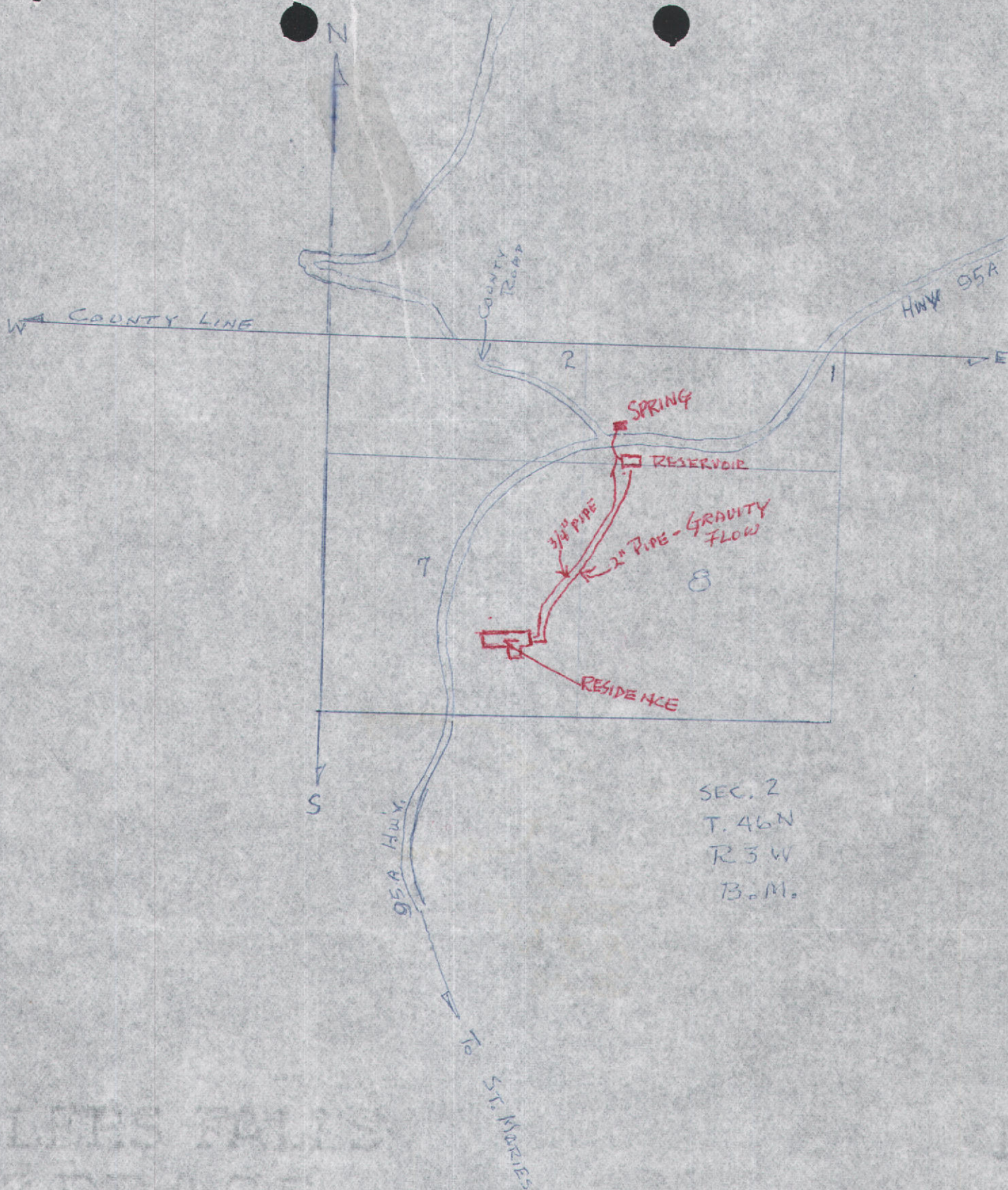




SEC. 2
T. 46 N
R. 3 W
B. M.

WILLARD HOLMSTROM
BZ ERASE
ATTORNEY

W. WILLARD HOLMSTROM
ROUTE 2 - BOX 122 - MISSION POINT
ST. MARIES, IDAHO 83661

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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 W. Willard Holmstrom & Victoria S. Holmstrom
(name of claimant)
of Route 2, Box 122, St. Maries, Id 83861, 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.~~ spring) Spring
 _____, tributary to, _____

- (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	0.00 8+ GPM _____ _____ _____ (cfs, gpm or a/f)	Use _____ Use ~~Irri. garden~~ _____ Use Stock _____ (dom., irri., stock, etc.)	Period of Use: _____ Period of Use: _____ Period of Use: _____	From _____ From Jan. 1 From _____ _____ _____ (both dates inclusive)	To _____ To Dec. 31 To _____ _____ _____

- (3) Total quantity of water claimed: _____ cubic feet per second, or _____ acre feet
per annum, and/or 8+ _____ gallons per minute. Historians tell us 200 yrs. or more

- (4) Priority claimed: (the date water was first applied to beneficial use) ~~more than 20 years of continuous~~ Actual use by the undersigned for
A claim is not acceptable on a ground-water source with a priority later than March 25, 1963 or on a surface-water use
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 starting
11-21-58.
a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)
 _____ ¼ _____ ¼, Sec. GL-1 Twp. 46N Rge. 3W B. M. County of Renewah
 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. From source - gravity pipeline to 6400 gal reservoir and 3/4" - 2" pipeline approximately 1200' to residence - Gravity flow - fall from source about 70'

- (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.

[illegible]

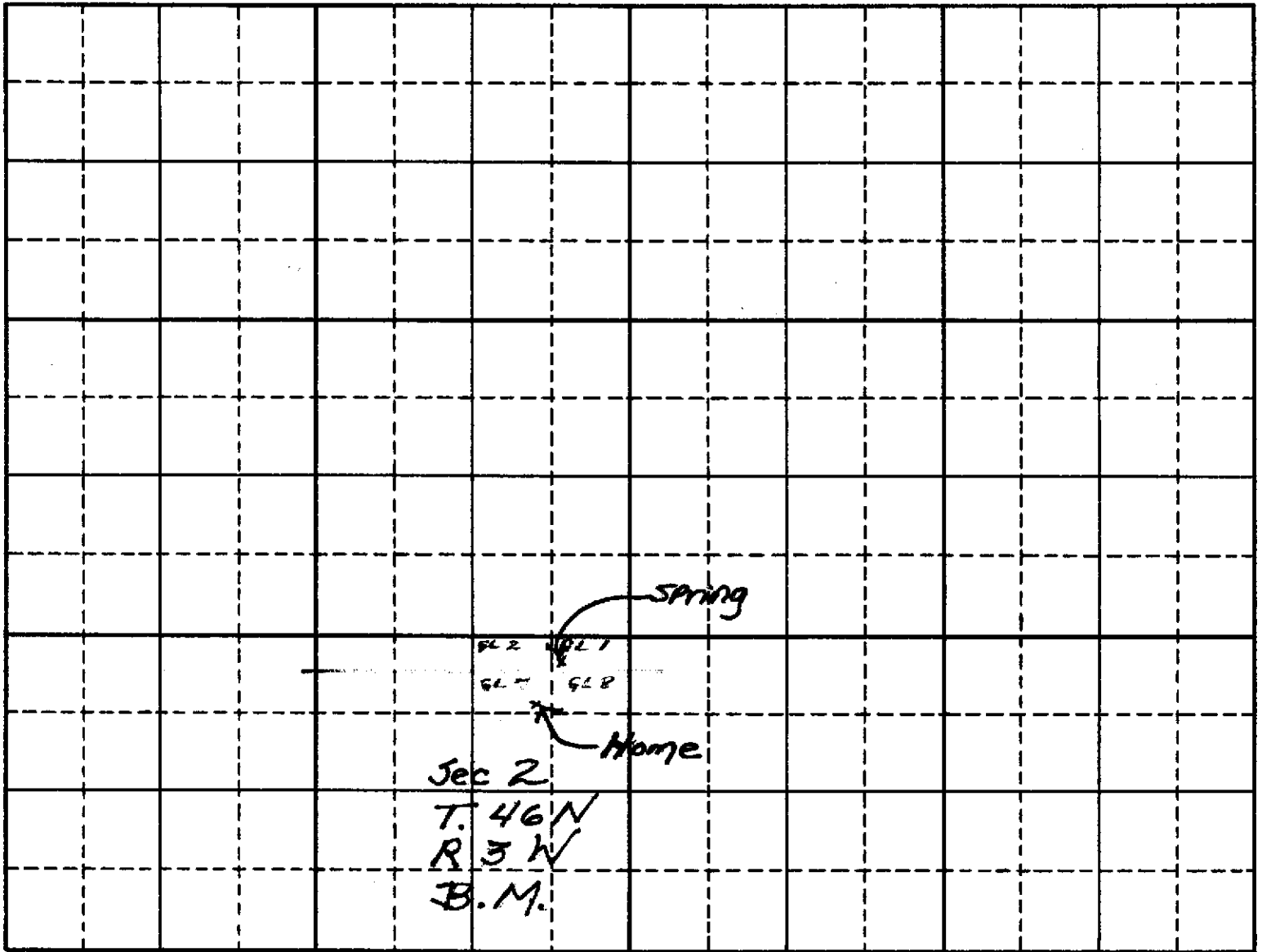
Total No. of acres _____

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Domestic
Water Supply & Animal Watering

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

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(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)
) ss.
County of Benewah)

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 affiants knowledge.

Victor S. Halstrom
(Claimant)

Sworn to before me this 23rd day of January 19 79

Karen M. Robinson
Notary Public
Residing at St. Maries, Idaho

My commission expires Life Term

For Department Use Only

Received by <u>pm</u>	Date <u>4/2/16</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>AK</u>	Date <u>2-7-10</u>		claimant by:	
\$10.00 fee received by <u>pm</u>	Date <u>2/1/11</u>	<u>#13423</u>		
Approved for publication by <u>pm</u>	<u>2/1/13</u>			
Published in <u>St. Maries Gazette Record</u>				
Dates <u>3/15-22/14</u>				

COUNTY LINE

COUNTY ROAD

HWY 95A

2

1

SPRING

RESERVOIR

3/4" PIPE

2" PIPE - GRAVITY FLOW

7

8

RESIDENCE

S

95A HWY

ST. MARY'S

SEC. 2
T. 46N
R. 5W
73-M.

W. WILLARD HOLMSTROM
ROUTE 2 - BOX 1244 - MARK A. POINT
ST. MARY'S, IDAHO 83401
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Affidavit of Publication

STATE OF IDAHO
County of Benewah, ss.

JoJane Hammes, being first duly sworn on oath, deposes and says that she is co-publisher and business manager of the St. Maries Gazette Record, a weekly newspaper printed and published at St. Maries, Benewah County, State of Idaho; the St. Maries Gazette Record is a newspaper having general circulation in Benewah county, State of Idaho, and has been continuously and uninterruptedly published in Benewah County, State of Idaho, during a period of more than seventy-eight consecutive weeks prior to the first publication of the notice of advertisement hereon.

That the notice, of which the one hereto attached is a true copy, was published in said newspaper for a period of...two...issues, the first publication being on the 15th day of February, 1979. and the last on the 22nd day of February., 1979.

That said newspaper was regularly distributed to its subscribers during the time of the same period; that said notice was published in the regular and entire issue of said paper.

JoJane Hammes

Subscribed and sworn to before me this 23rd day of February, 1979.

Cora L. Ligon
Notary Public in and for Benewah County, Idaho
Residing at St. Maries, Idaho

OK
3/5/79

NOTICE OF APPLICATION
FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

92-7048

Name: Mervyn W. Swalley
Address: 49 E. Latimer, Campbell, CA 95008

Date Filed: January 31, 1979
Amount: 0.20 cubic feet per second
Source: Unnamed spring tributary to Rogers creek
Means: Collection box, pump and pipeline

Point of Diversion: NENW Sec 22 T 45N R 01W, Benewah Co.
Place of Use: NENW Sec 22 T 45N R 01W

Use: Fire protection (0.20 CFS) from May 1 to Nov. 1 & Domestic (0.05 CFS) from Jan. 1 to Dec. 31

91-4010

Name: W. Willard or Victoria S. Holmstrom
Address: Route 2, Box 122, St. Maries, Id. 83861

Priority date: November 21, 1958
Amount: 0.02 cubic feet per second
Source: Unnamed spring
Means: Reservoir & Gravity-Flow pipeline

Point of Diversion: Lot 01 Sec 02 T 46N R 03W, Benewah Co.

Place of Use: Lot 07 Sec 02 T 46N R 03W

Use: Domestic (0.02 CFS) from Jan. 1 to Dec. 31; & Stockwater (0.02 CFS) from Jan. 1 to Dec. 31

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, Id., 83814 on or before March 5, 1979.

C. STEPHEN ALLRED
Director

No. 5632 — Feb. 15-Feb. 22.

RECEIVED

MAR 5 1979

Department of Water Resources
Northern District Office

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State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: TK
Right Number 91-4010 Claimant
Applicant

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. 3/5/79
- ☒ Claim published correctly.
- ☒ Exceptions processed.

By pm Date 3/5/79

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By J.J. Date 3/13/79

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91-4010-

HOLMSTROM, W. WILLARD &/or VICTORIA S.

ROUTE 2, BOX 122, ST. MARIES, ID 83861

Source: UNNAMED SPRING

Priority Date: 11/21/1958

Amount: 0.02 CFS

Diversion Point: LOT 01 Sec 02 T 46N R 03W, BENEWAH Co.

Use: DOMESTIC (0.02 CFS) from 01/01 to 12/31
STOCKWATER (0.02 CFS) from 01/01 to 12/31

Place of Use: LOT 07 Sec 02 T 46N R 03W

Diversion Means: RESERVOIR & GRAVITY-FLOW PIPELINE

91-4010

Name: W. Willard or Victoria S. Holmstrom

Address: Route 2, Box 122, St. Maries, Id. 83861

Priority date: November 21, 1958

Amount: 0.02 cubic feet per second

Source: Unnamed spring

Means: Reservoir & Gravity-Flow pipeline

Point of Diversion: Lot 01 Sec 02 T 46N R 03W, Benewah Co.

Place of Use: Lot 07 Sec 02 T 46N R 03W

Use: Domestic (0.02 CFS) from Jan. 1 to Dec. 31; & Stockwater (0.02 CFS) from Jan. 1 to Dec. 31

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, Id., 83814 on or before March 5, 1979.

C. STEPHEN ALLRED
Director

No. 5632 — Feb. 15-Feb. 22.

Department of Water Resources
Northern District Office

OK
2/15/79

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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

February 7, 1979

Mr. W. Willard Holmstrom
Route 2, Box 122
St. Maries, Idaho 83861

RE: 91-4010

Dear Mr. Holmstrom:

Enclosed is Receipt No. 13423 in the amount of \$20.00 which was received by this office for the filing fee on the above-referenced item.

Sincerely,

Patricia M. Styrpa

pms

Enclosure

MICROFILMED

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

MARCH 5, 1979

W. WILLARD HOLMSTROM
VICTORIA S. HOLMSTROM
ROUTE 2, BOX 122
ST. MARIES

ID 83861

RE: Claim No. 91-4010

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

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LAW OFFICES OF
THOMAS C. MORRIS
722 MAIN AVENUE
ST. MARIES, IDAHO
83861

February 1, 1979

State of Idaho
Department of Water Resources
Northern Region
Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814

Attention: Tom D. King
Senior Water Resource Agent

Re: Water Right Claim - W. Willard Holmstrom

Dear Mr. King:

Enclosed please find Claim to a Water Right for Mr. & Mrs. Willard Holmstrom together with a check in the amount of \$20.00 from Mr. Holmstrom covering the initial fee for filing this claim.

Mr. Holmstrom informed me that November 21, 1958 is the date when water was first applied to beneficial use.

Should you need any additional information, please do not hesitate to contact me.

Thank you for your assistance in this matter.

Very truly yours,


THOMAS C. MORRIS

kr

enclosures

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January 25, 1979

Mr. Thomas C. Morris
Attorney at Law
722 Main Avenue
St. Maries, Idaho 83361

Re: Water Right Claim - W. Willard Holmstrom

Dear Mr. Morris:

I am returning the above-referenced claim. The Department is prevented by law from accepting a Claim to a Water Right without a \$20 filing fee.

To be of the most benefit, a Claim should have a specific date for priority. It might be difficult to prove that the spring has been used for watering stock, irrigation of a garden and in-house uses since 1779. If it can be proved, it would be best to have these proofs on file with the Claim. There is no additional charge for filing additional information; the initial \$20 fee is all that is required.

After a Claim has been advertized, a copy of the Claim will be returned to the Claimant, along with any exceptions the Department might receive.

If you have any questions, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms
Enc. - Claim

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THOMAS C. MORRIS
ATTORNEY AT LAW
722 MAIN AVENUE
ST. MARIES, IDAHO 83861
TELEPHONE (208) 245-2523

January 23, 1979

Department of Water Resources
4055 Government Way
Coeur d'Alene, Idaho 83814

Re: Claim to a Water Right

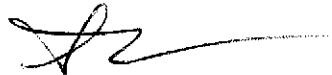
Dear Sir:

Enclosed please find a Claim to a Water Right, which has been signed by W. Willard Holmstrom and Victoria S. Holmstrom. Please file the same. If there is any charge, please bill me.

My client was wondering if he would receive any type of acknowledgment that this had been filed. I would appreciate it greatly if you could let me know.

Thank you.

Very truly yours,



THOMAS C. MORRIS

kr

enclosure

RECEIVED

JAN 24 1979

Department of Water Resources
Northern District Office

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