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Identification No. 95-4074

Claim No. _____

Map No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

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.

(Please refer to the instructions on the back of this form)

1. Name of claimant Alfred S. Linn
post office address Route #3 Box 363 Coeur d'Alene Idaho
2. The point of diversion is in SW $\frac{1}{4}$ of SW $\frac{1}{4}$ Section 20 Township 50N
Range 3W B.M. located on Groundwater
(name of source)
tributary to _____ in Kootenai County.

3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

a. Date of priority claimed:

June 1950 amount: .05 c.f.s. or _____ acre feet
amount: _____ c.f.s. or _____ acre feet
amount: _____ c.f.s. or _____ acre feet
Total claimed .05 c.f.s. or _____ acre feet.

- b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:

use Domestic period of use from 1/1 to 12/31 (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive).

4. Description of diverting works:

- a. Surface water diversion dam and/or headgate: material is composed of _____
_____ ; length is _____ feet; height is _____ feet;
width at bottom is _____ feet; width at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known _____

- b. Underground water diverting works: is well flowing or pumped pumped ; depth of well is 100 feet; diameter of well is 6 inches; type of pump is Fairbanks Morse, Submerisible
capacity of pump is 25 g.p.m.; name and address of well driller is: _____

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_____; if so, give dates and explain _____

ing date and dimensions if possible.

is reservoir on or off stream _____ explain _____

location of reservoir by 40-acre subdivisions.

describe _____

5. a. Where water is used for irrigation, describe area irrigated by 40-acre subdivisions and give total acres:

[illegible]

Total number of acres to be irrigated _____

Explain any significant increase in area irrigated since first use, give dates and acreages if known _____

b. Do you get water through a ditch owned by several users? No If yes, give the name of the ditch _____ . The other users and their respective interests in the ditch are (if known) _____

6. Where water is used for stock watering, give number of each kind of stock watered None

7. Where water is used for domestic or municipal purposes give number of families served _____
name of town supplied 2 families

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use, and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible, giving dates and quantities.

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation

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 affiants knowledge.

Sworn to before me this 10TH day of April, 1973.

Corda M. Roberts
Notary Public
Residing at COEUR D'ALENE, IDAHO

My commission expires SEPT. 11, 1976

For Department Use Only

Received by <u>FE</u> Date <u>4/10/73</u>	Exception filed by: _____	Forwarded to claimant by: _____	Date _____
Prelim. check by <u>FE</u> Date <u>4/10/73</u> # <u>10616</u>	_____	_____	_____
Fee received by <u>FE</u> Date <u>4/10/73</u> Fee \$ <u>10.00</u>	_____	_____	_____
Approved for publication by <u>FE</u>	_____	_____	_____
Published in <u>Cal. Press</u> Dates <u>4-19-73</u> 4 4-26-73	_____	_____	_____

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

APR 30 1973

STATE OF IDAHO,

County of Kootenai,

ss.

Callie Pointner

10.44
Department of Water Administration
Northern District Office
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 -

95-4074

of which a printed copy is annexed hereto, was published in all the regular Wednesday

weekly issues of said newspaper for *two* consecutive weeks, commencing

on the *19* day of *April*, 19*73*, and ending on the

26 day of *April*, 19*73*

Callie Pointner

Subscribed and sworn to, before me, this *26* day of *April*

19 *73*

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

**NOTICE OF CLAIM TO A
WATER RIGHT**
NO. 95-4074

Notice is hereby given that Alfred S. Linn, Route No. 3, Box 363, Coeur d'Alene, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.05 cubic feet per second of water from a ground water source with point of diversion in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, T. 50N, R. 3W, B.M., Kootenai County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes with a priority of June, 1950; the place of use is within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, 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

April 19, 26, 1973

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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

May 9, 1973

Re: Claim to a Water Right No. 95-4074

Alfred S. Linn
Route #3, Box 363
Coeur d'Alene, ID 83814

Dear Mr. Linn:

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 further assistance, feel free to contact us.

Very truly yours,

Fred Eisenbarth
Northern District Manager

FE:CR

Enc: copy of claim

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April 13, 1973

Re: Application No. 95-7275 Claim No. 95-4073
 " " 95-7277 " " 95-4074
 " " 95-7278 " " 95-4075

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 5-7-73 by cl

FE:CR

Enc: Legal Notices (6)

95-4074

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has filed a claim to a water right established by diversion and application
to beneficial use of 0.05 cubic feet per second ~~acre feet per annum~~
of water from a ground water source

with point of diversion in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, T. 50N, R. 3W, B.M.,
Kootenai County

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

with a priority of June, 1950;
the place of use is within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, T. 50N, R. 3W, B.M.

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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 April 19 and April 26, 1973

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R. KEITH HIGGINSON
Director

April 19, 26, 1973

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4-25-73
de

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