

T.48N.R.5W.B.M.  
T.48N.R.4W.B.M.

1326.5  
N 0° 07' W

ROAD

N 0° 56' W  
367.0

ROAD

179.6  
N 35° 46' W

COUNTY

COUNTY

SUN-UP

KOOTENAI

GOV'T LOT 4  
SEC. 19

TRACTS

WATER

SUN-UP BAY  
PUBLIC ACCESS

LOCATION SPRING  
DOMESTIC WATER 300 GAL RES  
FLOW 5 TO 8 GAL PER MINUTE  
TESTED 1970 AND 73  
SPRING

HIGH

MEAN

WESTSHORE ROAD

So. Line Gov't Lot 4

Iron Pipe

16' Cor  
Iron Rod

S 89° 49' W  
330.3

50' NT 36° W  
100.0

18.5

52° 45' 20"

302.4  
N 89° 18' E

309.1  
N 89° 29' E

343.7  
N 89° 43' E

369.1  
N 89° 32' E

367.0  
N 89° 53' E

0.892  
3.11.11 S

527.4  
S 27° 47' W

282.4

55° 56'

50' 10'

47° 30'

250'

374.3

50'

50'

50'

50'

50'

50'

LINE

Dredged

Traverse Tie  
5339.56  
E 35° 36' W  
5100

1328.5  
226.1

N 89° 31' E  
728.4

LOT 7

STATE OF IDAHO  
DEPARTMENT OF WATER ADMINISTRATION

Section 42-225a, Idaho Code

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 TED A CARL

(name of claimant)

of 2914 E 32nd Ave SPOKANE WASH claims a right to the diversion and beneficial use of  
(mailing address)

ground water or surface water tributary to COUR D ALENE LAKE;

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) SPRING  
SURFACING WITH IN PROPERTY, LOT 2 SUNUP TRACTS KOOTENAI COUNTY
- (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>5-8 GALS</u> | Use <u>Dom</u>             | Period of Use: From <u>JAN 1</u> To <u>DEC 30</u> |
| Amount <u>PER MIN</u>  | 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: \_\_\_\_\_ cubic feet per second, or \_\_\_\_\_ acre feet per annum, and/or 5-8 GAL gallons per minute.

- (4) Priority claimed: (the date water was first applied to beneficial use) 1969 SUMMER

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)

LOT 2 SUNUP TRACTS, Sec. 19 Twp. 48 Rge. 4 W&N B. M. County of KOOTENAI

Additional points of diversion: NONE

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 300 GAL RESIVOR  
PIPE LINE 1 HP PUMP INTO 1" LINE TO  
HOUSE

- (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.

| T             | R | SEC.      | NE 1/4 |        |        |                    | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | TOTAL |
|---------------|---|-----------|--------|--------|--------|--------------------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|-------|
|               |   |           | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4             | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |       |
| <u>48N 4W</u> |   | <u>19</u> |        |        |        | <u>Exit lot #4</u> |        |        |        |        |        |        |        |        |        |        |        |        |       |
|               |   |           |        |        |        |                    |        |        |        |        |        |        |        |        |        |        |        |        |       |
|               |   |           |        |        |        |                    |        |        |        |        |        |        |        |        |        |        |        |        |       |
|               |   |           |        |        |        |                    |        |        |        |        |        |        |        |        |        |        |        |        |       |
|               |   |           |        |        |        |                    |        |        |        |        |        |        |        |        |        |        |        |        |       |
|               |   |           |        |        |        |                    |        |        |        |        |        |        |        |        |        |        |        |        |       |
|               |   |           |        |        |        |                    |        |        |        |        |        |        |        |        |        |        |        |        |       |
|               |   |           |        |        |        |                    |        |        |        |        |        |        |        |        |        |        |        |        |       |
|               |   |           |        |        |        |                    |        |        |        |        |        |        |        |        |        |        |        |        |       |
|               |   |           |        |        |        |                    |        |        |        |        |        |        |        |        |        |        |        |        |       |

Total No. of acres \_\_\_\_\_

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: SUPPLYS  
ALL WATER FOR DOMESTIC USE OF FAMILY DWELLING  
LOCATED ON SAME LOT 2 SUNUP TRACTS

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

For Department Use Only

08-75-80

3RD day of 5

(Claimant)

Residing at -

Notary Public

County of Rockland

33.

State of Idaho

Scale: 2 inches equal 1 mile.

[illegible]

AS TO ~~QUALITY~~ QUALITY OF WATER

PURPOSES LAKE RESIDENTS ~~WANT~~ OF AREA WITH TESTIFIE

SPRING ALSO BEEN USED FOR MANY YEARS FOR DRINKING

(8) Remarks

T.48N.R.5W.B.M.  
T.48N.R.4W.B.M.

GOV'T. LOT 4  
SEC. 19

TRACTS

SUN-UP

KOOTENAI

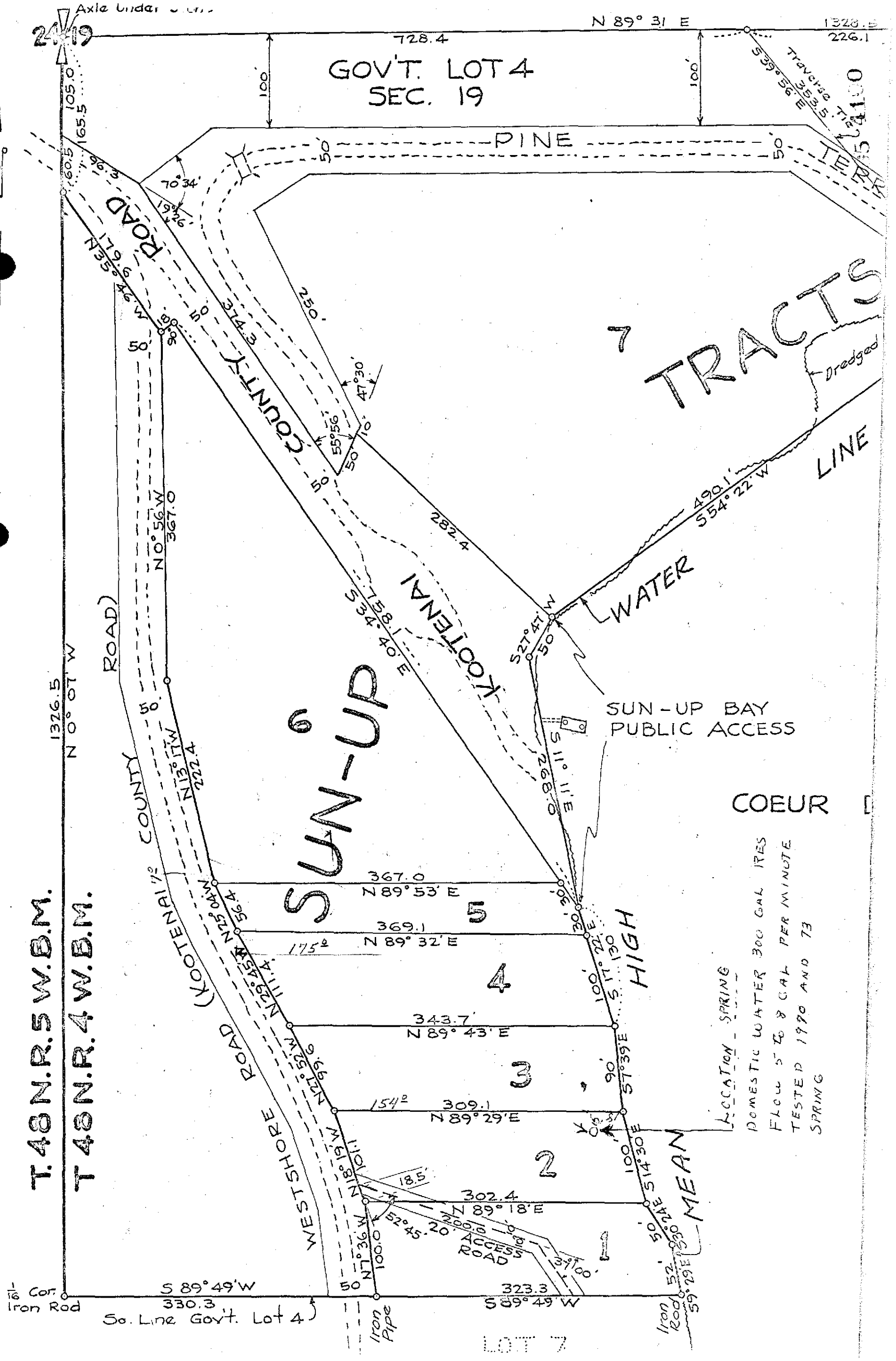
SUN-UP BAY  
PUBLIC ACCESS

COEUR

LOCATION SPRING

DOMESTIC WATER 300 GAL PRES  
FLOW 5 TO 8 GAL PER MINUTE  
TESTED 1970 AND 73  
SPRING

LOT 7



# RECEIVED

## AFFIDAVIT OF PUBLICATION—COEUR D'ALENE PRESS

(WEEKLY)

JUL 13 1973

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

Ken C. Benhall, 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 Water Right

# 95-4100 Ted Carl 2914 E. 32nd

Spokane Wash

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 12 day of July, 1973, and ending on the

19 day of July, 1973.

Subscribed and sworn to, before me, this 23 day of July

1973.

Ken C. Benhall

C. Patrick King

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

### NOTICE OF CLAIM TO A WATER RIGHT

NO. 195-4100

Notice is hereby given that Ted A. Carl, 2914 E. 32nd Avenue, Spokane, Washington has filed a claim to a water right established by diversion and application to beneficial use of 8 gallons per minute of water from spring with point of diversion in Gov't. Lot 4, Sec. 19, T. 48N, R. 4W, B.M. (Lot 2, Sunup Tracts), Kootenai County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes with a priority of 1969; the place of use is within Gov't. Lot 4, Sec. 19, T. 48N, R. 4W, B.M. (Lot 2, Sunup Tracts).

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

July 12, 19, 1973

95 4100

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

July 31, 1973

Re: Claim to a Water Right No. 95-4100

Ted A. Carl  
2914 East 32nd Avenue  
Spokane, Washington

Dear Mr. Carl:

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:CR

Enclosure

95 4100

July 6, 1973

|                             |                   |
|-----------------------------|-------------------|
| Re: Application No. 95-7312 | Claim No. 95-4099 |
| " " 95-7313                 | " " 95-4100       |
| " " 95-7314                 | " " 95-4101       |
| Claim No. 95-4098           | " " 96-4068       |

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 7-30-73 by de

FE:CR

Enc: Legal Notices (8)

95 4100

NOTICE OF CLAIM TO A WATER RIGHT

NO. 95-4100

Notice is hereby given that Ted A. Carl,  
2914 E. 32nd Avenue, Spokane, Washington

has filed a claim to a water right established by diversion and application  
to beneficial use of 8 <sup>gallons per minute</sup> ~~xxxxxxx cubic feet per second~~ ~~xxxxxxx acre feet per annum~~  
of water from spring

with point of diversion in the ~~xxxx~~ Gov't. Lot 4, Sec. 19, T. 48N, R. 4W, B.M.  
(Lot 2, Sunup Tracts), Kootenai County

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

with a priority of 1969;  
the place of use is within the ~~xxxx~~ Gov't. Lot 4, Sec. 9, T. 48N, R. 4W, B.M.  
(Lot 2, Sunup Tracts)

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 July 12 and July 19, 1973

95 4100

95 4100

NOTICE OF CLAIM  
TO A WATER RIGHT

NO. 95-4100

Notice is hereby given that

Ted A. Carl, 2914 E. 32nd  
Avenue, Spokane, Washington  
has filed a claim to a water  
right established by diversion  
and application to beneficial use  
of 8 gallons per minute of water  
from spring with point of diver-  
sion in Gov't. Lot 4, Sec. 19, T.  
48N, R. 4W, B.M. (Lot 2, Sunup  
Tracts), Kootenai County.

The water is claimed to be  
used from Jan. 1 to Dec. 31 for  
domestic purposes with a priori-  
ty of 1969; the place of use is  
within Gov't. Lot 4, Sec. 19, T.  
48N, R. 4W, B.M. (Lot 2, Sunup  
Tracts).

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

July 12, 19, 1973

O.K.  
CALLED & COLLECTED  
7-16-73

July 6, 1973

Re: Claim to a Water Right No. 95-4100

Ted A. Carl  
2914 E. 32nd Avenue  
Spokane, Washington

Dear Mr. Carl:

Attached is your receipt No. 10749 in the amount of \$10 for the filing fee on the above referenced claim, which was received in this office.

Very truly yours,

Fred Eisenbarth  
Northern District Manager

FE:CR

Enc: Receipt

95-4100