

AFFIDAVIT OF PUBLICATION

RECEIVED
JUN 19 1968
Department of Reclamation

STATE OF IDAHO,
County of Kootenai, ss.

Callie Painter

being first duly sworn
upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party to the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The

*Notice of Claim to Water Right -
Jack S. Hansen - Route # 3*

of which the annexed is a printed copy, was published in the regular
issue of said newspaper for consecutive
commencing on the day of, 19....., and
ending on the day of, 19....., and such
publication was made as often during said period as said
newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice

Callie Painter

Subscribed and sworn to before me this *13* day of *June*
19 *68*

Bernard W. Harrison

Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.
NOTARY PUBLIC for the State of Idaho
Residing at Coeur d'Alene, Idaho
My commission expires December 1, 1970

NOTICE OF CLAIM TO A WATER RIGHT No. 95-4009

Notice is hereby given that Jack S. Hansen, Route No. 3, Box 559, Coeur d'Alene, Idaho 83814 has filed a claim to a water right established by diversion and application to beneficial use of 1/45th of a cubic feet per second of water from Wolf Lodge Creek, tributary to Coeur d'Alene Lake with point of diversion in NE 1/4 SE 1/4, sec. 6, T. 49 N, R. 2 W, B.M., Kootenai County; the water is claimed to be used from January 1 to December 31 for domestic use with a priority of July 17, 1943; the place of use is NE 1/4 SE 1/4, sec. 6, T. 49 N, R. 2 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
June 6, 13, 1968.

95-4009

will submitted 6-19-68

Identification No. 95-4009

Claim No. 42495

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 Jack L. Hansen
post office address Rt 3 Box 559 Coeur d'Alene Idaho 83814
2. The point of diversion is in NE $\frac{1}{4}$ of SE $\frac{1}{4}$ Section 6 Township 49 N
Range 2 W B.M. located on Wolf Lodge Creek
(name of source)
tributary to Coeur d'Alene Lake 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:

July 17, 1943 amount: 45 c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
Total claimed 45 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 Jan 1 to Dec 31 (both dates inclusive)
use ~~irrigation~~ 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 one horse power
Cameron pump; 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 _____; depth of well is _____ feet; diameter of well is _____ inches; type of pump is _____
capacity of pump is _____ g.p.m.; name and address of well driller is _____

95-4009

Total number of acres to be irrigated

[illegible]

describe

has there been any enlargement of the reservoir since it was first built NO, if so, give dates and

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 NE 1/4 - SE 1/4 - Sec 6 Twp 49 N R. 2 W

total capacity of reservoir is 2000 acre feet; active capacity of reservoir is _____ acre feet;
year construction commenced _____; year completed July 17 - 1945; date first used _____; is reservoir drained each year _____; period of storage is from June 1 to Dec 31; _____ explain _____

d. If water is stored: name of reservoir San Joaquin River acre feet, active capacity of reservoir is 0.02 acre feet;

_____ing date and dimensions if possible

Please explain any changes or increase in size of conveying system since water was first appropriated, giving

_____ type of pipe _____; grade of pipe per 1000 feet is _____.

maximum length of pipe line to first place of use is 2,000 feet; diameter of pipe line is 1/4 inches;

feet is _____ feet; material through which ditch passes is _____.

width of bottom of ditch is _____feet; depth of water is _____feet; grade of ditch per 1000

c. Conveying works: length of ditch to place of use is _____feet; width of ditch at top is _____feet;

_____, if so, give dates and explain _____

attach well logs if available; has there been any change in pump or motor since well was first completed

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 2 cattle

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

We have owned this property for twenty five years and the water system was installed when we purchased the property and has been in continuous use. Water is stored in the reservoir and is carried by gravity feed to our buildings.

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.

2-23-68
(Date)

State of Idaho

County of Boise ss.

Jack S. Hansen
(Signature of Claimant)
Alfred E. Hansen

On this 23rd day of February 19 68, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Maria Schuch
Notary Public residing at Coeur d'Alene Idaho

My commission expires 1-10-72

For Department Use Only

Received by <u>ef</u>	Date <u>5-6-68</u>	Exception filed by:	Forwarded to claimant by:	Date
Prelim. check by <u>Dell</u>	Date <u>5-7-68</u>			
Fee received by <u>ef</u>	Date <u>5-8-68</u>	Fee \$ <u>10.00</u>		
Approved for publication by				
Published in	Dates			

95-4009

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

STATE OF IDAHO,

County of Kootenai,

ss.

Callie Pointrier being first duly sworn upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party to the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The

Notice of Claim to Water Right - Jack L. Hansen - Route # 3
of which the annexed is a printed copy, was published in the regular issue of said newspaper for consecutive day of 1938, and commencing on the day of 1938, and ending on the day of 1938, and such publication was made as often during said period as said newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice

Callie Pointrier
Subscribed and sworn to before me this 13 day of June

1938

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

NOTICE OF CLAIM TO A WATER RIGHT

No. 95-4009

Notice is hereby given that Jack L. Hansen, Route No. 3, Box 488, Coeur d'Alene, Idaho 83814 has filed a claim to a water right established by diversion and application to beneficial use at 1.40 cfs of a cubic feet per second of water from Wolf Lodge Creek, tributary to Coeur d'Alene Lake with point of diversion in NE 1/4 SE 1/4, sec. 6, T. 49 N., R. 2 W., B.M., Kootenai County; the water is claimed to be used from January 1 to December 31 for domestic use with a priority of July 17, 1943; the place of use is NE 1/4 SE 1/4, sec. 6, T. 49 N., R. 2 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
June 6, 13, 1968.

95-4009

C. A. Idaho,
May 3, 1968.

State of Idaho,
Dept. of Reclamation
Boise, Idaho 83701

Dear Sir:

We are returning our
application for water right and
hope that it is acceptable to you.
We had the office of soil conservation
here assist us with the estimates.
We are not applying for irrigation
water.

Thanking you,

Mrs. Jack S. Hansen

RECEIVED

MAY 6 1968

Department of Reclamation

95-4009

June 19, 1968

Re: Claim No. 95-4009

Jack S. Hansen
Route #3, Box 559
Coeur d' Alene, Idaho 83814

Dear Mr. Hansen:

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. 95-4009.

Enclosed is Receipt No. 846 for the amount of \$10.00 for the filing fee. Please contact us if we may be of further assistance.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

Enclosure: Receipt No. 846

C
O
P
Y

95-4009

NOTICE OF CLAIM
TO A WATER RIGHT
No. 95-4009

Notice is hereby given that ~~Jack S. Hansen~~, Route No. 3, Box 558, Coeur d'Alene, Idaho 83814 has filed a claim to a water right established by diversion and application to beneficial use of ~~1 1/4~~ 1 1/2 cubic feet per second of water from Wolf Lodge Creek, tributary to Coeur d'Alene Lake with point of diversion in NE ~~1/4~~ SE ~~1/4~~, sec. 6, T. 49 N, R. 2 W, B.M., Kootenai County; the water is claimed to be used from January ~~1~~ to December 31 for domestic use with a priority of July 17, 1943; the place of use is NE ~~1/4~~ SE ~~1/4~~, sec. 6, T. 49 N, R. 2 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
June 6, ~~1968~~.

95-4009 u/y

May 28, 1968

Re: Claim No. 95-4009
Jack S. Hansen

The Coeur d'Alene Press
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 can not 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.

(Do not sign this letter)
Signature of claimant

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

Enclosure: Legal Notice

NOTICE OF CLAIM TO A WATER RIGHT

No. 95-4009

Notice is hereby given that Jack S. Hansen, Route #3, Box 559,
Coeur d'Alene, Idaho 83814 has filed a claim to a water right
established by diversion and application to beneficial use of 1/45 th of a
cubic feet per second ~~464/1000~~ of water from Wolf Lodge Creek, tributary to
Coeur d'Alene Lake with point of diversion in NE¹SE¹, sec. 6,
T. 49 N, R. 2 W. B.M., Kootenai County; the water is
claimed to be used from January 1 to December 31 for domestic
use with a priority of July 17, 1943
; the place of use is NE¹SE¹, sec. 6,
T, 49 N , R. 2 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, Coeur d' Alene, Idaho
on June 6 and June 13.

95-4009

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

March 8, 1968

RECEIVED

MAY 6 1968

Department of Reclamation

Mrs. Jack S. Hansen
Route #3, Box 559
Coeur d'Alene, Idaho 83814

Dear Mrs. Hansen:

We are returning your personal check in the amount of \$10.00 and your claim to a water right. Before we can accept and process your claim, we will require some additional information.

Under Item 3a of the claim, we will require a specific quantity of water in cubic feet per second or acre feet per annum. The quantity of water may be determined from the rating capacity on your pump or by stream flow records over the years. However, we must have a specific quantity of water in order to process your claim.

As you are claiming irrigation as your use, we assume that the irrigation is a small domestic garden around your house. However, since irrigation has been listed as a separate use, we request that you supply the information under 5a of the claim. We have inserted part of the information which we believe to be correct in red. However, please enter the correct information yourself before returning.

Please contact us if we may be of further assistance.

Very truly yours,

A handwritten signature in cursive script, reading "Donald W. McEldowney".

Donald W. McEldowney
Appropriation Examiner

DWM:ks

Enclosure: Check for \$10.00
Claim form
Farm measurement manual

95-4009