSW Sec. 31 T  
48N R 06E  
Use: INDUSTRIAL (1.80 CFS);  
MINING (1.80 CFS)  
In: SWSW Sec. 31 T 48N R 06E

Subscribed and sworn to before me this 22 day of  
October, 1983

RECEIVED  
Notary Public

OCT 13 1983

Department of Water Resources  
Northern District Office

94-4281

Name: BURLINGTON NOR-  
THERN RAILROAD CO.  
Address: 350 CENTRAL BLDG.,  
SEATTLE, WA 98104  
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COEUR D'ALENE LAKE  
Priority Date: August 29, 1889  
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Use: INDUSTRIAL (20.00 CFS);  
MINING (20.00 CFS)  
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94-4282

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THERN RAILROAD CO.  
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Source: NINEMILE CREEK trib. to  
COEUR D'ALENE LAKE  
Priority Date: Nov. 7, 1889  
Diversion Point: SWSW Sec. 26 T  
48N R 04E  
Use: INDUSTRIAL (10.00 CFS);  
MINING (10.00 CFS)  
In: SWSW Sec. 26 T 48N R 04E

91-4138

Name: STONE, SCOTT  
Address: P.O. BOX 471, CALDER,  
Id 83808  
Source: UNNAMED STREAM trib.  
to SAINT JOE RIVER  
Priority Date: March 18, 1925  
Diversion Point: LOT 04 LOT 05 Sec.  
05 T 45N R 02E  
Use: STOCKWATER (0.02 CFS);  
DOMESTIC (0.04 CFS)  
In: LOT 05 SEC 05 T 45N R 02E

Exceptions to a claim may be filed  
with the Director: Dept. of Water  
Resources, 4005 Gov't. Way, Coeur  
d'Alene, Id. 83814

KENDUNN, Director

9/14/21/83

YoldLg



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640

State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: *[Signature]*

Right Number 71-4138 Applicant *[Signature]*

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 10/13/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By DC Date 10-25-83

RECEIVED  
OCT 25 1983  
DEPARTMENT OF WATER RESOURCES

91-4138

STONE, SCOTT

P.O. BOX 471, CALDER, ID 83808

Source: UNNAMED STREAM trib. to SAINT JOE RIVER

Priority Date: 03/18/1925

Diversion Pt: LOT 04 LOT 05 Sec 05 T 45N R 02E

Use: STOCKWATER (0.02 CFS)  
DOMESTIC (0.04 CFS)

In: LOT 05 Sec 05 T 45N R 02E

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STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Northern Region

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JOHN V. EVANS  
Governor  
A. KENNETH DUNN  
Director

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

OCTOBER 3, 1983

SCOTT STONE  
P.O. BOX 471  
CALDER

ID 83808

RE: Claim No. 91-4138

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

ENCLOSURE