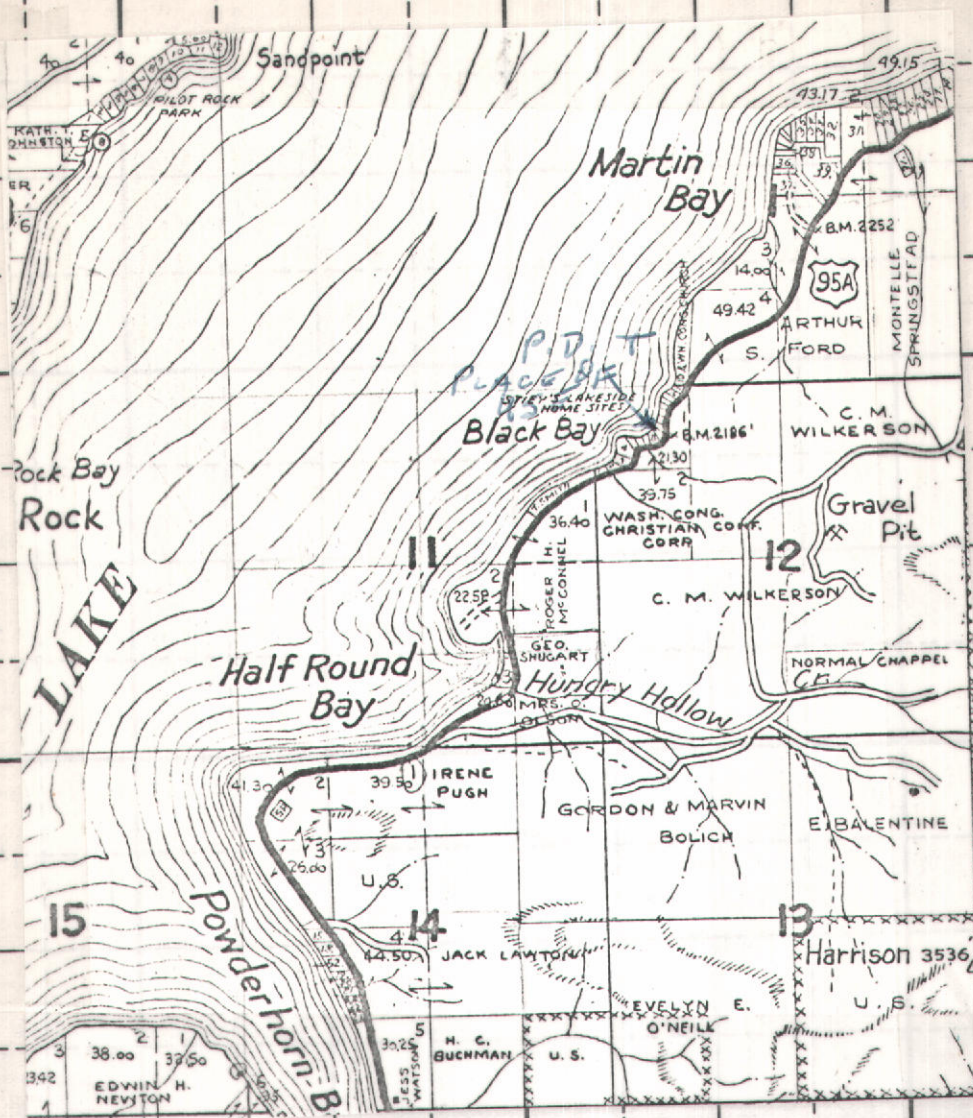


(8) Remarks



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 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 affiants knowledge.

Sworn to before me this 1ST day of NOVEMBER, 19 73.

Philip S. Broecker
(Claimant)

Corda M. Roberts
Notary Public

Residing at COEUR D'ALENE

My commission expires SEPT. 11, 1976

For Department Use Only

Received by <u>KIK</u>	Date <u>11/1/73</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>KIK</u>	Date <u>11/1/73</u>	#12232	claimant by:	
\$10.00 fee received by <u>KIK</u>	Date <u>11/1/73</u>			
Approved for publication by <u>JB</u>				
Published in <u>COEUR D'ALENE PRESS</u>				
Dates <u>11-8 + 11-15-73</u>				

CLAIM TO A WATER RIGHT

Notice is hereby given that Philip S. Brooke, Jr.

(name of claimant)

(mailing address)

The extent and nature of said claim is as follows:

- Amount 0.04 cfs Use Domestic Period of Use: From Jan. 1 To Dec. 31

Amount 0.02 cfs Use Irrigation Period of Use: From March 15 To Nov. 15

Amount	Use	Period of Use: From	To
--------	-----	---------------------	----

(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.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)

Gov't. Lot 1 1/2 Sec. 12 Twp. 48N Rge. 4W B.M. County of Kootenai

Additional points of diversion: Lot 7, Stier's Lakeside Homesites.

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. Pump, pipeline, with sprinkler system for irrigation.

- (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]

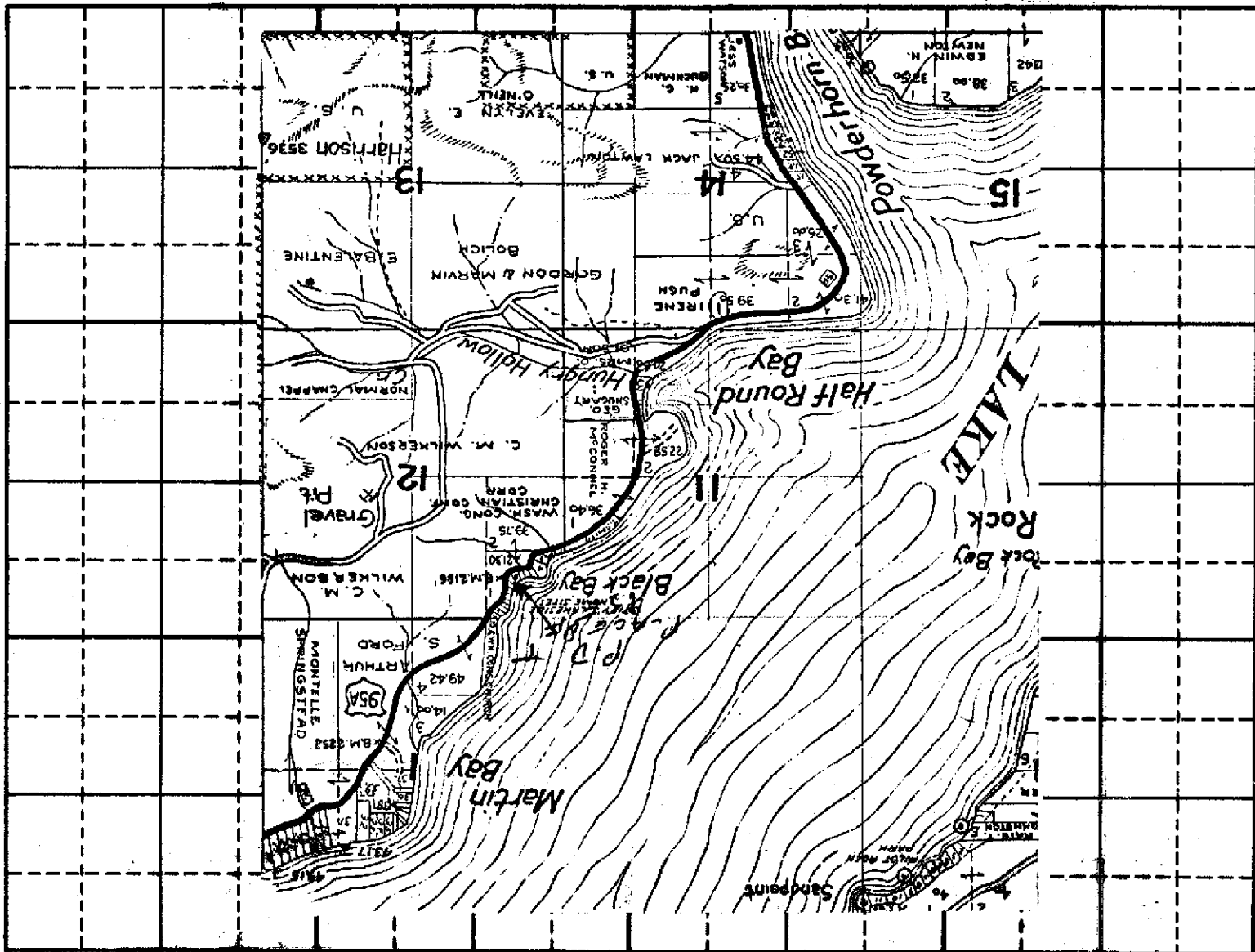
Total No. of acres 1

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible:

Domestic use for one family.

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

95 4174



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

BOOTENAI

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 1ST day of

NOVEMBER

(Claimant)

1982

Notary Public
Residing at COEUR D'ALENE

My commission expires

SEPT. 11, 1976

For Department Use Only

Received by HIC Date 11/17/73 Prelim. check by KIC Date 11/17/73 \$10.00 fee received by HIC Date 11/17/73 Approved for publication by HIC Published in COEUR D'ALENE PRESS Dates 11-8 + 11-15-73

Forwarded to claimant by: Date

AFFIDAVIT OF PUBLICATION—COEUR D'ALENE PRESS
(WEEKLY)

STATE OF IDAHO, }
County of Kootenai, } ss.

Arthur S. Flanagan, 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 Dept. of Water -
Notice of Claim - Philip S. Brooke, Jr.
95 4174

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 8 day of Nov, 19 73 and ending on the 15 day of Nov, 19 73.

Arthur S. Flanagan
Subscribed and sworn to, before me, this 17 day of Nov, 19 73
Patrick King

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

**NOTICE OF CLAIM
TO A WATER RIGHT
NO. 195-4174**

Notice is hereby given that Philip S. Brooke Jr., 830 E. 35th, Spokane, Washington has filed a claim to a water right established by diversion and application to beneficial use of 0.06 cubic feet per second of water from Coeur d'Alene Lake with point of diversion in Gov't. Lot 1, Sec. 12, T 48N, R 4W, B.M., Kootenai County (Lot 7, Stier's Lakeside Homesites).

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes (0.04 cfs); and from March 15 to Nov. 15 for the irrigation of 1 acre (0.02 cfs) with a priority of August, 1967; the place of use is within Gov't. Lot 1, Sec. 12, T. 48N, R. 4W, 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

Nov. 8, 1973

95 4174

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

November 26, 1973

Re: Claim to a Water Right No. 95-4174

Philip S. Brooke, Jr.
830 E. 35th
Spokane, WA 99203

Dear Mr. Brooke:

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 4174

November 2, 1973

Re: Application No. 95-7395 - Walter D. Johnson
Claim No. 95-4166 - Mrs. Reed Walton
" " 95-4174 - Philip S. Brooke, Jr.
" " 95-4175 - C. E. Womack

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 11-26-73 by CP

FE:CP

Enc: Legal Notices (4)

95 4174

NOTICE OF CLAIM TO A WATER RIGHT

NO. 95-4174

Notice is hereby given that Phillip S. Brooke, Jr.,
830 E. 35th, Spokane, Washington

has filed a claim to a water right established by diversion and application
to beneficial use of 0.06 cubic feet per second ~~XXXXXX~~
of water from Coeur d'Alene Lake

with point of diversion in the ~~XXXX~~ Gov't. Lot 1, Sec. 12, T. 48N, R. 4W, B.M.,
Kootenai County (Lot 7, Stier's Lakeside Homesites)

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic
purposes (0.04 cfs); and from March 15 to Nov. 15 for the irrigation of 1 acre (0.02 cfs)
with a priority of August, 1967;
the place of use is within the ~~XXXX~~ Gov't. Lot 1, Sec. 12, T. 48N, R. 4W, 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 Nov. 8 and Nov. 15, 1973

NOTICE OF CLAIM
TO A WATER RIGHT

NO. 95-4174

Notice is hereby given that

Philip S. Brooke Jr., 830 E. 35th,
Spokane, Washington has filed a

claim to a water right establish-
ed by diversion and application

to beneficial use of 0.06 cubic
feet per second of water from

Coeur d'Alene Lake with point
of diversion in Gov't. Lot 1, Sec.

12, T 48N, R 4W, B.M., Kootenai
County (Lot 7, Stier's Lakeside

Homesites).

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

domestic purposes (0.04 cfs);
and from March 15 to Nov. 15

for the irrigation of 1 acre (0.02
cfs) with a priority of August,

1967; the place of use is within
Gov't. Lot 1, Sec. 12, T. 48N, R.

4W, 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

Nov. 8, 15, 1973

11-7-73
O.K.
CP

95-4174