

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

A. J. Munnear

being first duly sworn, on oath,
deposes and says:

That he is the printer of The DAILY IDAHONIAN, a newspaper of general circulation, printed and published 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 following

dates:

July 3, 10, 1980

the same being the dates designated for the publication of said legal notice.

Subscribed and sworn to before

me this *9th* day of *July*

19 *80*

Carol Fleener

Notary Public,

residing at Moscow, Idaho

NOTICE OF CLAIMS TO 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:

834014

CLARK, PATRICIA L.
HART, MERILYN K.
P.O. BOX 699, HAYDEN LAKE, ID 83835
Source: SPRING tributary to HOWARD CREEK

Priority Date: 01/01/1891

Amount: 0.08 CFS

Diversion Point: NWSW Sec 26, T, 40N R 05W, LATAH Co.

Use: DOMESTIC (0.08 CFS) from 01/01 to 12/31

Place of Use: NESW NWSW Sec 26 T 40N R 05W

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.

C. STEPHEN ALLRED
Director

July 3, 10, 1980

RECEIVED

JUL 10 1980

Department of Water Resources
Northern District Office

MICROFILMED

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.

P.O. BOX 699 HAYDEN LAKE, IDAHO 83835 (Name of Claimant)
(Mailing Address) (Zip Code) Telephone No. 208-772-2719

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) 1891

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)

Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
UNNAMED SPRING tributary to HOWARD CREEK

- (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, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
Quantity		Use		(Mo., Day)	(Mo., Day)
600 GPD		Use	DOMESTIC -2	Period of Use From JAN 1	To DEC 31
		Use	HOUSEHOLDS	Period of Use From	To
		Use		Period of Use From	To
		Use		Period of Use From	To
		Use		Period of Use From	To

- (4) _____ Use _____
 _____ TOTAL QUANTITY USED.
 (cfs. and AFA)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)
NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26 Twp. 40N Rge. 5W B.M., County of LATAH
 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. PUMP AND PIPELINE TO A CISTERN.

- (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]

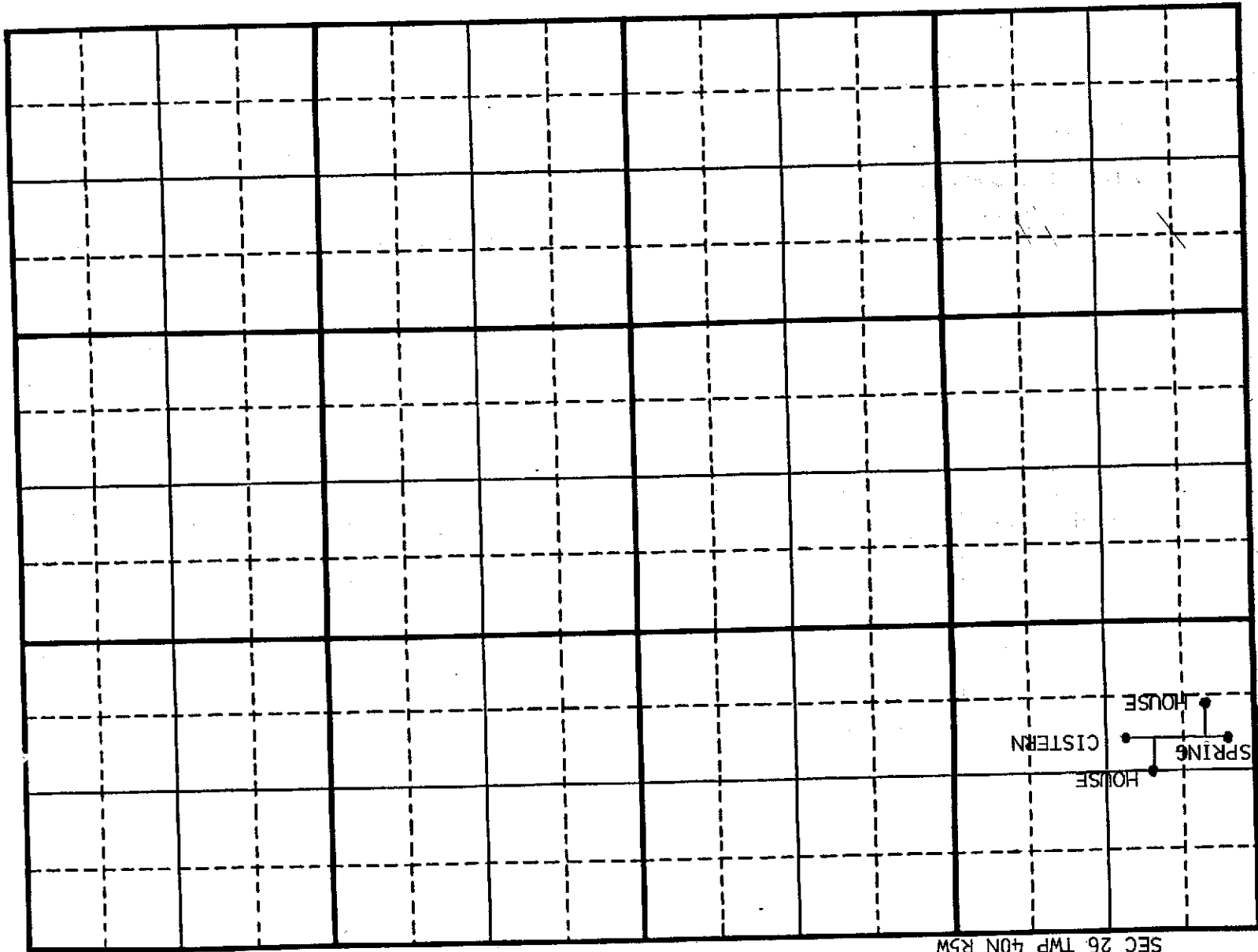
No. of acres

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: USED FOR HOUSEHOLD PURPOSES ONLY AT TWO HOUSES, ONE LOCATED IN NE $\frac{1}{4}$ OF SEC. 26, AND THE OTHER IN NW $\frac{1}{4}$ OF SEC. 26 R5 W 40N.

NOTE: Include here the type and number of stock watered: NONE

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

SEC 26 TWP 40N R5W



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 Kootenai

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 12th day of June

William R. Hart
William R. Hart
(Claimant)

Janet Kavan
Notary Public in Idaho
Residing at Maynard Lake

My commission expires 11/30/83

FOR DEPARTMENT USE ONLY

Received by Mr. [Signature] Date 6-16-80
Prelim. check by Mr. [Signature] Date 6-16-80
\$20.00 fee received by Mr. [Signature] Date 6-16-80
Published in Boise Tribune Date 6/16/80
Exception filed by: Mr. [Signature] Date 7/31/80
Forwarded to Mr. [Signature] Date 7/31/80

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C. STEPHEN ALLRED
Director

July 3, 10, 1980

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JL

Right Number 83-4014 Applicant 83-4014

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 7/11/80

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By [Signature] Date 7/30/80

MICROFILMED

83-4014

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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

JULY 14, 1980

PATRICIA L. CLARK
MERILYN K. HART
P.O. BOX 699
HAYDEN LAKE

ID 83835

RE: Claim No. 83-4014

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 Receipt #15321
6050

MICROFILMED