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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JUN 28 1983



CLAIM TO A WATER RIGHT

**Department of Water Resources
Northern District Office**

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 M. L. Flock

(Name of Claimant)

Rt 1 Bx 79 Plummer, Id. 83851

Telephone No. 686-1251

(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) 1910

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)

18 Springs tributary to Noctilene Creek

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

(cfs, af)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>0.20</u>	Use	<u>Irrigation</u>	Period of Use From	<u>6.1</u> To <u>11-15</u>
Quantity	<u>0.03</u>	Use	<u>Stock</u>	Period of Use From	<u>1.1</u> To <u>12.31</u>
Quantity	<u>0.04</u>	Use	<u>Domestic</u>	Period of Use From	<u>1.1</u> To <u>12.31</u>
Quantity		Use		Period of Use From	
Quantity		Use		Period of Use From	

(4) 0.27 TOTAL QUANTITY USED.
(cfs. af)

(5) A) Point of diversion: (Location of point where water is diverted from its source) Benewah County
(4SP) NENW, (4SP) NWNW, (1SP) SWNW, (1SP) SENW, (1SP) NESW, (3SP) NWSE,
(4SP) NWSE, Sec 6, T45N, R4W, BM

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 springs for stock & domestic and flood irrigation

(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.

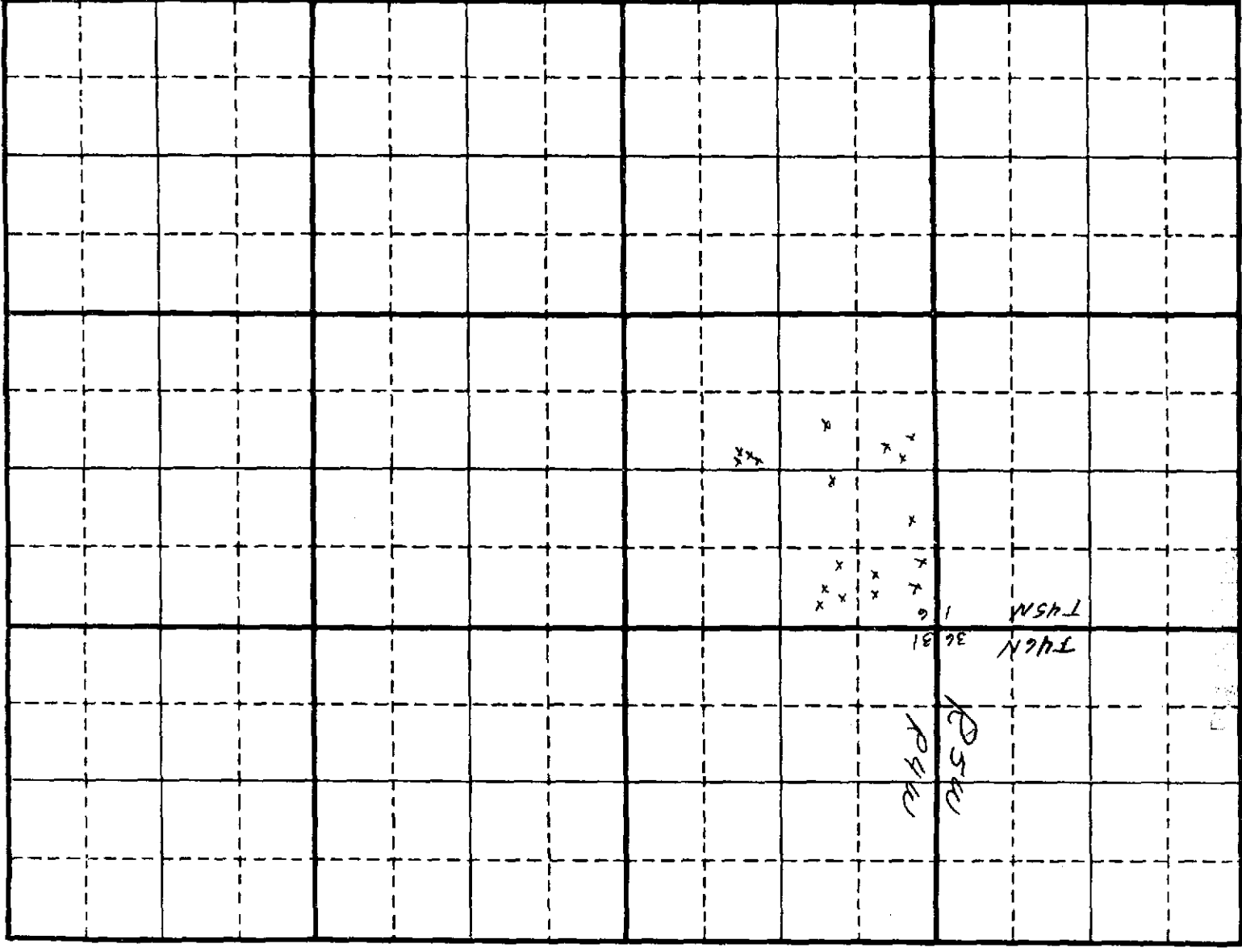
[illegible]

No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: One home

NOTE: Include here the type and number of stock watered: 150 hd.

(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) ss.)
Barnum

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 29 day of June 1983
(Claimant)
* M. F. F. F. F.

Notary Public
Residing at
Barnum Idaho

My commission expires

Oct 24 - 1985

FOR DEPARTMENT USE ONLY
Date 6-28-83 (5/28/83)
Exception filed by:
Date 7-7-83
Prelim. check by
\$30.00 fee received by
Published in
Dates

Forwarded to
claimant by:
Date

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 27th day of July, 1983 and the last on the 3rd 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

93-4037
Name: Robert L. and-or Thelma M. Johnson
Address: Star Route, Box 124, Tensed, Idaho 83870
Priority Date: Jan. 1, 1960
Source: Groundwater
Point of Diversion: SESW Sec 34 T 45N R 05W
In: SESW Sec 34 T 45N R 05W
Use: Domestic (0.04 cfs)

95-4663
Name: Art and-or Shirley Bauer
Address: Rt. 1 Box 63C, St. Maries, Idaho 83861
Priority Date: Jan. 1, 1969
Source: Groundwater
Point of Diversion: NENW Sec 14 T 46N R 03W
In: NENW Sec 14 T 46N R 03W
Use: Stockwater (0.02 cfs); Domestic (0.10 cfs)

95-4665
Name: Robert N. and-or Bennie Lowry
Address: Rt. 1, Box 156, Plummer, Idaho 83851
Priority Date: Jan. 1, 1960
Source: Groundwater
Point of Diversion: SWNW Sec 10 T 46N R 04W
In: SWNW Sec 10 T 46N R 04W
Use: Domestic (0.04 cfs)

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814.

KENDUNN, Dir.
No. 7183 -- July 27-Aug. 3.

93-4035
Name: M.L. Floch
Address: Rt. 1 Box 79, Plummer, Idaho 83851
Priority Date: Jan. 1, 1910
Source: Springs tributary to Mottileme Creek
Point of Diversion: NENW SWNW SWNW SENW NESW NWSW NWSE Sec 06 T 45N R 04W
In: NWNW Sec 06 T 45N R 04W
In: NWNW SWNW SENW NESW NWSW NWSE Sec 06 T 45N R 04W
In: NENW Sec 06 T 45N R 04W for 10 acres
Use: Irrigation (0.20 cfs); Stockwater (0.03 cfs); Domestic (0.04 cfs)

93-4036
Name: M.L. Floch
Address: Rt. 1 Box 79, Plummer, Idaho 83851
Priority Date: Jan. 1, 1910
Source: Springs tributary to Little Plummer Creek, Unnamed Stream tributary to Little Plummer Creek
Point of Diversion: NENE NWNE SWNE SENE NENW NWNW Sec 05 T 45N R 04W SENW NESW SWSW Sec 32 T 46N R 04W SWSE Sec 31 T 46N R 04W
In: NENW Sec 05 T 45N R 04W
In: NENE NWNE SWNE SENE NENW NWNW Sec 05 T 45N R 04W
In: SWSE Sec 31 T 46N R 04W
In: SENW NESW SWSW Sec 32 T 46N R 04W
In: SWSW Sec 32 T 46N R 04W for 15 acres
Use: Irrigation (0.30 cfs); Stockwater (0.03 cfs); Domestic (0.04 cfs)

Notice of claims to water are filed

NOTICE OF CLAIMS TO WATER RIGHTS

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

91-4122
Name: Joseph Marcea
Address: Rt. 2, St. Maries, Idaho 83861
Priority Date: May 15, 1954
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)

91-4123
Name: Joseph Marcea
Address: Rt. 2, St. Maries, Idaho 83861
Priority Date: May 15, 1949
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)

91-4124
Name: G.D. and-or Maude H. Grigsby; Patrick E. and-or Theresa Sullivan; Ernest and-or Susan Renfro; Wilbur and-or Shirley Nitcy.
Address: Rt. 2, St. Maries, Idaho 83861
Priority Date: March 1, 1925
Point of Diversion: SENW Sec 16 T 46N R 02W
In: SWNW SENW Sec 16 T 46N R 02W for 15 acres
Use: Irrigation (0.20 cfs); Domestic (0.20 cfs)

91-4125
Name: Joseph Marcea
Address: Rt. 2, St. Maries, Idaho 83861
Priority Date: June 15, 1971
Source: Groundwater
Point of Diversion: SENE Sec 07 T 46N R 02W
In: SENE Sec 07 T 46N R 02W
Use: Domestic (0.04 cfs)

91-4126
Name: Joseph Marcea
Address: Rt. 2, St. Maries, Idaho 83861
Priority Date: May 30, 1971
Source: Groundwater
Point of Diversion: SENE Sec 07 T 46N R 02W
In: SENE Sec 07 T 46N R 02W
Use: Domestic (0.04 cfs)

91-4127
Name: Joseph Marcea
Address: Rt. 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)

92-4125
Name: Joseph Marcea
Address: Rt. 2, St. Maries, Idaho 83861
Priority Date: May 15, 1954
Source: Spring tributary to Sinks
Point of Diversion: NWSW Sec 21 T 46N R 02W
In: NWSW Sec 21 T 46N R 02W
Use: Domestic (0.02 cfs)

92-4126
Name: Joseph Marcea
Address: Rt. 2, St. Maries, Idaho 83861
Priority Date: May 15, 1954
Source: Spring tributary to Sinks
Point of Diversion: NWSW Sec 21 T 46N R 02W
In: NWSW Sec 21 T 46N R 02W
Use: Domestic (0.04 cfs)

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: LB

Right Number 93-4035 Applicant Flock

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:

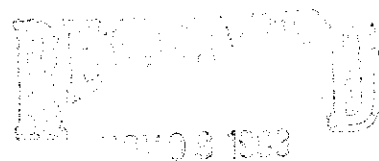
- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☒ Exceptions processed.

By KK Date 9/8/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By DC Date 11-8-83



Department of Water Resources

93-4035-

FLOCH, M. L.

RT. 1 BOX 79, PLUMMER, ID 83851

Source: SPRINGS trib. to MOCTILEME CREEK

Priority Date: 01/01/1910

Diversion Pt: NENW NWNW SWNW SENW NESW NWSW NWSE Sec 06 T 45N R 04W

Use: IRRIGATION	(0.20 CFS)
STOCKWATER	(0.03 CFS)
DOMESTIC	(0.04 CFS)

In: NWNW Sec 06 T 45N R 04W NWNW SWNW SENW NESW NWSW NWSE Sec 06 T 45N R 04W
NENW Sec 06 T 45N R 04W FOR 10 ACRES

RECORDED

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 15, 1983

M. L. FLOCH
RT. 1 BOX 79
PLUMMER

ID 83851

RE: Claim No. 93-4035

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



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

A. Kenneth Dunn
Director

Suite No. 9
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

Date: 6-28, 1983

Re: _____

Dear M.L. Flock:

This office is in receipt of your Claim to a Water Right and Check No. 98-186 in the amount of \$30⁰⁰ and we are returning same to you because the Claim cannot be formally receipted until the following information is provided:

_____ Complete Name.	_____ Location of Point(s) - Item 5. of Diversion
_____ Complete Mailing Address.	_____ Location of Place of Use (Acres irrigated if water is - Item 6. claimed for irrigation.)
_____ Date of Priority - Item 1.	☒ Filing Fee. (\$30.00)
_____ Source of Water - Item 2.	☒ Signature.
_____ Amount, Nature & Period of Use - Item 3.	☒ Notarization of Signature.
_____ Total Quantity Claimed - Item 4.	
_____ Other _____	

Please note that your Claim has been stamped and initialed as received. If you amend the Claim by adding the needed information and return the Claim to this office no later than 60 days from the date of this letter, the original date submitted will be utilized for purposes of determining the appropriate filing fee. INITIAL ALL CHANGES.

Instructions for completing a Claim to a Water Right are included for your information. However, if you desire assistance, please feel free to contact this office.

Sincerely,

IDAHO DEPARTMENT OF WATER RESOURCES

pms

Enc. - Claim
Check
Instructions