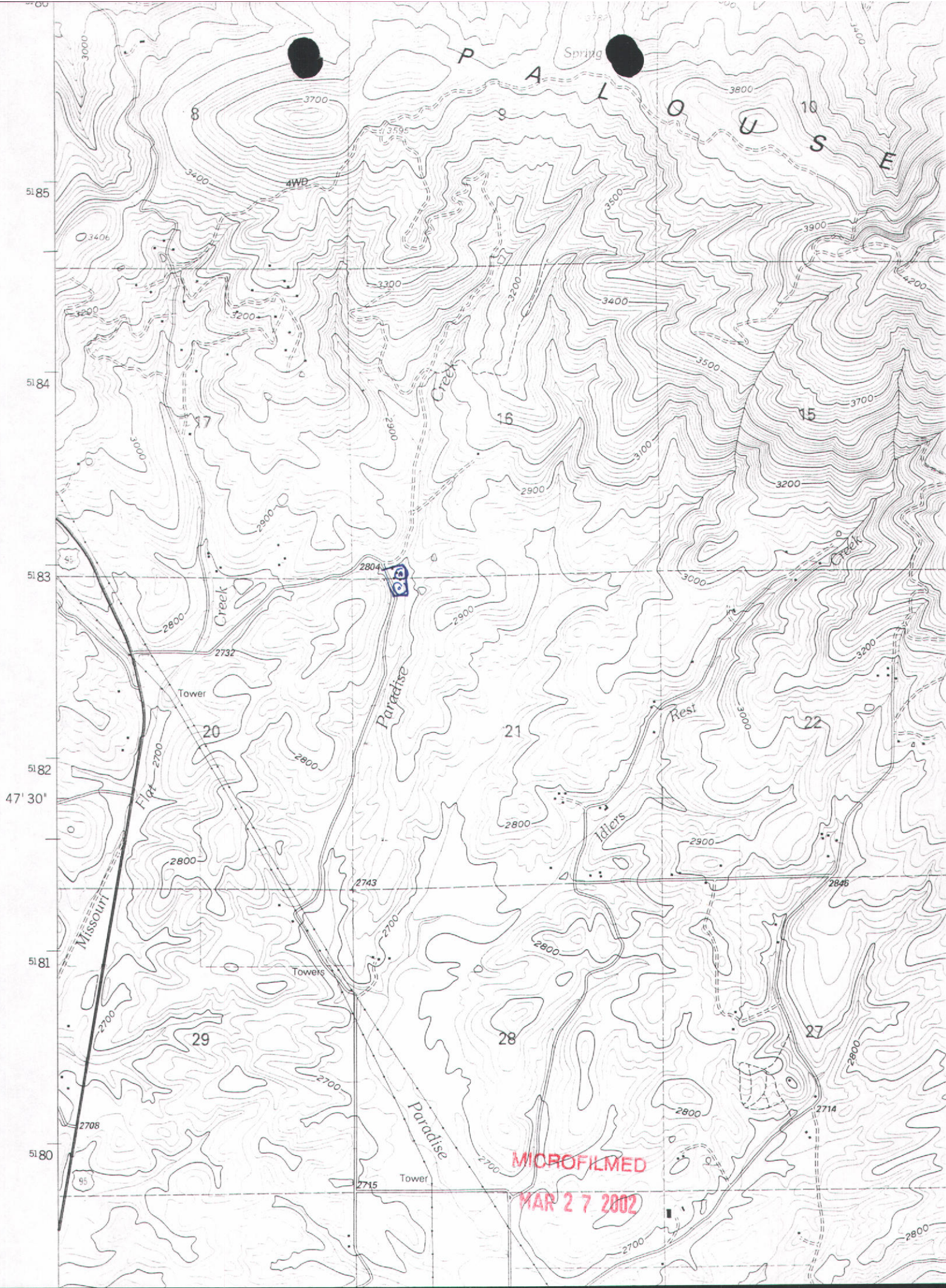




87-10016
RECEIVED

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

SEP 14 2001

69298
CLAIM TO A WATER RIGHT

Department of Water Resources

Under the provisions of Section 42-243, *Idaho Code*, any person claiming a water right established by diversion and application of water to beneficial use must file a claim with the Department of Water Resources. The filing of this claim does not confirm the water right claimed. Water rights represented by a valid permit, license, decree, or previous claim are exempt from this requirement; as are uses of water for domestic purposes as defined in Section 42-111, *Idaho Code*. A filing fee must be submitted with this claim. See the instruction sheet to determine the appropriate fee.

Notice is hereby given that Lucy Marie Garritano
(Name of Claimant)
3404 Foothill Rd Moscow ID 83843 Telephone No: 882 2947
(Mailing Address) (Zip Code)

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

1. Date of Priority: (When the water was first applied to beneficial use) 1947 JUNE 15
A claim is not acceptable for the use of surface water with a priority later than May 20, 1971. A claim is not acceptable for the use of ground water with a priority date later than March 25, 1963, unless the water is used for domestic purposes as defined in Section 42-111, Idaho Code.

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

Groundwater 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 or af)	(Irrigation, Domestic, Stock, Etc.)	(Both dates inclusive) (MM/DD) (MM/DD)	
Quantity <u>04 cfs</u>	Use <u>Domestic</u>	Period of Use From <u>1-1</u>	to	<u>12-31</u>
Quantity <u>.16 cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>7-1</u>	to	<u>11-1</u>
Quantity _____	Use _____	Period of Use From _____	to	_____
Quantity _____	Use _____	Period of Use From _____	to	_____

4. .16 TOTAL QUANTITY USED.
(cfs or af)

5. A) Location of point of diversion is _____ 1/4 of SW 1/4 of SW 1/4, Govt. Lot _____
Sec. 16 Township 40 N Range 5 W B.M., Latah County; additional points of
diversion, if any: NW NW Sec 21 T40 N R5W

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch etc.). Give sizes and capacities. Be specific. Describe any changes in the system and give the date of the change.

2 wells

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MAR 27 2002

Received by	Date	6/29/01
Prelim. check by	Date	6/29/01
Free	Receipt #	N014506
Receipt prepared by	Date	6/29/01

9/11/09

Claimant's Signature (and title if claim is for an organization)

State of Idaho)
County of Kootenai) ss.)

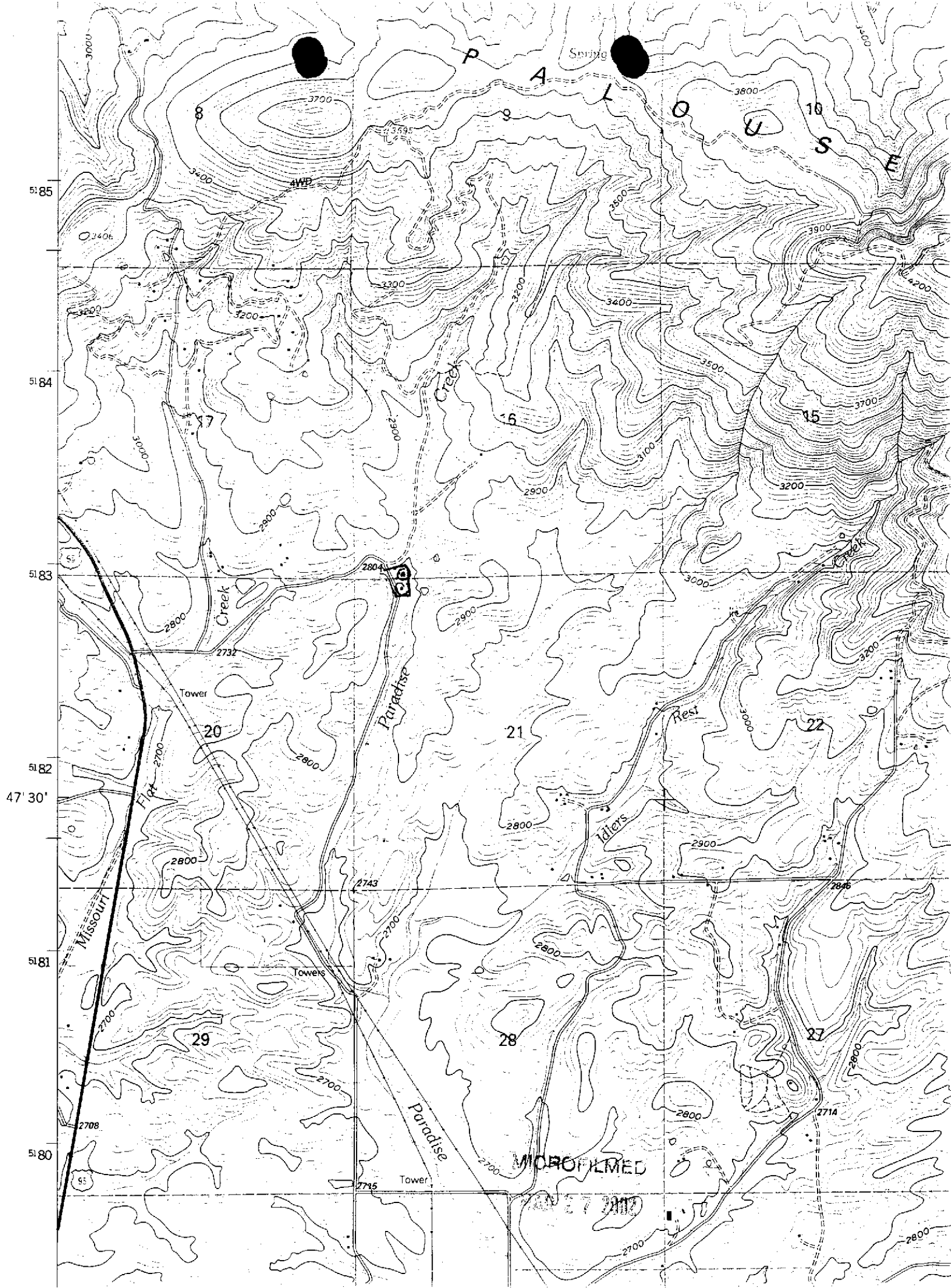
B) If water is used for purposes other than irrigation, fully describe the use. Be specific.

TOTAL ACRES _____

[illegible]

6. A) Describe the place of use within each 40-acre tract in the appropriate box using the symbols listed below. If the use is for irrigation, describe the location by listing the number of irrigated acres within each 40-acre tract.

D - domestic, S - stockwater, M - municipal, C - Commercial, I - Industrial, X - other



WARRANTY DEED

GRANTORS William P. Lemm, a/k/a William P. Lemm, Jr., and Julie Ann Lemm, a/k/a Julie Ann Fern Lemm, husband and wife, of Moscow, Idaho, for good and valuable consideration received which is hereby acknowledged, do hereby grant, bargain, sell, and convey unto Lucy M. GARRITANO, a married person, as her sole and separate property, the GRANTEE, and to GRANTEE'S heirs and assigns forever, the following described real property situated in Latah County, State of Idaho, to-wit: 1184 Foothill Road, Moscow, ID 83843

A tract of land in the Southwest Quarter of the Southwest Quarter of Section 16 and the Northwest Quarter of the Northwest Quarter of Section 21, Township 40 North, Range 5 West Boise Meridian, and described as follows:

Beginning at the Northwest corner of said Section 21; thence North 89°56' East, along the North Boundary of said Section 21 a distance of 592.9 feet to the centerline of existing county road and the TRUE POINT OF BEGINNING; thence North 20°57' West along said centerline 197.9 feet; thence North 84°05' East along said centerline 167.1 feet; thence North 67°37' East along said centerline 79.1 feet; thence North 42°27'30" East along said centerline 143.7 feet; thence North 29°43' East along said centerline 35.3 feet; thence South 16°58' East 274.8 feet; thence North 73°02' East 40 feet; thence South 16°58' East 131.5 feet; thence South 88°18'30" West 134.1 feet; thence South 16°55' East 175.4 feet to existing fence corner; thence South 10°59'30" West along said fenceline 714.2 feet; thence South 1°43' West along said fenceline 462.7 feet; thence North 87°44' West along said fenceline 276.4 feet to the centerline of existing county road; thence North 9°24' East along said centerline 328.4 feet; thence North 15°12'30" East along said centerline 635.7 feet; thence North 20°57' West along said centerline 423 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO county road right-of-way for Foothill Road and Lewis Road.

TOGETHER with all and singular, the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining.

GRANTORS do hereby covenant that they are owners in fee simple of said premises which are free from all encumbrances except such rights, easements, covenants, restrictions, rights-of-way, and zoning regulations as appear of record or by use upon the premises, and taxes and assessments subsequent to the 30 day of October,

WARRANTY DEED

MICROFILMED

MAR 27 2002

1998. GRANTORS covenant that they will warrant and defend the same from all lawful claims whatsoever.

EXECUTED this 30th day of ^{October}~~November~~, 1998.

William P. Lemm, Jr.
William P. Lemm, Jr., Grantor

Julie Ann Lemm
Julie Ann Lemm, Grantor

STATE OF IDAHO)
 Bonner)
COUNTY OF ~~LATAH~~)

On this 30th day of ^{October}~~November~~, 1998, before me personally appeared William P. Lemm, Jr., and Julie Ann Lemm, husband and wife, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

Nick K. Snow
NOTARY PUBLIC in and for the
State of Idaho.
My commission expires: 10/13/00

NOTARY
PUBLIC
IDaho

WARRANTY DEED

MICROFILMED

MAR 27 2002

439090
NO.
AT THE REQUEST OF:
LATAH COUNTY TITLE CO.
DATE & HOUR: 11-2-98 1:54
SUSAN PETERSEN
LATAH COUNTY RECORDER
FEE \$ 6.00 BY S. Petersen
LATAH COUNTY TITLE CO.

FILED

State of Idaho
Department of Water Resources
69298
CLAIM ANALYSIS SHEET

⑥ WRA/bcn

RECEIVED

SEP 14 2001

INITIAL REVIEW BY: AS

Department of Water Resources

Right Number 87-10016 Applicant GARRITANO

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.

MP/Thurs/ok
9/4/01

FINAL REGIONAL PROCESSING REVIEW:

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

By AS Date 9-13-01

STATE OFFICE PROCESSING:

- ☐ Claim review complete.

By _____ Date _____

MOSCOW
IDAHO

DAILY NEWS

409 SOUTH JACKSON, MOSCOW, IDAHO 83843
PHONE 208-882-5561 509-334-7434RECEIVED
SEP 13 2001
IDWR/North

TO

Department of Water Resources
Northern Region
Suite 210, 1910 Northwest Blvd
Coeur d'Alene ID 83814Invoice
9/12/01

TO INSURE PROPER CREDIT TO YOUR ACCOUNT PLEASE RETURN ONE COPY WITH PAYMENT.

DATE	DESCRIPTION	DISPLAY INCHES	INCH RATE	CLASSIFIED INCHES	CHARGES	CREDITS	BALANCE
8/25/01	e 38990 Public Notice Affidavit attached. Thank you.				45.56		
<i>Supplements bill sent to SO 9/12/01</i>							

MICROFILMED

MAR 27 2002

**Affidavit of
Publication**

STATE OF IDAHO
County of Latah ss

Lorraine Hudson
Legal Clerk

being first duly sworn, on oath depos-
es and says:

That she is the printer of Moscow-
Pullman Daily News, a newspaper of
general circulation, printed and pub-
lished daily except Sunday at
Moscow, Latah County, Idaho, in
compliance with Sections 60-106, 60-
107, and 60-108 of the Idaho Code
and the amendments thereto: that
the notice of which the annexed is a
full, true and correct printed copy was
published in the regular and entire
issues of said newspaper and not in
a supplement thereto, upon the fol-
lowing dates:

Aug 16, 23,
2001

the same being the date designated
for the publication of said notice.

Lorraine Hudson

this 12 day of SEPT
in the year of 2001, before a Notary
Public, personally appeared _____

Lorraine Hudson

known or identified to me to be the
person whose name subscribed to
the within instrument, and being by
me first duly sworn,
declared that the statements therein
are true, and acknowledged to me
that he executed the same.

[Signature]
Notary Public for Idaho
Residing at Moscow, Idaho
My Commission expires

~~12/4/2004~~

7/1/03

Supplement

RECEIVED

SEP 13 2001

IDWR/North

PUBLIC NOTICE

The following claim has been
filed based on diversion and ben-
eficial use of

water: 87-10016.

LUCY MARIE GARRITANO,
3404 FOOTHILL RD, MOSCOW
ID 83843

Point(s) of Diversion SWSW
S16 T40N R05W LATAH County
Source GROUND WATER,
NWNW S21 T40N R05W
LATAH County

Source GROUND WATER

Use: IRRIGATION 03/15 to
11/15 0.16 CFS

Use: DOMESTIC 01/01 to
12/31 0.04 CFS

Total Diversion: 0.16 CFS

Priority Date: 06/15/1947

Place of Use: DOMESTIC and
IRRIGATION

T40N R05W S16 SWSW
T40N R05W S21 NWNW

Number of Acres 4

Exceptions to a claim may be
filed with the Department of
Water Resources, Northern
Region, 1910 Northwest Blvd,
Suite 210, Coeur D'Alene ID
83814 together with an excep-
tion fee of \$25.00.

KARL J. DREHER, Director

Aug. 16, 23, 2001

MICROFILMED

MAR 27 2002

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County of Latah ss

Lorraine Hudson
Legal Clerk

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issues of said newspaper and not in
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lowing dates:

Aug 16, 23,
2001

the same being the date designated
for the publication of said notice.

Lorraine Hudson

this _____ day of _____
in the year of 2001, before a Notary
Public, personally appeared _____

Lorraine Hudson

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person whose name subscribed to
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declared that the statements therein
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Notary Public for Idaho -
Residing at Moscow, Idaho
My Commission expires
12/4/2004

PUBLIC NOTICE

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filed based on diversion and ben-
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LUCY MARIE GARRITANO,
3404 FOOTHILL RD, MOSCOW
ID 83843

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S16 T40N R05W LATAH County
Source GROUND WATER,
NWNW S21 T40N R05W

LATAH County

Source GROUND WATER

Use: IRRIGATION 03/15 to
11/15 0.16 CFS

Use: DOMESTIC 01/01 to
12/31 0.04 CFS

Total Diversion: 0.16 CFS

Priority Date: 06/15/1947

Place of Use: DOMESTIC and
IRRIGATION

T40N R05W S16 SWSW

T40N R05W S21 NWNW

Number of Acres 4

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Water Resources, Northern
Region, 1910 Northwest Blvd,
Suite 210, Coeur D'Alene ID
83814 together with an excep-
tion fee of \$25.00.

KARL J. DREHER, Director
Aug. 16, 23, 2001

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SEP 07 2001
IDWR/North

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MAR 27 2002

Mailing Address
P.O. Box 8187
Moscow ID 83843

409 S. Jackson • Moscow, ID 83843 • (208) 882-5561

INVOICE / STATEMENT

ACCOUNT	DATE	SLS NO.
e 611	08/31/01	

DEPARTMENT OF WATER RESOURCES
NORTHERN REGION
SUITE 210 1910 NW BLVD
COEUR D ALENE ID 83514

\$ AMOUNT ENCLOSED

45.56

PLEASE DETACH AND RETURN WITH YOUR REMITTANCE

ACCOUNT NO.	CURRENT	OVER 30 DAYS	OVER 60 DAYS	OVER 90 DAYS
e 611	45.56	.00	.00	.00

DATE	DESCRIPTION	TIMES	INCHES/LINES	RATE	CHARGES
08/01/01	BALANCE FORWARD				.00
08/25/01	e 38980 STATUTORY CLAIM 87 1	1	4.25	10.720	45.56

RECEIVED
SEP 07 2001
IDWR/North

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MAR 27 2002

AMOUNT DUE BY 09/25/01 45.56

PREVIOUS BALANCE	NEW CHARGES	CREDITS	BALANCE DUE
.00	45.56	.00	45.56

ACCOUNTS NOT PAID IN 30 DAYS WILL BE CHARGED 1.8% PER MONTH, WHICH IS EQUAL TO A PER ANNUM CHARGE OF 21.6%/YEAR

The following claim(s) have been filed based on diversion and beneficial use of water:

87-10016

LUCY MARIE GARRITANO
3404 FOOTHILL RD
MOSCOW ID 83843

Point(s) of Diversion SWSW S16 T40N R05W LATAH County

Source GROUND WATER

NWNW S21 T40N R05W LATAH County

Source GROUND WATER

Use: IRRIGATION 03/15 To 11/15 0.16 CFS

Use: DOMESTIC 01/01 To 12/31 0.04 CFS

Total Diversion: 0.16 CFS

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Place Of Use: DOMESTIC and IRRIGATION

T40N R05W S16 SWSW

T40N R05W S21 NWNW

Number of Acres 4

Exceptions to a claim may be filed with the Department of Water Resources, Northern Region,
1910 Northwest Blvd, Suite 210, Coeur D' Alene ID 83814 together with an exception fee of \$25.00.

KARL J DREHER, Director

Published Moscow-Pullman Daily News on August 16 and 23, 2001.

MICROFILMED

MAY 27 2002



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450 **Fax (208) 769-1454**

August 08, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Legal Notice Department
MOSCOW-PULLMAN DAILY NEWS
PO BOX 8187
MOSCOW ID 83843

RE: Statutory Claim No. 87-10016

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 09/04/2001. Your cooperation is appreciated.

Sincerely

Thanks & ☺

Dianne Ball

Dianne Ball
Administrative Assistant

MICROFILMED

MAR 27 2002



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

August 08, 2001

LUCY MARIE GARRITANO
3404 FOOTHILL RD
MOSCOW ID 83843

RE: Water Right Claim No 87-10016

Dear Claimant:

The Department of Water Resources acknowledges receipt of your water right claim. Please refer to the above referenced number in all future correspondence regarding this application.

A legal notice of the claim has been prepared and is scheduled for publication in the Moscow Pullman Daily News on August 16 and 23, 2001. If exceptions to the claim are filed you will be sent a copy of the exceptions(s).

The filing and advertising of the claim does not confirm the water right claimed. It will serve to record and preserve the information and the evidence, including any exceptions, regarding the 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 the information or evidence added at any time. Corrections to the claim may be made by filing an amended claim; no additional filing fees are required to amend a claim.

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

We are enclosing a copy of the claim for your records. Please feel free to contact this office if you have any questions.

Sincerely,

A handwritten signature in black ink that reads "Robert G. Haynes".

Robert G. Haynes, P.E.
Regional Manager

MICROFILMED
Enclosure(s)

AUG 29 2002