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Identification No. 95-4005

Claim No. _____

Map No. 42437

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 Clarence R. Block and Mary Jane Block
post office address Route 1 - Box 118 - Coeur d'Alene, Idaho 83814
2. The point of diversion is in NE $\frac{1}{4}$ of SE $\frac{1}{4}$ Section 11 Township 50N
Range 5W B.M./located on Green Ferry Bay Tract, Gov't. Lot 6 - Lot 17 & 18 and
Tax No. 5814 (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:

<u>June 1, 1957</u>	amount: <u>.02</u> c.f.s. or _____ acre feet
_____	amount: _____ c.f.s. or _____ acre feet
_____	amount: _____ c.f.s. or _____ acre feet
Total claimed <u>.02</u> 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 <u>domestic</u>	period of use from <u>January 1</u> to <u>December 31</u>	(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 none
_____; length is _____ feet; height is _____ feet;
width at bottom is _____ feet; with 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 197 feet; diameter of well is 6 inches; type of pump is Jet (Jacuzzi)
capacity of pump is 10 g.p.m.; name and address of well driller is Spokane Well Drilling
E. 2710 Garland Avenue -- Spokane, Washington

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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._____

QUESTION

ANSWER

[illegible]

Explain any significant increase in area irrigated since first use, give dates and acreages if known _____
none

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) none

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 2
name of town supplied none

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 none

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation
Our well has been in operation since 1957 and we did not know until lately
that we should claim water rights on it, so are doing so at this time.

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.

April 5, 1968
(Date)

Clarence R. Block
(Signature of Claimant)

State of Idaho }
County of Kootenai } ss.

Mary Jane Block

On this 5 day of April 1968, personally appeared before me the signer(s) of the
above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Herbert Nagel
Notary Public residing at Coeur d'Alene

My commission expires _____

For Department Use Only

Received by <u>if</u> Date <u>4-15-68</u>	Exception filed by:	Forwarded to claimant by:	Date
Prelim. check by <u>Starr</u> Date <u>4-16-68</u>			
Fee received by <u>if</u> Date <u>4-16-68</u> Fee <u>\$10.00</u>			
Approved for publication by <u>KS</u> <u>4-18-68</u>			
Published in <u>Coeur d'Alene Press</u> Date <u>4-25-68</u>			

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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—COEUR D'ALENE PRESS
(WEEKLY)

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

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Callie P. P. P. 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 for Water Right -
No 95-4005

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 25 day of April, 1968, and ending on the 2 day of May, 1968.

Subscribed and sworn to, before me, this 2 day of May, 1968.

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

bill submitted 5-6-68

**NOTICE
OF CLAIM TO A WATER RIGHT**
No. 95-4005

Notice is hereby given that Clarence R. and Mary Jane Block, Route No. 1, Box 118, Coeur d'Alene, Idaho, has filed a claim to a water right established by diversion and application to beneficial use of 98 cubic feet per second of water from a subterranean source with point of diversion in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, sec. 11, T. 50 N., R. 5 W.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 1, 1957; the place of use is NE $\frac{1}{4}$ SE $\frac{1}{4}$, sec. 11, T. 50 N., R. 5 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
April 25, May 2, 1968.

Department of Reclamation

95-4005

Ma, 16, 1968

Re: Claim No. 95-4005

Clarence R. and Mary Jane Block
Route #1, P. O. Box 118
Coeur d'Alene, Idaho 83814

Dear Mr. Block:

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. 95-4005.

Enclosed is your receipt No. 774 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. 774

95-4005

NOTICE
OF CLAIM TO A WATER RIGHT

No. 95-4005

Notice is hereby given that
Clarence R and Mary Jane
Block, Route No. 1, Box 118,
Coeur d'Alene, Idaho, has filed
a claim to a water right es-
tablished by diversion and ap-
plication to beneficial use of
~~.02~~ cubic feet per second of
water from a subterranean
source with point of diversion
in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, sec. 11, T.
50 N, R. 5 W.B.M., Kootenai
County; the water is claimed
to be used from January 1 to
December 31 for domestic pur-
poses with a priority of June
1, 1957; the place of use is
NE $\frac{1}{4}$ SE $\frac{1}{4}$, sec. 11, T. 50 N.
R. 5 W.B.M.

Any exception to this claim
of water right may be filed
with the Department of Recla-
mation.

R. KEITH HIGGINSON
State Reclamation Engineer
April 25, May 2, 1968.

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95-4005

April 18, 1968

Re: Application of Claim No. 95-4005
Clarence R. and Mary Jane Block

Coeur d'Alene Press
Second and Lakeside
Coeur d'Alene, Idaho

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 letter)

Signature of claimant

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

Enclosure: legal notice

95-4005

NOTICE OF CLAIM TO A WATER RIGHT

No. 95-4005

Notice is hereby given that Clarence R. and Mary Jane Block, Route
#1, Box 118, Coeur d'Alene, Idaho has filed a claim to a water right
established by diversion and application to beneficial use of .02
cubic feet per second ~~acre feet~~ of water from a subterranean source
with point of diversion in the Nelson, sec. 11, T. 50 N., R. 5 W., 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 1, 1957
; the place of use is Nelson, sec. 11,
T. 50 N., R. 5 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 April 25 and May 2

95-4005

Mr. Donald W. McEldowney
Appropriation Examiner
State of Idaho
Department of Reclamation
107 State House
Boise, Idaho 83701

April 12, 1968

RECEIVED

APR 15 1968

Department of Reclamation

Re: Claim to a Water Right

Dear Mr. McEldowney:

We have made the suggested changes in our claim form and are returning it and our check in the amount of \$10.00.

Please let us know if anything further is necessary.

Very truly yours,

Mrs. Clarence Block

Mrs. Clarence Block
Route 1 - Box 118
Coeur d'Alene, Idaho 83814

95-4005