

(8) Remarks



State of Idaho

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.

L. A. Boutwell (Chamant)

Notary Public

Residing at *Spokane*

My commission expires

For Department Use Only

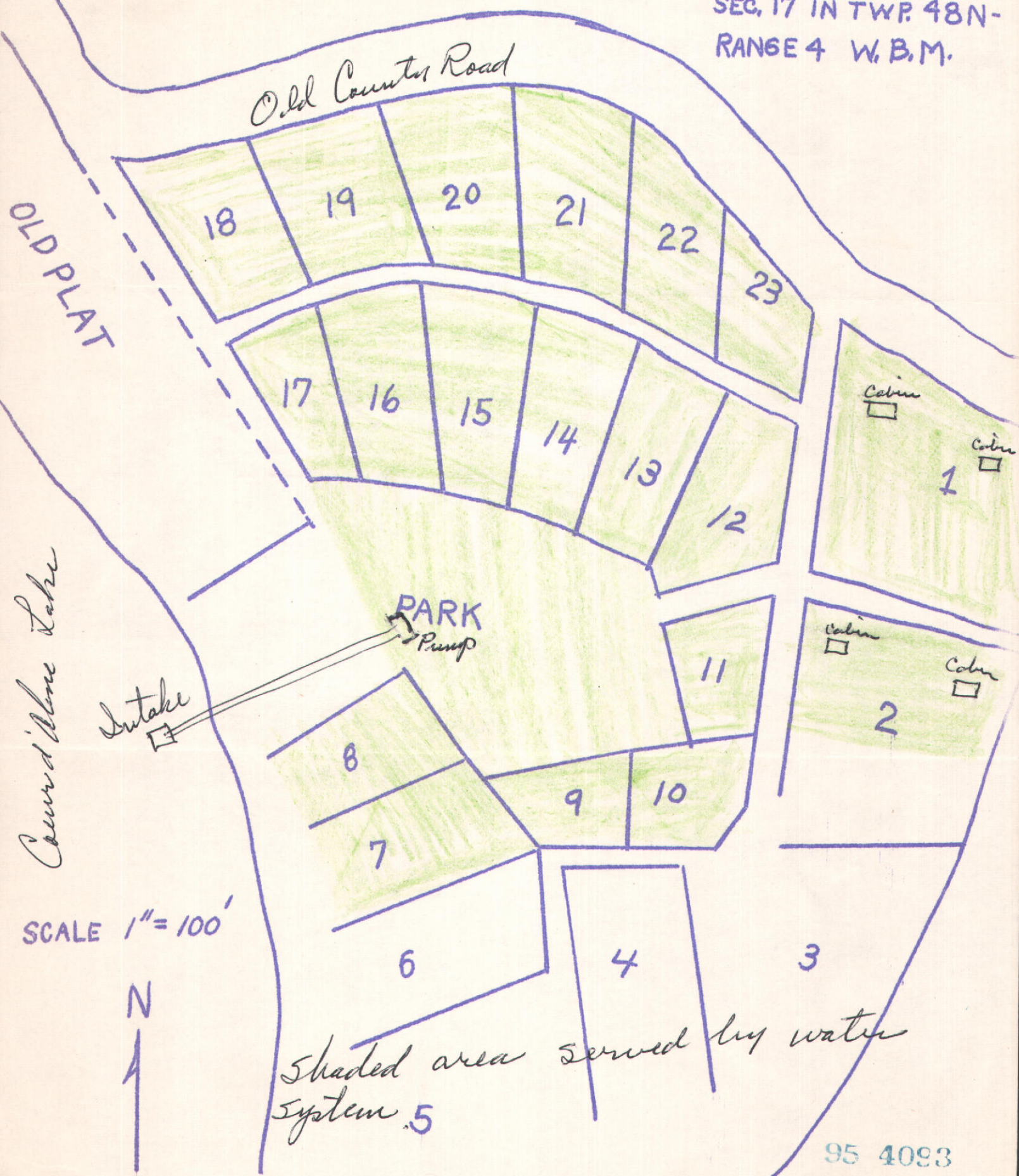
Received by CL Date 6-8-73
Prelim. check by F.E. Date 6/18/73
\$10.00 fee received by F.E. Date 6/18/73
Approved for publication by F.E.
Published in COEUR D'ALENE PRESS
Dates 6-28 + 7-5-73

Exception filed by: _____ Forwarded to _____ Date _____
claimant by: _____

95 4668

PARK ADDITION TO BROOKFORD BAY
SUMMER HOMES, Inc.

PART OF LOTS 3 AND 4 OF
SEC. 17 IN TWP. 48N-
RANGE 4 W.B.M.



Section 42-225a, Idaho Code

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.

(name of claimant)

(mailing address)

Coeur d'Alene Lake

The extent and nature of said claim is as follows:

- Coeur d' Alene Lake

- claimed:

513,000 gal

681,000 ccs

2.1 a/f

- Total quantity of water claimed:

100

- 1950

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.

- SW ¼ 4 NE ¼, Sec. 17 Twp. 48 N Rge. 4 W B.M. County of Kootenai

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 into a 4000 gal. storage tank
for distribution to cabins through under ground pipes.

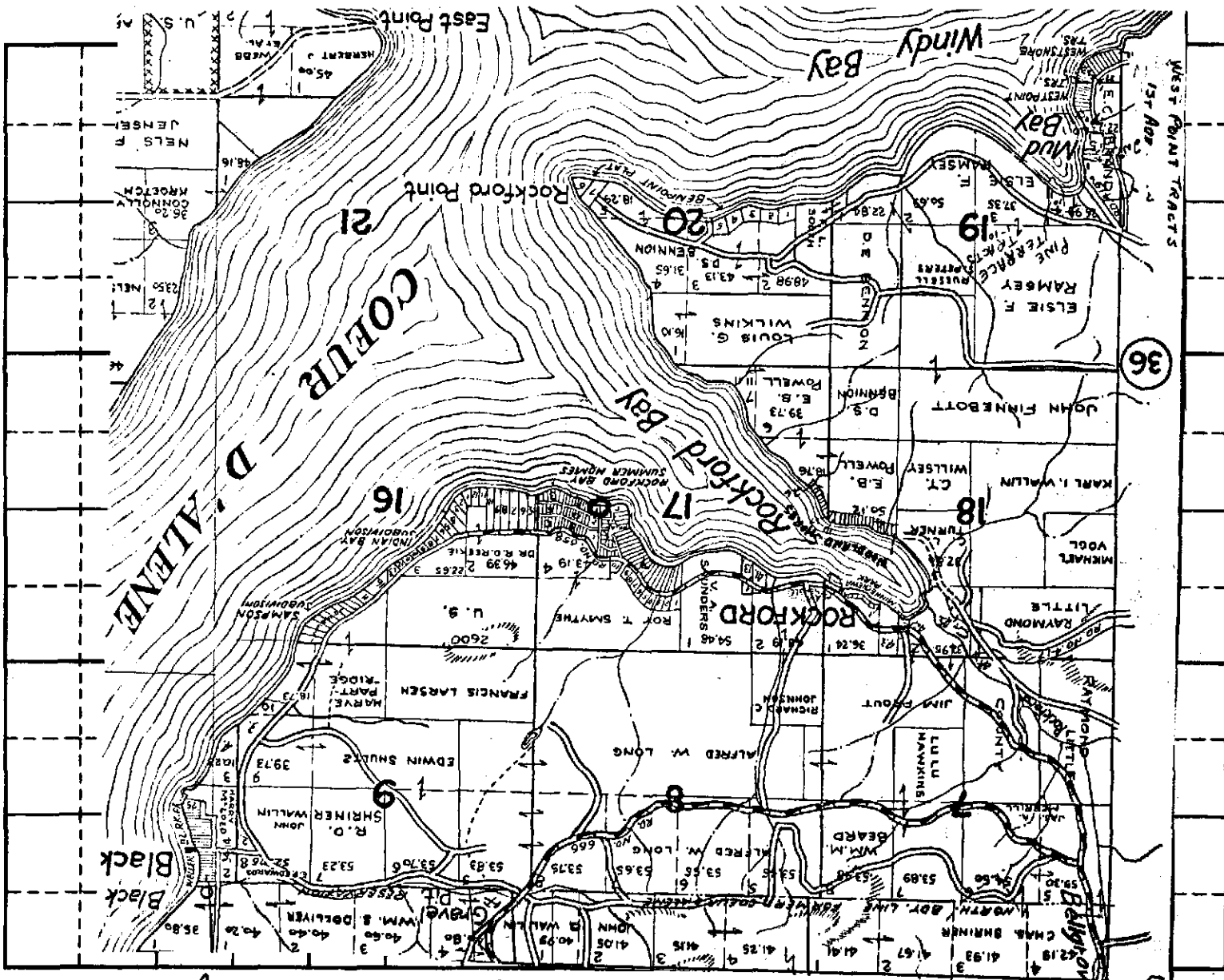
- A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

Total No. of acres _____

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

- ~~PARK ADDITION to ROCKFORD BAY SUMMER HOMES, INC.~~

(8) Remarks
 There are 21 homes in Rockford Bay
 2 covered alone take served by the water
 system. See outline also on map and subland
 plat. Shaded area served by the water system



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

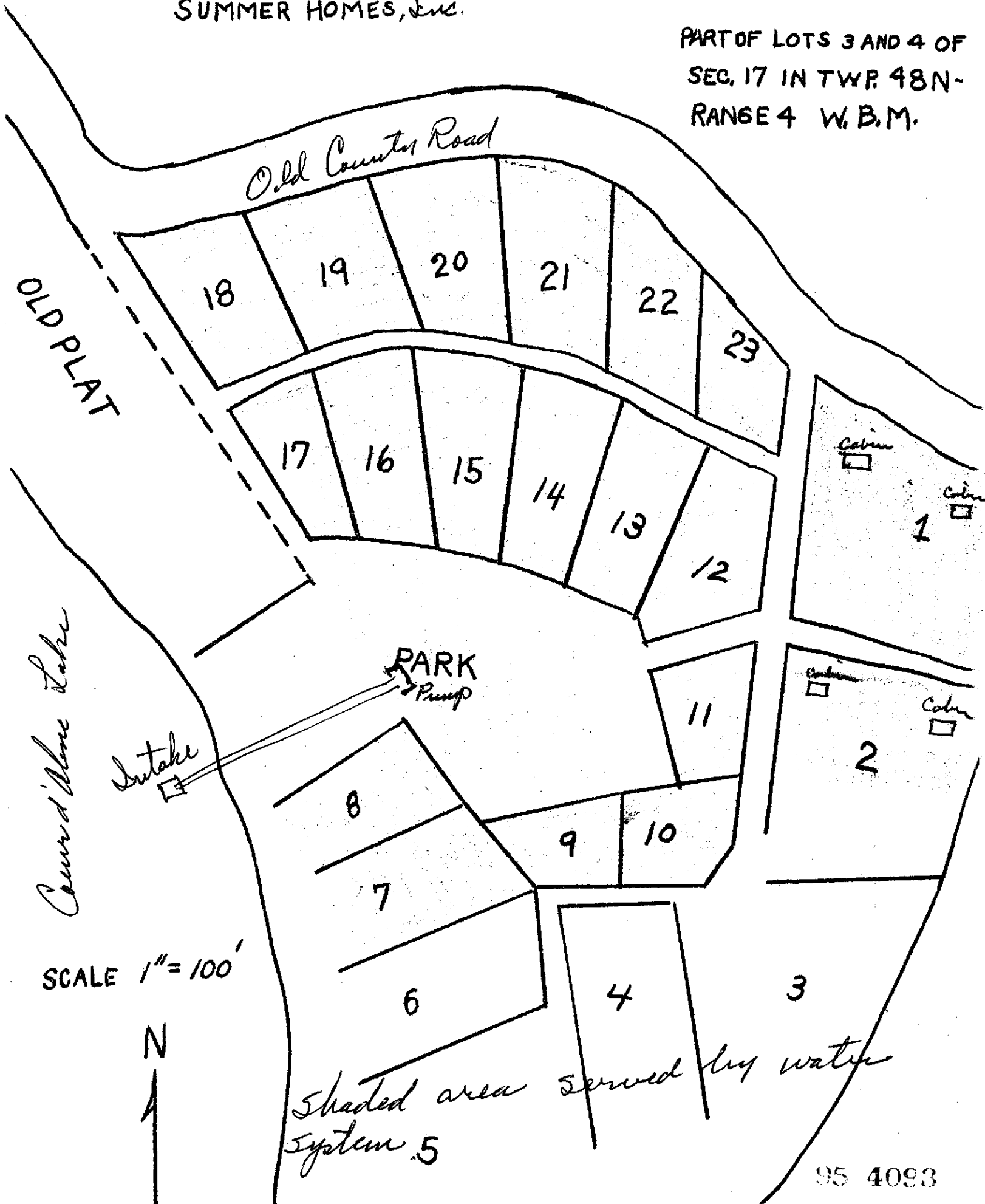
Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 7 day of June
 L. A. Boutwell (Notary Public)
 Residing at Spokane
 My commission expires 3/30/75

For Department Use Only
 Received by: *CE*
 Prelim. check by: *7.8*
 Date: 6-8-73
 Approved for publication by: *7.8*
 Date: 6/18/73
 Published in: *Coeur d'Alene Press*
 Dates: 6-28 + 7-5-73

PARK ADDITION TO ROCKFORD BAY
SUMMER HOMES, Inc.

PART OF LOTS 3 AND 4 OF
SEC. 17 IN TWP. 48N-
RANGE 4 W.B.M.



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

STATE OF IDAHO,

County of Kootenai, } ss.

Ken C. BRANDKOLD, 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

No 95-4093

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 28th day of June 1973, and ending on the

5th day of July 1973.

Subscribed and sworn to, before me, this 5th day of July,

1973

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

**NOTICE OF CLAIM
TO A WATER RIGHT**

NO. 95-4093

Notice is hereby given that L. A. Boutwell, Star Route, Rockford Bay, Coeur d'Alene, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 3.67 acre feet per annum of water from Coeur d'Alene Lake with point of diversion in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17, T. 48N, R. 4W, B.M., Kootenai County.

The water is claimed to be used from June 1 to Aug. 31 for domestic purposes (1.57A/F) and from Sept. 1 to May 31 for domestic purposes (2.1 A/F) with a priority of 1950; the place of use is within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17, 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

June 28, July 5, 1973

95 4093

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 18, 1973

Re: Claim to a Water Right No. 95-4093

L. A. Boutwell
Star Route, Rockford Bay
Coeur d'Alene, ID 83814

Dear Mr. Boutwell:

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 4093

June 22, 1973

Re: 93-4000 95-7306 95-4095
95-7304 95-4093 95-4088
95-7305 95-4094 96-4066

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

FE:CR

Enc: Legal Notices (9)

Bill submitted _____ by _____
RETURNED FOR CERTIFICATION 7-10-73. CR

95 4093

NOTICE OF CLAIM TO A WATER RIGHT

NO. 95-4093

Notice is hereby given that L. A. Boutwell,
Star Route, Rockford Bay, Coeur d'Alene, Idaho

has filed a claim to a water right established by diversion and application
to beneficial use of 3.67 ~~XXXXXXXXXXXXXXXXXXXX~~ cubic feet per second acre feet per annum
of water from Coeur d'Alene Lake

with point of diversion in the SW 1/4, Sec. 17, T. 48N, R. 4W, B.M.,
Kootenai County

The water is claimed to be used from June 1 to Aug. 31 for domestic
purposes (1.57 A/F) and from Sept. 1 to May 31 for domestic purposes (2.1 A/F)
with a priority of 1950;
the place of use is within the SW 1/4, Sec. 17, 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 June 28 and July 5, 1973

95 4093

NOTICE OF CLAIM
TO A WATER RIGHT

NO. 195-4093

Notice is hereby given that L.

A. Boutwell, Star Route,
Rockford Bay, Coeur d'Alene,
Idaho has filed a claim to a
water right established by
diversion and application to
beneficial use of 3.67 acre feet
per annum of water from Coeur
d'Alene Lake with point of
diversion in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec.
17, T. 48N, R. 4W, B.M.,
Kootenai County.

The water is claimed to be
used from June 1 to Aug. 31 for
domestic purposes (1.57A/F)
and from Sept. 1 to May 31 for
domestic purposes (2.1 A/F)
with a priority of 1950; the place
of use is within the SW $\frac{1}{4}$ NE $\frac{1}{4}$,
Sec. 17, 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

June 28, July 5, 1973

O.K.
7-3-73

June 22, 1973

Re: Claim to a Water Right No. 95-4093

L. A. Boutwell
Star Route, Rockford Bay
Coeur d'Alene, ID 83814

Dear Mr. Boutwell:

Attached is your receipt No. 10721 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

95-4093

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

RECEIVED

JUN 18 1973

June 12, 1973

Department of Water Administration
Northern District Office

L. A. Boutwell
Star Route, Rockford Bay
Coeur d'Alene, ID 83814

Dear Mr. Boutwell:

We are returning your claim to a water right for clarification of Item 2, and also your Check No. 98-519 in the amount of \$10. Under Item 2, it would be best to list the amount of water that your system will pump in gallons per minute rather than the total volume used in a year. If you wish, you could list the volume also under Item 3.

Under Item 6, please list the place of use for the domestic water. We have attached a map on the back of the claim, which should assist you in determining this information. Please outline the area which is served by the system.

It may be of some value to state in the remarks section the number of houses served by the system. After completing the above items, please return the claim to our office along with the \$10 filing fee, and we shall begin its processing.

If you should have any questions in this matter, feel free to contact us.

Very truly yours,

Fred Eisenbarth
Northern District Manager

FE:cr

85 000

Enclosures

6-15-73

will be on vacation until about 15 July.
If further information is desired, will
contact you when I return yours truly,
L. A. Boutwell

June 12, 1973

L. A. Boutwell
Star Route, Rockford Bay
Coeur d'Alene, ID 83814

Dear Mr. Boutwell:

We are returning your claim to a water right for clarification of Item 2, and also your Check No. 98-519 in the amount of \$10. Under Item 2, it would be best to list the amount of water that your system will pump in gallons per minute rather than the total volume used in a year. If you wish, you could list the volume also under Item 3.

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If you should have any questions in this matter, feel free to contact us.

Very truly yours,

Fred Eisenbarth
Northern District Manager

FE:cr

Enclosures

95 4093