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STATE OF IDAHO

DEPARTMENT OF RECLAMATION

APPROVED

APPLICATION FOR TRANSFER OF WATER RIGHT

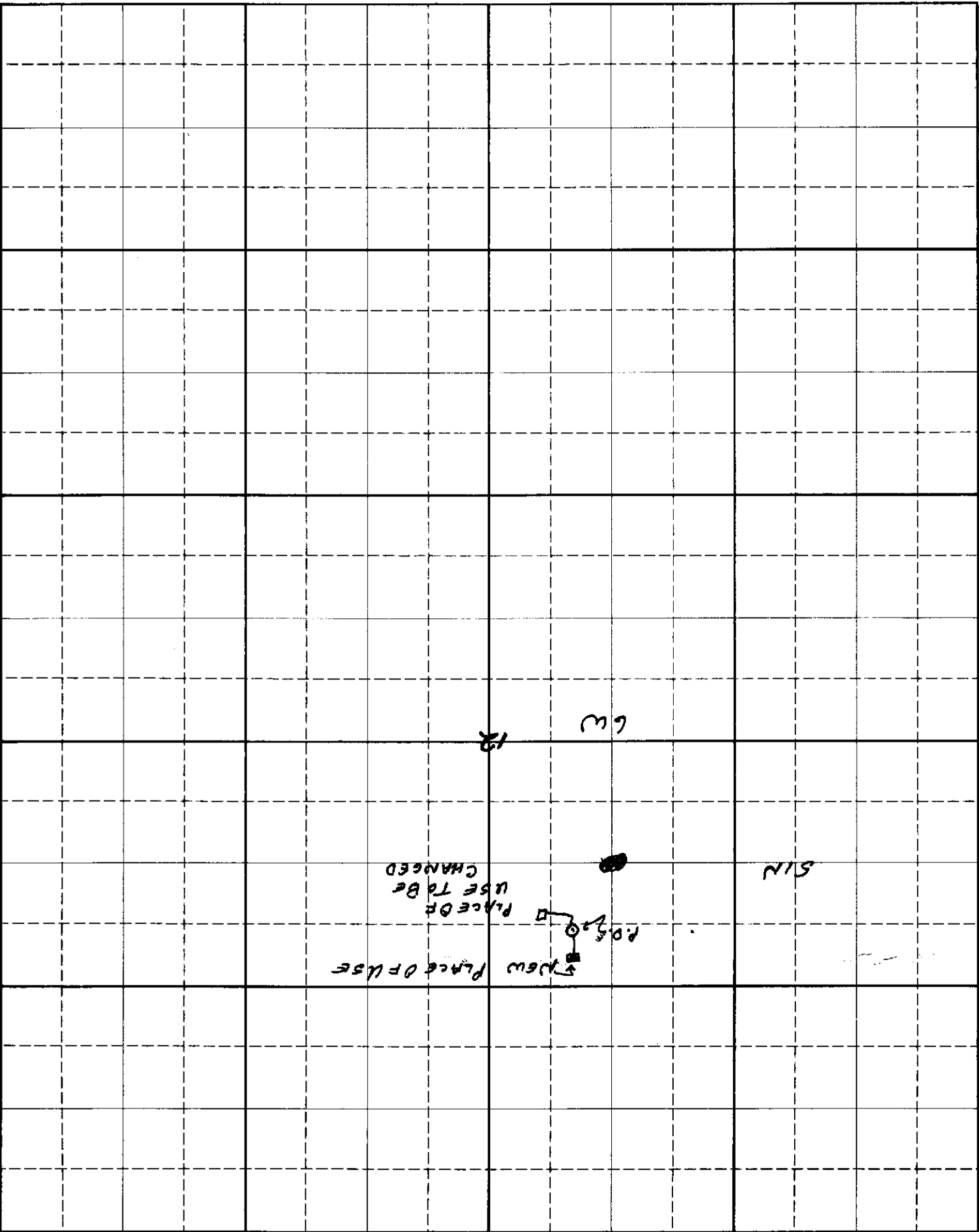
To Change the Point of Diversion and/or the Place of Use

1. Name of Right Holder RICHARD A. HUNTER
- Post office address Rt 1 POSTFALLS, ID 83854
2. Right obtained by:
- a. Decree to in Case of
- (Name)
- vs. , Dated in
- (Name of Court)
- Court. County of.
- b. recorded with
- ~~12533-110~~ 95-4165 ~~issued by~~ the State of Idaho, Department of Reclamation.
- CLAIM TO A WATER RIGHT
3. Source of water UNNAMED SPRING tributary to
- (Name of stream or source)
4. Date of Priority OCTOBER 21, 1915
5. Amount of water a. 0.04 c.f.s. and/or
- b. acre feet/annum
6. Water is used for DOMESTIC from JAN 1 to DEC 31
- (Month, Day) (Month, Day)
7. Original location of point of diversion is GOV'T LOT 3 1/4 of Section 12
- Township 51N , Range 6W , B.M., in KOOTENAI County;
- Additional points of diversion, if any
8. Lands presently irrigated or place of use:

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
51N	6W	12			X														

Total number of acres presently irrigated

SCALE: 1/4 Inches Equal 1 Mile. Draw Plan in Ink.



9. If applicant was not the original holder of this right explain how it was acquired: _____

10. CHANGE IN POINT OF DIVERSION

- a. Quantity to be diverted at new point: _____ c.f.s. and/or _____ acre feet
- b. New point of diversion: _____ 1/4 _____ 1/4, Section _____, Township _____
 _____, Range _____, B.M.
- c. Description of method of diversion and conveyance from new points of diversion: _____

- d. Is water to be conveyed to the lands previously irrigated? Yes _____ No _____
 If not, the place of use should be changed below.
- e. Describe the reasons for applying for a change in the point of diversion: _____

- f. Do you intend to make the transfer permanent? _____
- g. Do you intend to abandon completely the old point of diversion? _____

- h. Indicate on the above plat the new point of diversion and lands to be irrigated.

11. CHANGE IN PLACE OF USE

- a. Describe the new lands on which you wish to use your right.

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
51N	6W	12					X												

Total number of acres to be irrigated _____

b. Do you intend to make the transfer permanent? yes

c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans: yes

d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right: No

e. Indicate on the above plat the new land to be irrigated and the point of diversion.

I hereby assert that no one will be injured by such transfer and that the change will be made at my own risk. The information contained in this application is true to the best of my knowledge.

[Signature]
(signature of applicant)

Subscribed and sworn to before me this 96TH day of OCTOBER, 19 73

[Signature]
(notary public)

My commission expires SEPT. 11, 1976

**ACTION OF STATE RECLAMATION ENGINEER
AND CERTIFICATE OF TRANSFER**

This is to certify that I have examined Application for Transfer of Water Rights No. 95-4165,

and said application is hereby **APPROVED**

1. Approval of said application is subject to the following limitations and conditions:

Subject to the condition that this approval does not validate the water right
as claimed under Claim to a Water Right No. 95-4165.

2. Denial of said application is for the following reasons:

Witness my hand this 7 day of December, 19 73

[Signature]
Director
Department of Water Administration

FOR DEPARTMENT USE ONLY

Received by K/K Date 10/26/73 Protest filed by: _____ Date _____

Prelim. check by K/K Date 10/26/73

Fee received by K/K Date 10/26/73 Fee \$ 10.00

Approved for publication by [Signature]

Published in Last Falls Irr. Dates 11-8 + 11-15-73

Hearing held _____

Watermaster Recommendation sent _____

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 RICHARD A. HUNTER
(name of claimant)

of RT 1 Post Falls, ID 83854, claims a right to the diversion and beneficial use of
(mailing address)
ground water or surface water tributary to _____;

The extent and nature of said claim is as follows:

(1) Describe source of water: (name of stream, lake, spring, etc., or ground water) UNNAMED SPRING

(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	<u>0.04 cfs</u>	Use	<u>DOMESTIC</u>	Period of Use:	From	<u>JAN 1</u>	To	<u>DEC 31</u>
Amount	_____	Use	_____	Period of Use:	From	_____	To	_____
Amount	_____	Use	_____	Period of Use:	From	_____	To	_____
	(cfs, gpm or a/f)		(dom., irri., stock, etc.)					(both dates inclusive)

(3) Total quantity of water claimed: 0.04 cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute.

(4) Priority claimed: (the date water was first applied to beneficial use) OCTOBER 21, 1915

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)
GOUT LOT 3
(NE 1/4 NW) 1/4, Sec. 12 Twp. 51N Rge. 6W B. M. County of KODENAI
 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. COLLECTION BOX WITH PIPELINE TO PLACE OF USE

(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 USE FOR ONE FAMILY

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

Scale: 2 inches equal 1 mile.

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 affiant's knowledge.

the affiants knowledge.

Sworn to before me this 26th day of

Notary Public
Residing at *Care d'Alene*
Card M. L. L.
_____, 19 *23*
(Claimant)

My commission expires

926177-1035

For Department Use Only

Received by _____
Date 10/26/73
Exception filed by: _____
Forwarded to _____
Date _____
Claimant by: _____
Refiling check by _____
Date 11/11

Received by	KK	Date	10/26/73
Refund, check by	1/K	Date	10/26/73
10.00 fee received by	KK	Date	10/26/73
Approved for publication by	~~KK~~	Date	10/26/73
Published in	Post Falls Tribune		
Dates	11-8 & 11-15-73		

Exception filed by:	12226
Forwarded to	claimant by:
Date	

AFFIDAVIT OF PUBLICATION

NOTICE OF CLAIM TO A WATER RIGHT

No. 95-4165

Notice is hereby given that Richard A. Hunter, Route No. 1, Post Falls, 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 an Unnamed Spring with point of diversion in Gov't. Lot 3, Sec. 12, T. 51N, R. 6W, B. M., Kootenai County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes with a priority of October 21, 1915; the place of use is within Gov't. Lot 6, Sec. 12, T. 51N, R. 6W, 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 Post Falls Tribune, Post Falls, Idaho, on Nov. 8 and Nov. 15, 1973.

11-8 2tc

County of Kootenai }
STATE OF IDAHO } ss.

DOUGLAS R. ROSIN

~~XXXXXXXXXXXX~~ being first duly sworn, deposes and says that she is the publisher of THE POST FALLS TRIBUNE, a newspaper published weekly at Post Falls, Kootenai County, Idaho, and of general circulation therein.

That the NOTICE OF CLAIM TO A WATER RIGHT
No. 95-4165

..... a true printed copy of which is attached to the margin hereof, has been and was correctly printed and published in the regular and entire issue of every number of said newspaper and not in any supplement thereof or thereto for two consecutive issues, commencing

with the issue dated November 8, 1973
and ending with the issue dated November 15, 1973

Douglas R. Rosin

Subscribed and sworn to before me, this 15th
day of November, 1973

E. Agnes Luchini

Notary Public for the State of Idaho
Residing at Post Falls, Idaho

Publication Fee \$ 12.58
(34)

95 4165

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT**

No. 95-4165

Notice is hereby given that Richard A. Hunter of Route No. 1, Post Falls, Idaho, has applied to the Department of Water Administration for a change of the place of use of the waters of an Unnamed Spring. The right sought to be changed is evidenced by Claim to a Water Right No. 95-4165 and is recorded as follows. Amount: 0.04c.f.s. Priority: October 21, 1915. Point of Diversion: Gov't. Lot 3, Sec. 12, T. 51N, R. 6W, B. M., Kootenai County. The water is used for domestic purposes within Gov't. Lot 6, Sec. 12, T. 51N, R. 6W, B. M.

**TO BE CHANGED AS
FOLLOWS**

Amount: 0.04 c.f.s. Point of Diversion: Gov't. Lot 3, Sec. 12, T. 51N, R. 6W. The water will be used for domestic purposes within Gov't. Lot 3, Sec. 12, T. 51N, R. 6W, B. M.

Any protests against approval of the proposed change of water right application must be filed with the Department of Water Administration, 401 Front Ave., Room 209, Coeur d'Alene, Idaho, on or before November 26, 1973.

R. KEITH HIGGINSON
Director

Published in the Post Falls Tribune, Post Falls, Idaho, on Nov. 8 and Nov. 15, 1973.

11-8 2tc

AFFIDAVIT OF PUBLICATION

County of Kootenai }
STATE OF IDAHO } ss.

DOUGLAS R. ROSIN

~~XXXXXXXXXXXXXXX~~ being first duly sworn, deposes and says that she is the publisher of THE POST FALLS TRIBUNE, a newspaper published weekly at Post Falls, Kootenai County, Idaho, and of general circulation therein.

That the NOTICE OF PROPOSED CHANGE OF WATER RIGHT
No. 95-4165

..... a true printed copy of which is attached to the margin hereof, has been and was correctly printed and published in the regular and entire issue of every number of said newspaper and not in any supplement thereof or thereto for two consecutive issues, commenc-

ing with the issue dated NOVEMBER 2, 1973
and ending with the issue dated November 15, 1973

Douglas R. Rosin

Subscribed and sworn to before me, this 15th
day of November, 1973

C. Eugene Buchanan

Notary Public for the State of Idaho
Residing at Post Falls, Idaho

Publication Fee \$ 16.65
(45)

95 4165

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus.
Governor
R. Keith Higginson
Director

614 State Street
Statehouse - Annex 2
Boise, Idaho 83720
(208) 384-2190



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

December 19, 1973

Re: Transfer No. 95-4165

Richard A. Hunter
Route 1
Post Falls, Idaho 83854

Dear Mr. Hunter:

Enclosed is a copy of your approved Application for Transfer of Water Right No. 95-4165. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosure

95 4165

November 2, 1973

Re: Claim No. 95-4165	95-4168	95-4171
Trans. No. 95-4165	95-4169	95-4172
Claim No. 95-4167	95-4170	95-4173

Post Falls Tribune
Box 68
Post Falls, ID 83854

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 (9)

95 4165

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 95-4165

Notice is hereby given that Richard A. Hunter
of Route #1, Post Falls, Idaho has applied to the Department of Water
Administration for a change of the place of use of the waters of
an Unnamed Spring

The right sought to be changed is evidenced by Claim to a Water Right No. 95-4165
and is recorded as follows.

Amount: 0.04 c.f.s. Priority: October 21, 1915 Point of
Diversion: Gov't. Lot 3, Sec. 12, T. 51N, R. 6W, B.M., Kootenai County
The water is used for domestic purposes within Gov't. Lot 6,
Sec. 12, T. 51N, R. 6W, B.M.

TO BE CHANGED AS FOLLOWS

Amount: 0.04 c.f.s. Point of Diversion: Gov't. Lot 3, Sec. 12, T. 51N, R. 6W
The water will be used for domestic purposes within Gov't. Lot 3,
Sec. 12, T. 51N, R. 6W, B.M.

Any protests against approval of the proposed change of water right application
must be filed with the Department of Water Administration, 491 Front Ave., Room 209
Coeur d'Alene, ID ~~Statehouse, Annex #2,~~
~~Boise, Idaho,~~ on or before November 26, 1973.

R. KEITH HIGGINSON
Director

Published in the Post Falls Tribune, Post Falls, Idaho on
Nov. 8 and Nov. 15, 1973

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
No. 95-4165**

Notice is hereby given that Richard A. Hunter of Route No. 1, Post Falls, Idaho, has applied to the Department of Water Administration for a change of the place of use of the waters of an Unnamed Spring. The right sought to be changed is evidenced by Claim to a Water Right No. 95-4165 and is recorded as follows. Amount: 0.04 c.f.s. Priority: October 21, 1915. Point of Diversion: Gov't. Lot 3, Sec. 12, T. 51N, R. 6W, B. M., Kootenai County. The water is used for domestic purposes within Gov't. Lot 6, Sec. 21, T. 51N, R. 6W, B. M.

**TO BE CHANGED AS
FOLLOWS**

Amount: 0.04 c.f.s. Point of Diversion: Gov't. Lot 3, Sec. 12, T. 51N, R. 6W. The water will be used for domestic purposes within Gov't. Lot 3, Sec. 12, T. 51N, R. 6W, B. M.

Any protests against approval of the proposed change of water right application must be filed with the Department of Water Administration, 401 Front Ave., Room 209, Coeur d'Alene, Idaho, on or before November 26, 1973.

R. KETH HIGGINSON

Director

Published in the Post Falls
Tribune, Post Falls, Idaho, on
Nov. 8 and Nov. 15, 1973.

11-8 2tc

O.K.
11-8-73
d
CALLED & CORRECTED

95 4165

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. 95-4165

Richard A. Hunter
Route #1
Post Falls, ID 83854

Dear Mr. Hunter:

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 4165

November 2, 1973

Re: Claim No. 95-4165 95-4168 95-4171
Trans. No. 95-4165 95-4169 95-4172
Claim No. 95-4167 95-4170 95-4173

Post Falls Tribune
Box 68
Post Falls, ID 83854

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

FE:CP

Enc: Legal Notices (9)

Bill submitted 11-26-73 by cl

95 4165

NOTICE OF CLAIM TO A WATER RIGHT

NO. 95-4165

Notice is hereby given that Richard A. Hunter,
Route #1, Post Falls, Idaho

has filed a claim to a water right established by diversion and application
to beneficial use of 0.04 cubic feet per second ~~acre feet per annum~~
of water from an Unnamed Spring
with point of diversion in the ~~xxx~~ Gov't. Lot 3, Sec. 12, T. 51N, R. 6W, B.M.,
Kootenai County

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

with a priority of October 21, 1915;
the place of use is within the ~~xxx~~ Gov't. Lot 6, Sec. 12, T. 51N, R. 6W, 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 Post Falls Tribune, Post Falls, Idaho
on Nov. 8 and Nov. 15, 1973

95 4165

**NOTICE OF CLAIM
TO A WATER RIGHT**

No. 95-4165

Notice is hereby given that

Richard A. Hunter, Route No. 1, Post Falls, 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 an unnamed spring with point of diversion in Gov't Lot 3, Sec. 12, T. 51N, R. 6W, B. M., Kootenai County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes with a priority of October 21, 1915; the place of use is within Gov't Lot 6, Sec. 12, T. 51N, R. 6W, 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. KETH HIGGINSON

Director

Published in the Post Falls

Tribune, Post Falls, Idaho, on

Nov. 2 and Nov. 15, 1973.

11-8-73

95 4165

o.k.
11-8-73
ad