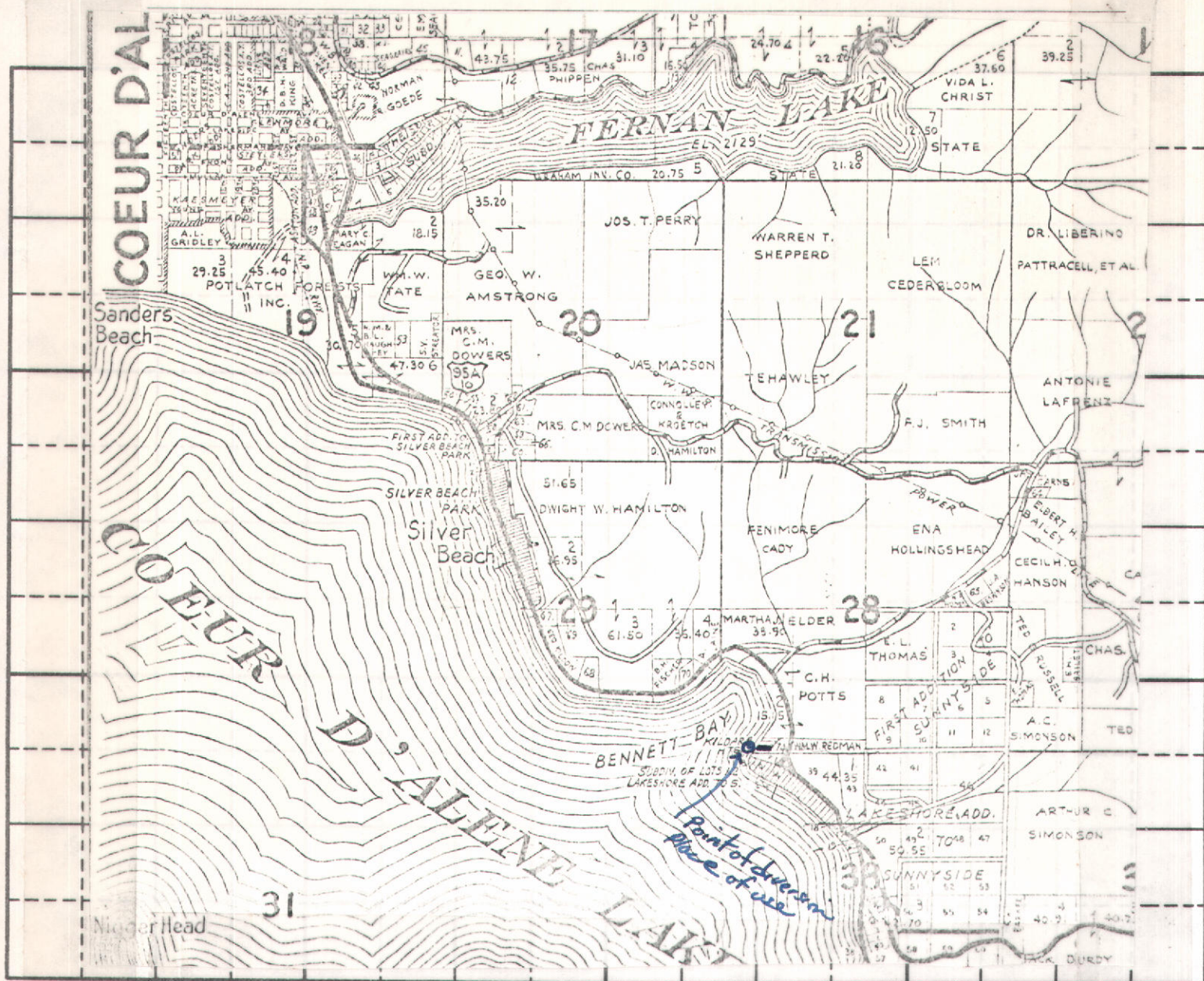


(8) Remarks



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

County of KOOTENAI

SS.

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.

Howard J. Vitzke
(Claimant)

Sworn to before me this 5TH day of DECEMBER, 19 73.

Cada M. Roberts
Notary Public
Residing at COEUR D'ALENE

My commission expires SEPT. 11, 1976

For Department Use Only

Received by <u>FB</u>	Date <u>12/5/73</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>FB</u>	Date <u>12/5/73</u>		claimant by:	
\$10.00 fee received by <u>FB</u>	Date <u>12/5/73</u> # 12282			
Approved for publication by <u>FB</u>	<u>12/5/73</u>			
Published in <u>COEUR D'ALENE PRESS</u>				
Dates <u>12-13 + 12-20-73</u>				

95 4195

CLAIM TO A WATER RIGHT

Notice is hereby given that Howard Vietzke

of Route #3, Box 426, Coeur d'Alene, Idaho, claims a right to the diversion and beneficial use of
(mailing address)

The extent and nature of said claim is as follows:

- | | | | | | | | | |
|--------|----------------------|-----|-------------------------------|----------------|------|-------------------|----|------------------------|
| Amount | <u>0.04 cfs</u> | Use | <u>Domestic</u> | Period of Use: | From | <u>Jan. 1</u> | To | <u>Dec. 31</u> |
| Amount | <u> </u> | Use | <u> </u> | Period of Use: | From | <u> </u> | To | <u> </u> |
| Amount | <u> </u> | Use | <u> </u> | Period of Use: | From | <u> </u> | To | <u> </u> |
| | (cfs, gpm
or a/f) | | (dom., irri.,
stock, etc.) | | | | | (both dates inclusive) |

- 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.

- 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. Submersible 3/4 h.p. Jacuzzi pump and motor with pipeline to place of use.

- [illegible]

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: _____
 Water is used for domestic purposes for one household.

- 95 4195

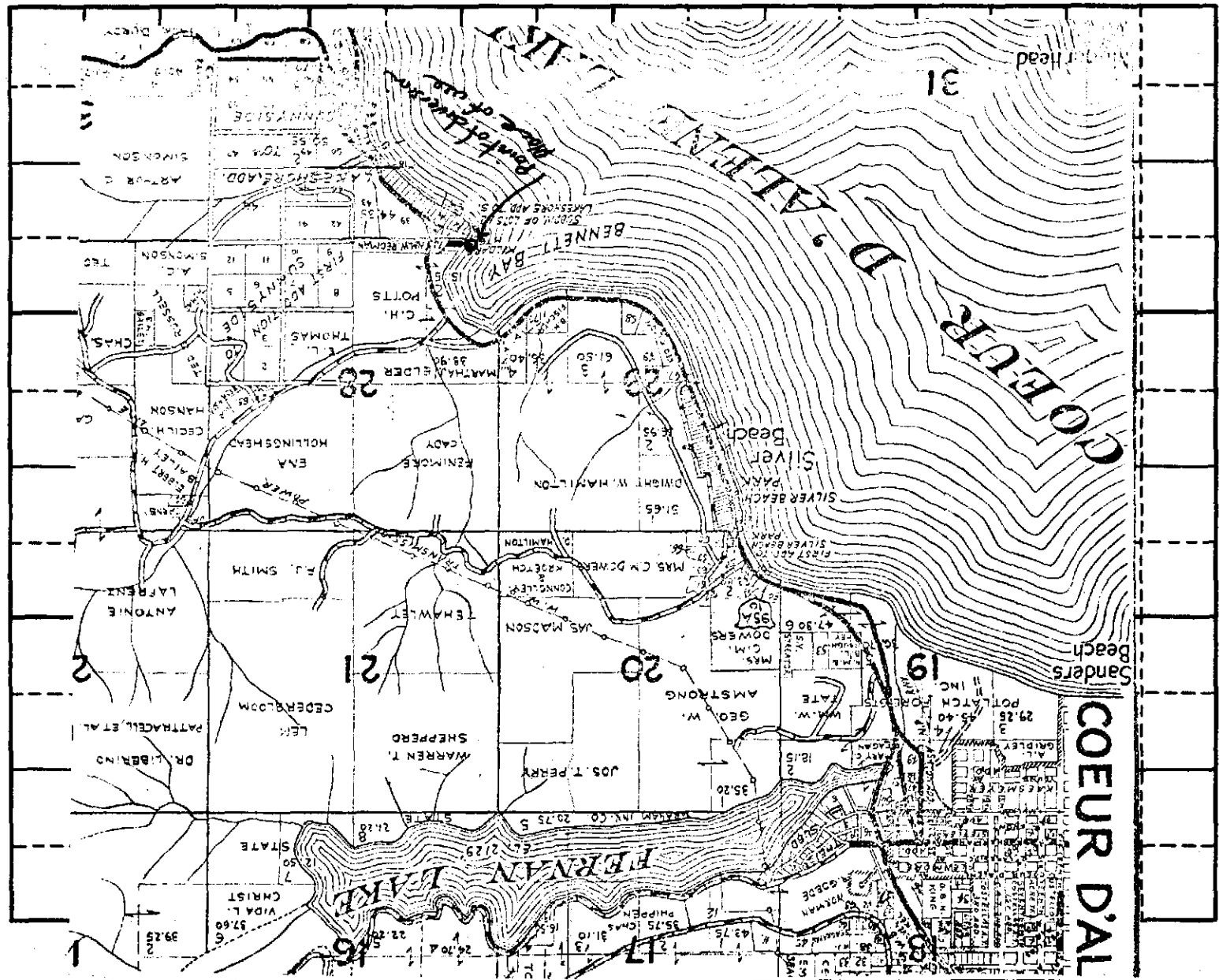
Received by TS Date 12/5/73 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by TS Date 12/5/73 \$10.00 fee received by TS Date 12/5/73 # 12282
Approved for publication by TS Date 12/5/73 Published in Coeur d'Alene Press 12-13 + 12-20-73
Dates _____

For Department Use Only

My commission expires Sept. 11, 1976
Sworn to before me this 5th day of DECEMBER, 19 73.
Edward J. White (Claimant)
Notary Public Edna M. Rott
Residing at Coeur d'Alene
County of IDAHO State of Idaho
SS.

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.

Scale: 2 inches equal 1 mile.



AFFIDAVIT OF PUBLICATION—COEUR D'ALENE PRESS

STATE OF IDAHO,

County of Kootenai,

ss.

DEC 24 1973

Department of Water Administration

Northern District 5, Sec

CAROL HEDGE, being first duly sworn,
deposes and says:

That affiant is now, and at all times herein mentioned has been, a citizen of the United States and a resident of Kootenai County, State of Idaho, over the age of 21 years and not a party to, nor interested in the event of, the above entitled matter, and the printer (principal clerk) of the "Coeur d'Alene Press", during all of the times herein mentioned being a legal daily newspaper, of Coeur d'Alene, Kootenai County, Idaho, as defined by Idaho Code Sec. 60-106 to Sec. 60-108 both inclusive, and Chapter 121 Idaho Session Laws of 1949, and acts amendatory thereof and correlated thereto, and qualified thereunder to publish to the same effect as a weekly

newspaper on Wednesdays; and that the Notice of Claim to
Water Right # 95-4195
Howard Vietzke

of which a printed copy is annexed hereto, was published in all the regular Wednesday weekly issues of said newspaper for 2 consecutive weeks, commencing on the 13 day of DEC, 19 73, and ending on the 20 day of DEC, 19 73

Subscribed and sworn to, before me, this 21 day of Dec

19 73

C. Patrick King
Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho

NOTICE OF CLAIM TO A WATER RIGHT

NO. 195-4195

Notice is hereby given that Howard Vietzke, Route No. 3, Box 426, Coeur d'Alene, Idaho 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 Coeur d'Alene Lake with point of diversion in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, T. 50N, R. 3W, B.M., Kootenai County (Lot 2, Kildare Heights).

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes with a priority of 1955; the place of use is within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, T. 50N, R. 3W, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Administration, 401 Front Avenue, Coeur d'Alene, Idaho 83814.

R. KEITH HIGGINSON
Director

Dec. 13, 20, 1973

95 4195

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
NORTHERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

401 Front Ave., Rm. 209
Coeur D'Alene, Idaho 83814
(208) 667-6484

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

January 3, 1974

Re: Claim to a Water Right No. 95-4195

Howard Vietzke
Route #3, Box 426
Coeur d'Alene, ID 83814

Dear Mr. Vietzka:

The Department of Water Administration 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 this 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, feel free to contact us.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:cp

Enclosure

95 4195

December 7, 1973

Re: Application No.	95-7405	Claim No.	95-4195
"	"	"	"
"	95-7407	"	95-4196
Claim No.	95-4191	"	95-4197
"	"	"	95-4198
"	95-4192	"	95-4200
"	"	"	"
"	95-4193	"	"

Coeur d'Alene Press
Second & Lakeside
Coeur d'Alene, ID 83814

Gentlemen:

Enclosed you will find 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 the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

~~"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."~~

(signature of claimant)

Very truly yours,

Fred Eisenbarth
Northern District Manager

Bill submitted 1-2-74 by CP

FE:CP

Enc: Legal Notices (10)

95 4195

NOTICE OF CLAIM TO A WATER RIGHT

NO. 95-4195

Notice is hereby given that Howard Vietzke,

Route #3, Box 426, Coeur d'Alene, Idaho

has filed a claim to a water right established by diversion and application
to beneficial use of 0.04 cubic feet per second ~~one foot per second~~
of water from Coeur d'Alene Lake

with point of diversion in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, T. 50N, R. 3W, B.M.,
Kootenai County (Lot 2, Kildare Heights)

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

with a priority of 1955 ;
the place of use is within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, T. 50N, R. 3W, B.M.,

Any exception to this claim of water right may be filed with the Idaho
Department of Water Administration, 401 Front Avenue, Coeur d'Alene, Idaho
83814.

R. KEITH HIGGINSON

Director

Published in the Coeur d'Alene Press, Coeur d'Alene, Idaho

on Dec. 13 and Dec. 20, 1973

95 4195