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Claim No. 93-4037

JUN 29 1983
Department of Water Resources
Northern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, **Idaho Code**, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), **Idaho Code**. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that

Dale Robert Johnson ¹/₂ Connie L. Johnson
(Name of Claimant)

(Name of Claimant)

RA Box 18

~~Desmet~~ Desmet, Id. 83824

Telephone No. 208-274-4632

(Mailing Address)

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) May 1981

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

Groundwater

tributary to

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

				(Both dates inclusive)	
	(cfs, af)		(Domestic, Irrigation, Stock, Etc.)	(Mo., Day)	(Mo., Day)
Quantity	<u>.04 cfs</u>	Use	<u>Domestic</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity	_____	Use	_____	Period of Use From _____	To _____
Quantity	_____	Use	_____	Period of Use From _____	To _____
Quantity	_____	Use	_____	Period of Use From _____	To _____
Quantity	_____	Use	_____	Period of Use From _____	To _____

- (4) 1.04 cfs TOTAL QUANTITY USED.
(cfs. af)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ NW ¼, Sec. 35 Twp. 44N Rge. 5W B.M., County of Bonewah
 Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities; be as specific as possible. Describe any changes in the system and give the date of the change.

Developed well 340' deep with pump, moto

Developed well 340' deep with pump, motor and pipeline to 1 household.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

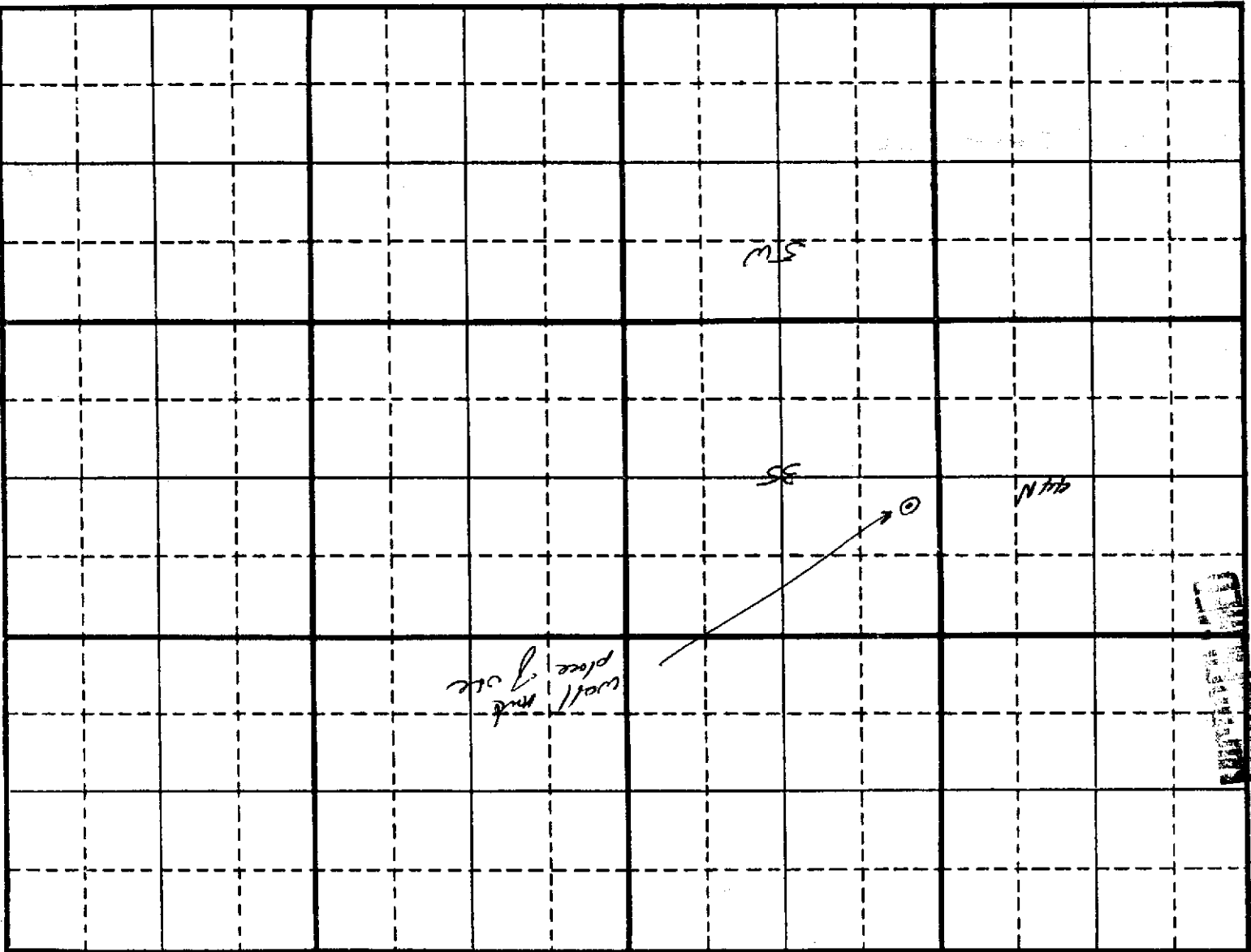
[illegible]

No. of acres

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Water is used for domestic purposes of 1 household.

NOTE: Include here the type and number of stock watered:

- (7) If you are claiming water as a member of an organization, list name of organization: _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho
County of Bannock
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 affiant's knowledge.

Sworn to before me this 9th day of June, 1983.
Connie D. Johnson
(Claimant)
Notary Public Charlene H. Johnson
Residing at Blumville, Idaho
My commission expires July

FOR DEPARTMENT USE ONLY

Received by _____ Date 6/29/83
Prelim. check by _____ Date 6/29/83
\$30.00 fee received by _____ Date 6/29/83
Published in _____ Date 6/29/83
Dates 8/31/80
Exception filed by: _____
Forwarded to _____
Date _____
Claimant by: _____

Affidavit of Publication

STATE OF IDAHO
County of Benewah, ss.

JoJane Hammes, being first duly sworn on oath, deposes and says that she is co-publisher and business manager of the St. Maries Gazette Record, a weekly newspaper printed and published at St. Maries, Benewah County, State of Idaho; the St. Maries Gazette Record is a newspaper having general circulation in Benewah county, State of Idaho, and has been continuously and uninterruptedly published in Benewah County, State of Idaho, during a period of more than seventy-eight consecutive weeks prior to the first publication of the notice of advertisement hereon.

That the notice, of which the one hereto attached is a true copy, was published in said newspaper for a period of 2 issues, the first publication being on the 3rd day of August, 1983 and the last on the 10th day of August, 1983

That said newspaper was regularly distributed to its subscribers during the time of the same period; that said notice was published in the regular and entire issue of said paper.

Subscribed and sworn to before me this 11th day of Aug, 1983

Sharon D. Black
Notary Public in and for Benewah County, Idaho
Residing at St. Maries, Idaho

Claims to water filed in Benewah County

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

91-4128

Name: Joseph Marcea
Address: Route 2, St. Maries, Idaho 83861
Priority Date: June 1, 1935
Source: Spring tributary to Sinks
Point of Diversion: SENE Sec 07 T 46N R 02W
In: SENE Sec 07 T 46N R 02W
Use: Stockwater (0.01 cfs)

91-4129

Name: James and-or Ida P. Hansen
Address: Rt. 2 Box 94, St. Maries, Idaho 83861
Priority Date: Jan. 1, 1968
Source: Groundwater
Point of Diversion: SESW Sec 06 T 46N R 02W
In: SESW Sec 06 T 46N R 02W
Use: Domestic (0.04 cfs)

91-4130

Name: John and-or Marjorie Pugh
Address: Rt. 2 Box 105, St. Maries, Idaho 83861
Priority Date: Jan. 1, 1958
Source: Spring tributary to Hells Gulch, Hells Gulch tributary to Saint Joe River
Point of Diversion: SWSW Sec 06 T 46N R 02W
In: NWSW SWSW Sec 06 T 46N R 02W for 2 Acres
Use: Irrigation (0.06 cfs); Stockwater (0.02 cfs); Domestic (0.04 cfs)

91-4131

Name: Robert E. and-or Geraldine J. Vannatter
Address: Rt. 2 Box 10, St. Maries, Idaho 83861
Priority Date: October 12, 1968
Source: Groundwater
Point of Diversion: SENE Sec 16 T 46N R 02W
In: SENE Sec 16 T 46N R 02W
Use: Stockwater (0.02 cfs); Domestic (0.04 cfs)

91-4132

Name: Rocky Jack and-or Beth Rauch
Address: Rt. 2 Box 108, St. Maries, Idaho 83861
Priority Date: Sept. 26, 1953
Source: Hells Gulch tributary to Saint Joe River
In: NENE NWSE SWSE SESE Sec 01 T 46N R 03W NENE NWNE Sec 02 T 46N R 03W SWSW Sec 06 T 46N R 02W NWNW Sec 07 T 46N R 02W for 305 acres
Use: Irrigation (6.00 cfs); Stockwater (0.02 cfs); Stockwater Storage (1.0 AF); Stockwater from Storage (1.0 AF)

92-4127

Name: Owen G. and-or Bcdil A. Bratvold
Address: N.W. 213 Sunrise Dr., Pullman, Wash. 99163
Priority Date: October 22, 1970
Source: Unnamed Stream tributary to Carpenter Creek
Point of Diversion: SWSE Sec 24 T 43N R 01W
In: SWSE Sec 24 T 43N R 01W for 5 acres
Use: Irrigation (0.10 cfs); Irrigation Storage (0.33 AF); Domestic (0.04 cfs); Fire Prot. Storage (0.33 AF)

92-4128

Name: Michael Brebner
Address: Rt. 4 Box 32A, St. Maries, Idaho 83861
Priority Date: Jan. 1, 1978
Source: Groundwater
Point of Diversion: SWNE Sec 36 T 46N R 02W
In: SWNE Sec 36 T 46N R 02W
Use: Domestic (0.04 cfs)

93-4039 OK

Name: Dale Robert and-or Connie L. Johnson
Address: Rt. 1 Box 18, DeSmet, Idaho 83824
Priority Date: May 1, 1981
Source: Groundwater
Point of Diversion: SWNW Sec 35 T 44N R 05W
In: SWNW Sec 35 T 44N R 05W
Use: Domestic (0.04 cfs)

93-4040

Name: Roganda Farms, Inc.
Address: Star Route, Box 124, Tensed, Idaho 83870
Priority Date: Jan. 1, 1964
Source: Springs tributary to Sinks
Point of Diversion: NWNW Sec 25 T 44N R 05W
In: NWNW Sec 25 T 44N R 05W
Use: Domestic (0.04 cfs)

95-4082

Name: George E. Way, Jr.
Address: Rt. 1 Box 43A, Plummer, Idaho 83851
Priority Date: Jan. 1, 1967
Source: Springs tributary to Plummer Creek, Little Plummer Creek tributary to Plummer Creek
Point of Diversion: SWNE NWSE SWSE NESE SENW SWSW SESW Sec 04 T 45N R 04W SWSE Sec 05 T 45N R 04W SWSW Sec 03 T 45N R 04W SENE Sec 08 T 45N R 04W NWNW Sec 09 T 45N R 04W NWNW SWSW Sec 10 T 45N R 04W In: SWSW Sec 03 T 45N R 04W SWNE SESW SWSW SESW NESE NWSE SWSE Sec 04 T 45N R 04W SWSE Sec 05 T 45N R 04W SENE Sec 08 T 45N R 04W NWNW Sec 09 T 45N R 04W SWSW Sec 10 T 45N R 04W
Use: Stockwater (0.10 cfs); Domestic (0.04 cfs)

95-4084

Name: Muriel Jean Innes
Address: P.O. Box 345, Plummer, Idaho 83851
Priority Date: Jan. 1, 1963
Source: Spring tributary to Sinks
Point of Diversion: NWSW Sec 11 T 46N R 05W
In: SWNW NWSW Sec 11 T 46N R 05W for 40 acres
Use: Irrigation (0.40 cfs); Stockwater (0.02 cfs); Domestic (0.04 cfs)

92-4129

Name: Reginald L. and-or Diann G. McDonald
Address: Rt. 4 Box 171, St. Maries, Idaho 83861
Priority Date: Jan. 1, 1960
Source: Springs tributary to Sinks
Point of Diversion: NENW Sec 33 T 44N R 02W
In: NENW Sec 33 T 44N R 02W
Use: Stockwater (0.02 cfs); Domestic (0.04 cfs)

92-4130

Name: Michael J. Needham
Address: P.O. Box 44, Santa, Idaho 83866
Priority Date: August 1, 1970
Source: Springs tributary to Santa Creek, South Fork
Point of Diversion: SWSW Sec 33 T 44N R 03W
In: SESW Sec 35 T 44N R 02E for 1 acre
Use: Irrigation (0.02 cfs); Fish Prop. (0.04 cfs); Domestic (0.04 cfs)

92-4131

Name: Edna M. Dawson
Address: Rt. 4 Box 163, St. Maries, Idaho 83861
Priority Date: Jan. 1, 1888
Source: Santa Creek tributary to Saint Maries River, Bob Creek tributary to Santa Creek, Charlie Creek tributary to Santa Creek
Point of Diversion: NENE NWNE Sec 33 T 44N R 02W SWSE SESE Sec 28 T 44N R 02W NWNE SENW NWSW Sec 27 T 44N R 02W In: NENE NWNE Sec 33 T 44N R 02W SWSE SESE Sec 28 T 44N R 02W NWSE SENW NWSW Sec 27 T 44N R 02W
Use: Stockwater (0.04 cfs)

92-4132

Name: Lester and-or Lucille Nelson
Address: Rt. 1 Box 245-B, St. Maries, Idaho 83861
Priority Date: Jan. 1, 1970
Source: Spring tributary to Saint Maries River
Point of Diversion: SENW Sec 35 T 46N R 02W
In: SENW Sec 35 T 46N R 02W
Use: Stockwater (0.02 cfs); Domestic (0.06 cfs)

95-4086
Name: Walter Floch
Address: Rt. 1 Box 99, Plummer, Idaho 83851
Priority Date: Jan. 1, 1940
Source: Springs tributary to Plummer Creek
Point of Diversion: SWSE NWSE Sec 32 T 46N R 04W
In: SWSE Sec 32 T 46N R 04W SWSE SWSE Sec 33 T 46N R 04W for 10 acres
Use: Irrigation (0.20 cfs); Irrigation Storage (0.5 AF); Irrigation from Storage (0.5 AF); Stockwater Storage (1.5 AF)

95-4088

Name: William J. Lowry
Address: Rt. 1 Box 85, Plummer, Idaho 83851
Priority Date: Jan. 1, 1947
Source: Springs tributary to Little Plummer Creek
Point of Diversion: NWNW Sec 33 T 46N R 04W Lot 03 Lot 04 Sec 04 T 45N R 04W
In: NWNW Sec 33 T 46N R 04W Lot 03 Lot 04 Sec 04 T 45N R 04W NWNE Sec 33 T 46N R 04W
Use: Stockwater (0.02 cfs); Domestic (0.04 cfs)

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 4065 Gov't Way, Coeur d'Alene, Idaho 83814.

KEN DUNN, Dir.

No. 7189 — Aug. 2-10.

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JCK

Right Number 93-4039 Applicant _____

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☒ Exceptions processed.

By JCK Date 9/12/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By DC Date 11-883

22-4039

JOHNSON, DALE ROBERT &/or CONNIE L.

RT. 1 BOX 16, DESMET, IO 52824

Source: GROUNDWATER

Priority Date: 03/01/1981

Diversion Pt: SWNW Sec 35 T 44N R 05W

Use: DOMESTIC (0.04 CFS)

In: SWNW Sec 35 T 44N R 05W

RECEIVED
MAY 1981

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

AUGUST 23, 1983

DALE ROBERT JOHNSON
CONNIE L. JOHNSON
RT. 1 BOX 18
DESMET

ID 83824

RE: Claim No. 93-4039

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve 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 with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

Robert G. Haynes, P.E.
Regional Supervisor

Enclosure