

RECEIVED

SEP 3 1969

AFFIDAVIT OF PUBLICATION

Department of Reclamation

County of Kootenai }
STATE OF IDAHO } ss.

NOTICE OF CLAIM TO A WATER RIGHT

No. 95-4018

Notice is hereby given that W. F. Chapin, Post Falls Idaho, has filed a claim to a water right established by diversion and application to beneficial use of .2 cubic feet per second of water from a groundwater source with point of diversion in NW $\frac{1}{4}$ NE $\frac{1}{4}$ (Gov't. Lot 3), Sec. 10, T. 50N, R. 5W, B. M., Kootenai County; the water is claimed to be used from January 1 to December 31 for domestic purposes with a priority of June 8, 1961; the place of use is NW $\frac{1}{4}$ NE $\frac{1}{4}$ (Gov't. Lot 3), Sec. 10, T. 50N, R. 5W, B. M.

Any exception to this claim of water right may be filed with the Department of Reclamation.

R. KEITH HIGGINSON,
State Reclamation Engineer
Published in the Post Falls Tribune, Post Falls, Idaho, on August 14 and August 21, 1969.
8-14 2tc

JEANNETTE S. ROSIN, 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

..... 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 consecutive issues, commencing

with the issue dated, 19.....

and ending with the issue dated, 19.....

Jeannette S. Rosin

Subscribed and sworn to before me, this 27th

day of August, 1969

C. Agnes Duchini

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

Publication Fee \$

*Bill submitted
9-3-69 oc*

95-4018

Identification No. _____
Claim No. 95-4018
Map No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
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 W. F. CHAPIN
post office address POST FALLS, IDAHO 83854
(Gov't Lot 3)
2. The point of diversion is in NW $\frac{1}{4}$ of NE $\frac{1}{4}$ Section 10 Township 50 N
Range 5 W B.M. located on UNDERGROUND
(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 8, 1961 amount: .2 c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
Total claimed .2 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 ALL YEAR AROUND to _____ (both dates inclusive)
January 1 to Dec. 31
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 N/A
_____ ; 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 41 feet; diameter of well is 6 inches; type of pump is JET 1 H.P.
capacity of pump is 23 g.p.m.; name and address of well driller is JIM SAGER
8008 E. Boone, SPOKANE, IDAHO.

95-4018

ENON

...if so, give dates and explain.

ENON

VN

passed

of 10

NONE

DOMESTIC

100

is is.

used

explain.

Capacity

—suois

built.

describe

aces:

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 ONE name of town supplied _____

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 _____

BE IT KNOWN that the undersigned hereby makes claim to a water right as described above together with all attached information and certifies that all statements are true and accurate to the best of his knowledge.

State of Idaho }
County of Footenai } 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.

Sworn to before me this 14th day of June, 1969.

W. B. Chapin
Claimant
Wetche M. Rollis
Notary Public
Residing at Post Falls - Idaho

My commission expires 11/24/70

Received by <u>ej</u> Date <u>7-31-69</u>	Exception filed by: _____	Forwarded to claimant by: _____	Date _____
Prelim. check by <u>DeW</u> Date <u>7-31-69</u>	_____	_____	_____
Fee received by <u>ej</u> Date <u>7-31-69</u> Fee \$ <u>10⁰⁰</u>	_____	_____	_____
Approved for publication by <u>D</u>	_____	_____	_____
Published in _____ Dates _____	_____	_____	_____

95-4018

INSTRUCTIONS

Your claim should set forth all necessary information to describe your claimed right. Failure to give enough information may make your claim of little value. Some of the items in the form may not apply to your situation. Please use additional sheets if space provided is not sufficient to fully answer the questions.

Paragraph No.

1. Give full name and post office address of person or company making the claim.
2. Describe the point of diversion by 40-acre subdivision. Give the name of the source, the drainage to which it is tributary if surface water, and the county in which the point of diversion is located. If there is more than one point of diversion, list others in the remarks section.
3. Give the priority dates and the quantities of water that you claim. You should accurately list the dates that you initiated each new use of the water. List separately the dates and amounts of water involved in each enlargement of the diversion. (Example: if you diverted 0.8 c.f.s. of water for irrigation on May 18, 1871, for the first time for use on 40 acres of land, and then later you enlarged the diversion by diverting an additional 0.4 c.f.s. of water to irrigate an additional 20 acres of land on June 1, 1901, your right should be described as follows:

Date of priority claimed:	May 18, 1871	amount:	0.8 c.f.s. or	acre feet
	June 1, 1901	amount:	0.4 c.f.s. or	acre feet
	Total claimed:		1.2 c.f.s. or	acre feet

Since the water was used for irrigation between April 1 and October 31 on that particular farm, part b. would be completed as follows:
use irrigation period of use from April 1 to October 31 (both dates inclusive). If the water had been used for any other purpose, you would have described the priority date, amount, use, and period of use in a similar manner.

4. Describe the diversion works and explain any changes since the right was first initiated.
5. If the water is used for irrigation, give the total acreage and list the lands irrigated by 40-acre subdivisions and complete the other questions.
- 6, 7, & 8. Describe any other uses of water.
9. In the remarks section, give any information or details that you feel are not fully covered or that need clarifying. You might explain your operation, where the water is returned to if for an industrial or non-consumptive right, the condition and temperature of the returned water, and any other information to help explain your claim.

You may wish to include as a part of your claim, affidavits of witnesses who are familiar with your right and who have a personal knowledge of the circumstances which you have described in your claim. You may submit maps, drawings, certified copies of posted notices which may have been filed in the county courthouse, water measurement records, or any other document which you feel will support your claim.

Your claim will be advertised in a county newspaper for two weeks. Exceptions to your claim which dispute the water right that you have described may be received by the Department of Reclamation and you will be provided a copy of such exceptions.

The fee for filing this claim with the Department of Reclamation, Room 107, Statehouse, Boise, Idaho 83701, is \$10.00.

AFFIDAVIT OF PUBLICATION

County of Kootenai }
STATE OF IDAHO } ss.

NOTICE OF CLAIM TO A WATER RIGHT

No. 95-4018

Notice is hereby given that W. F. Chapin, Post Falls Idaho, has filed a claim to a water right established by diversion and application to beneficial use of 2 cubic feet per second of water from a groundwater source with point of diversion in NW $\frac{1}{4}$ NE $\frac{1}{4}$ (Gov't. Lot 3), Sec. 10, T. 50N, R. 5W, B. M., Kootenai County; the water is claimed to be used from January 1 to December 31 for domestic purposes with a priority of June 8, 1961; the place of use is NW $\frac{1}{4}$ NE $\frac{1}{4}$ (Gov't. Lot 3), Sec. 10, T. 50N, R. 5W, B. M.

Any exception to this claim of water right may be filed with the Department of Reclamation.

R. KEITH HIGGINSON,
State Reclamation Engineer
Published in the Post Falls
Tribune, Post Falls, Idaho, on
August 14 and August 21, 1969.

8-14 2tc

JEANNETTE S. ROSIN, 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 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 consecutive issues, commencing
with the issue dated, 19.....
and ending with the issue dated, 19.....

Subscribed and sworn to before me, this 27th
day of August, 1969.

C. Agnes Duchene
Notary Public for the State of Idaho
Residing at Post Falls, Idaho

Publication Fee \$

*Bill submitted
9-3-69 oc 95-4018*

September 8, 1969

Re: Claim No. 95-4018

C
Mr. W. F. Chapin
Post Falls,
Idaho 83854

Dear Mr. Chapin:

O Your claim to a water right has been received and processed by the Department of Reclamation. The information in your claim is filed under Claim No. 95-4018. Please refer to this number when adding or changing the information in your claim.

Enclosed is Receipt No. 3420 in the amount of \$10.00 which covers the filing fee for the claim.

P You should be advised that the filing of this claim completes the processing procedure by the Department of Reclamation. No further action is authorized under Section 42-225a and b of the Idaho Code. Your claim will be filed and will remain of public record until such time as you or the court needs the information.

If we may be of further assistance, please feel free to contact us.

Y
Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:KH

Enclosure: Receipt No. 3420

95-4018

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

August 29, 1969

Re: Claim to a Water Right No. 95-4018 - W. F. Chapin

Post Falls Tribune
Box 68
Post Falls, Idaho 83854

Gentlemen:

Would you please submit an affidavit of publication and a certified bill in connection with the above referenced. The legal notice was to be published in your paper on August 14th and 21st, 1969.

As the above permit application cannot be approved until we are in receipt of the affidavit, it is important that we receive it as soon as possible.

Your prompt attention to this matter is appreciated.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

95-4018

**NOTICE OF CLAIM TO A
WATER RIGHT**

No. 95-4018

Notice is hereby given that W. F. Chapin, Post Falls Idaho, has filed a claim to a water right established by diversion and application to beneficial use of .2 cubic feet per second of water from a groundwater source with point of diversion in NW $\frac{1}{4}$ NE $\frac{1}{4}$ (Gov't. Lot 3), Sec. 10, T. 50N, R. 5W, B. M., Kootenai County; the water is claimed to be used from January 1 to December 31 for domestic purposes with a priority of June 8, 1961; the place of use is NW $\frac{1}{4}$ NE $\frac{1}{4}$ (Gov't. Lot 3), Sec. 10, T. 50N, R. 5W, B. M.

Any exception to this claim of water right may be filed with the Department of Reclamation.

R. KEITH HIGGINSON,
State Reclamation Engineer
Published in the Post Falls
Tribune, Post Falls, Idaho, on
August 14 and August 21, 1969.
8-14 2tc

August 7, 1969

Re: Claim to a Water Right No. 95-4018 - W. F. Chapin

Post Falls Tribune
Box 68
Post Falls, Idaho 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 date. If you cannot publish the notice on the proposed dates please contact us immediately.

An affidavit of publication must be submitted to the Department of Reclamation, 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 same has been paid.

Signature of claimant

Very truly yours,

Donald W. McElDowney
Appropriation Examiner

DWM:DR
Enc: Legal notice

95-4018

NOTICE OF CLAIM TO A WATER RIGHT

No. 95-4018

Notice is hereby given that W. F. Chapin, Post Falls, Idaho,
 has filed a claim to a water right
established by diversion and application to beneficial use of .2
cubic feet per second [REDACTED] of water from a groundwater source
 with point of diversion in NW1/4NE1/4
(Gov't. Lot 3), Sec. 10, T. 50N., R. 5W., B.M., / Kootenai County,; the water is
claimed to be used from January 1 to December 31 for domestic
purposes with a priority of June 8, 1961;
 the place of use is NW1/4NE1/4 (Gov't.
Lot 3), Sec. 10, T. 50N., R. 5W., B.M.

Any exception to this claim of water right may be filed with the Department of Reclamation.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Post Falls Tribune, Post Falls, Idaho,
on August 14 and August 21, 1969.

95-4012