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BROADWAY SPLICING & SUPPLY, INC. — SPOKANE, WN.

[illegible]

BROADWAY SPLICING
& SUPPLY, INC.
SPOKANE, WN.

Identification No. _____
Claim No. 95-4014
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 JOHN M. JOHNSON
post office address BOX # 2501 Zip Code 99220 Spokane, Wash
2. The point of diversion is in lots $\frac{1}{4}$ of lots $\frac{1}{4}$ Section 13 Township 49 NORTH
Range 4 WEST B.M. located on UNDERGROUND WATER ON LOTS
(name of source)
tributary to NONE 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:

APRIL 1962 amount: 60 gals c.f.s. or _____ acre feet
per minute
amount: _____ c.f.s. or _____ acre feet
amount: _____ c.f.s. or _____ acre feet
Total claimed .13 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 irrigation & house period of use from April 1st to Nov. 1st (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 _____
well used no stream; 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 38 feet; diameter of well is _____ inches; type of pump is jet
capacity of pump is 60 gals g.p.m.; name and address of well driller is Lee Fry E. 10211 NINTH AVE.
Spokane, Wash.

95-4014

if so, give dates and explain

no change in pump

c. Conveying works: length of ditch to place of use is 150 feet; width of ditch at top is pipe feet; width of bottom of ditch is drilled feet; depth of water is 10 feet; grade of ditch per 1000 feet is _____ feet; material through which ditch passes is _____ feet; maximum length of pipe line to first place of use is 120 feet; diameter of pipe line is 3/4" inches; type of pipe galvanized steel; grade of pipe per 1000 feet is unknown. Please explain any changes or increase in size of conveying system since water was first appropriated, giving date and dimensions if possible _____.

d. If water is stored: name of reservoir _____; not stored _____; total capacity of reservoir is _____ acre feet; active capacity of reservoir is _____ acre feet; year construction commenced 1962; year completed 1962; date first used April 1962; period of storage is from _____ to _____; is reservoir drained each year _____; is reservoir on or off stream _____ explain _____

if feeder canal is used give maximum carrying capacity _____ c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions _____

has there been any enlargement of the reservoir since it was first built _____, if so, give dates and 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 1 1/2 Lake Lot

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 _____

7. Where water is used for domestic or municipal purposes give number of families served One
name of town supplied Private resident no town

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.

Feb. 4, 1969
(Date)

John M. Johnson
(Signature of Claimant)

State of Idaho ss.
County of Spokane

On this 14th day of February 1969, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Florence C. Bruce
Notary Public residing at Spokane, Washington

My commission expires May 2-1971

For Department Use Only

Received by dj Date 2-6-69

Exception filed by: _____

Forwarded to
claimant by: _____

Date _____

Prelim. check by DMC Date 2-7-69

Fee received by ef Date 2-10-69 Fee \$10.00

Approved for publication by W 2-21-69

Published in Grand View 2/22/69
Press 3/6/69

95-4014

INSTRUCTIONS

Paragraph No.

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.

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 it 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—COEUR D'ALENE PRESS
(WEEKLY)

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

Callie Painter

....., 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 to Water Right

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 *27* day of *February*, 196*9*, and ending on the *6* day of *March*, 196*9*.

Subscribed and sworn to, before me, this *6* day of *March*, 196*9*.

196*9*.

Callie Painter

Patrick King

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

**NOTICE OF CLAIM
TO A WATER RIGHT**
No. 95-4014

Notice is hereby given that John M. Johnson, Box 2504, Spokane, Washington has filed a claim to a water right established by diversion and application to beneficial use of 60 gallons per minute of water from a ground water source with point of diversion in the Lot 3, sec. 13, T. 49 N, R. 4 W, B.M., Kootenai County; the water is claimed to be used from April 1 to November 1 for irrigation and domestic purposes with a priority of April, 1962; the place of use is located in lot 3, sec. 13, T. 49 N, R. 4 W, B.M. *

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

R. KEITH HIGGINSON
State Reclamation
Engineer

Feb. 27, March 6, 1969

95-4014

March 24, 1969

C
Re: Claim No. 95-4014

O
Mr. John M. Johnson
Box 2504
Spokane, Washington 99220

P
Dear Mr. Johnson:

P
Please be advised that the Department of Reclamation has received and processed your claim to a water right. The information in your claim is filed under Claim No. 95-4014. Please refer to this number when adding or changing the information in your claim.

Y
Enclosed is receipt No. 2646 in the amount of \$10.00.

You should be advised that the filing of the claim concludes our processing of the claim. The Idaho Law does not provide any further processing by our department. The claim will remain on file and all information in the claim will become public record. If at any time you or the court need the information in the claim, it will be available for your use.

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

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

enclosure: Receipt

95-4014

DON SAMUELSON
GOVERNOR



STATE OF I

DEPARTMENT OF REC
STATEHOUSE - AI
BOISE, IDAHO 8

February 21,

Re: Application No. 95-7037 - James E. La
Claim No. 95-4014 - John M. Johnson

Coeur d' Alene Press
Second and Lakeside
Coeur d; Alene, Idaho 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 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:ks

enclosure: legal notices (2)

LEGAL

NOTICE OF CLAIM
TO A WATER RIGHT

No. 95-4014

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

R. KEITH HIGGINSON
State Reclamation
Engineer

Feb 27, March 6, 1969

95-4014

95-4014

DON SAMUELSON
GOVERNOR



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R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

February 21, 1969

Re: Application No. 95-7037 - James E. Lavin
Claim No. 95-4014 - John M. Johnson

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Second and Lakeside
Coeur d; Alene, Idaho 83814

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Signature of claimant

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Donald W. McEldowney
Appropriation Examiner

DWM:ks

enclosure: legal notices (2)

95-4014

NOTICE OF CLAIM TO A WATER RIGHT

No. 95-4014

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has filed a claim to a water right
established by diversion and application to beneficial use of 60 gallons per minute
~~cubic feet per second~~ acre/feet of water from a ground water source
with point of diversion in the lot 3, sec.
13, T. 42 N., R. 4 W., B.M., Kootenai County; the water is
claimed to be used from April 1 to November 1 for irrigation and domestic
purposes with a priority of April, 1962
; the place of use is located in 1/4 lot 3,
sec. 13, T. 49 N., R. 4 W., 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 Coeur d' Alene Press, Second and Lakeside, Coeur d' Alene, Idaho
on February 27 and March 6, 1969.

95-4014
to