

No Color
Documents
In File

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

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.

Notice is hereby given that Ernest and/or Margery Lagow (name of claimant)
of Box 146, Worley, Idaho 83876 (mailing address), claims a right to the diversion and beneficial use of the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Unnamed Stream, tributary to ,
- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | | | | | | |
|--------|-------------------|-----|----------------------------|---------------------|--------|----|------------------------|
| Amount | 0.02 cfs | Use | Stockwater | Period of Use: From | Jan. 1 | To | Dec. 31 |
| Amount | | Use | | Period of Use: From | | To | |
| Amount | | Use | | Period of Use: From | | To | |
| | (cfs, gpm or a/f) | | (dom., irri., stock, etc.) | | | | (both dates inclusive) |
- (3) Total quantity of water claimed: 0.02 cubic feet per second, or acre feet per annum, and/or 9 gallons per minute.
- (4) Priority claimed: (the date water was first applied to beneficial use) 1959

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 to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)
SE ¼ SE ¼, Sec. 23 Twp. 47N Rge. 5W B. M. County of Kootenai
Additional points of diversion: (Lot 13, Block 30, City of Worley)

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. Dug pond in stream channel to impound water.

- (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.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
47N	5W	23																X	

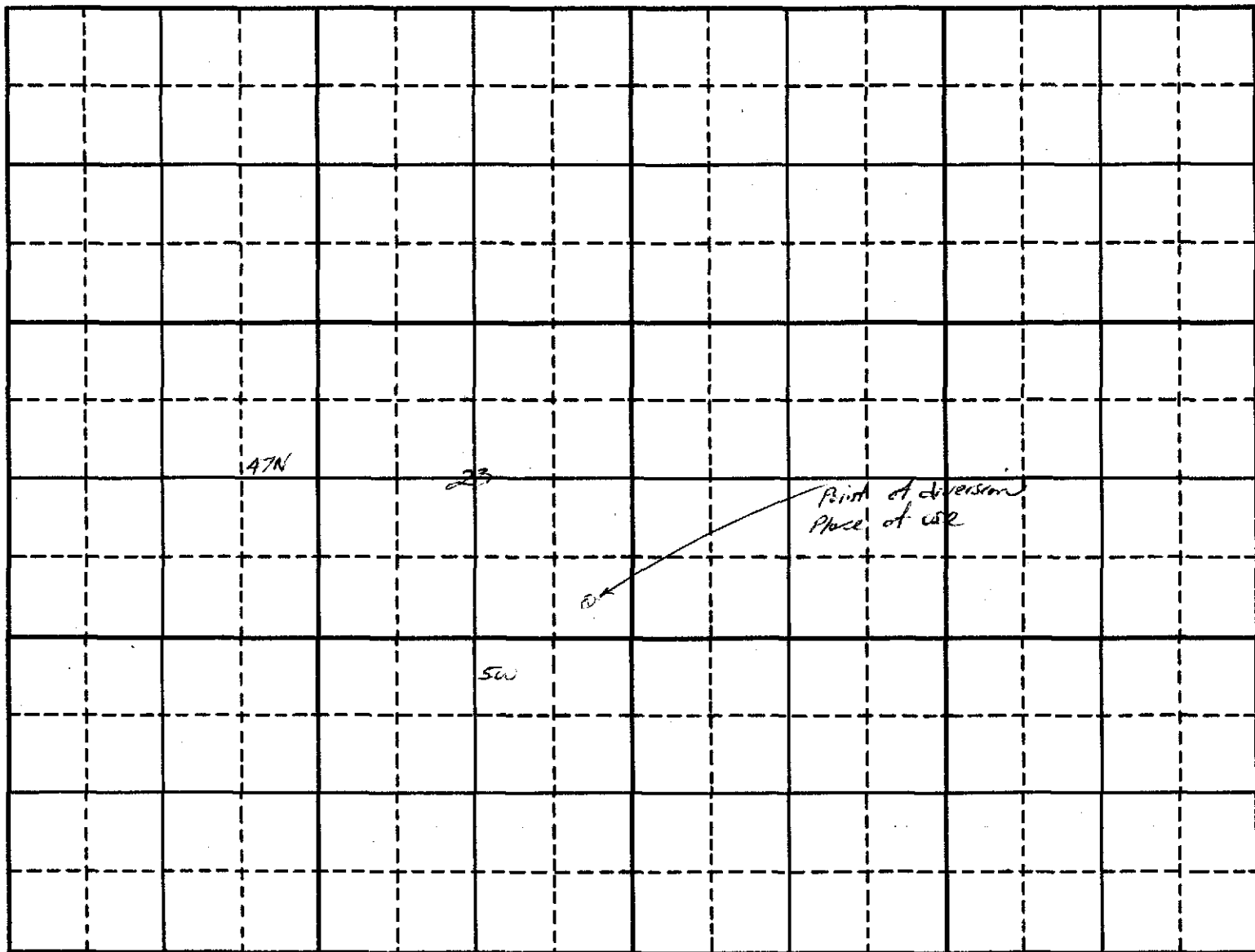
Total No. of acres

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Stockwater for 6 horses.

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

RECORDED

(8) Remarks _____



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 Kootenai) 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 affiants knowledge.

Ernest Legow
M. Legow
(Claimant)

Sworn to before me this 17 day of October, 1974

[Signature]
Notary Public

Residing at _____

NOTARY PUBLIC for the State of Idaho
Residing at Worley, Idaho
My commission expires Nov. 1974

My commission expires _____

15117

For Department Use Only

Received by <u>CP</u>	Date <u>10-22-74</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>TE</u>	Date <u>10-22-74</u>		claimant by:	
\$10.00 fee received by <u>TE</u>	Date <u>10-22-74</u>			
Approved for publication by <u>TE</u>				
Published in <u>COEUR D'ALENE PRESS</u>				
Dates <u>10-31 + 11-7-74</u>				

AFFIDAVIT OF PUBLICATION

NOTICE OF CLAIM TO A WATER RIGHT

NO. 93-4002

Notice is hereby given that Ernest &/or Margery Lagow, Box 146, Worley, Idaho have filed a claim to a water right established by diversion and application to beneficial use of 0.02 cubic feet per second of water from an Unnamed Stream with point of diversion in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23, T. 47N. R. 5W. B.M., Kootenai County (Lot 13, Block 30, City of Worley).

The water is claimed to be used from Jan. 1 to Dec. 31 for stockwatering purposes with a priority of 1959; the place of use is within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23, T. 47N. R. 5W. B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, 401 Front Ave., Coeur d'Alene, Idaho, 83814.

R. KEITH HIGGINSON

Director

Legal No. 464

Oct. 31, Nov. 7, 1974

STATE OF IDAHO,
County of Kootenai,

ss.

Cecil Hedge

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 of 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

of which the annexed is a printed copy, was published in the regular *Daily* issue of said newspaper for *2* consecutive *weeks* commencing on the *31* day of *Oct*, 19*74*, and ending on the *7* day of *Nov*, 19*74*, and such publication was made as often during said period as said *daily* 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.

Cecil Hedge

Subscribed and sworn to before me this *11th* day of *November*, 19*74*.

Roberta Stanley

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

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
NORTHERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

401 Front Ave., Rm. 209
Coeur D'Alene, Idaho 83814
(208) 667-6484

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

November 19, 1974

Re: Claim to a Water Right No. 93-4001
" " " " " " **93-4002**

Ernest &/or Margery Lagow
Box 146
Merley, ID 83876

Dear Mr. and Mrs. Lagow:

The Department of Water Administration has completed the processing of your claims to a water right, and no further action is authorized under Section 42-225a and 42-225b, Idaho Code. Your claims will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of a claim does not, in itself, guarantee you a water right; it only records and preserves 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 in your claim files, you may have that information or evidence added at any time. Please refer to your claim numbers when corresponding with this office.

We are enclosing, for your records, copies of your claims. If you have any questions, or if we may be of any further assistance, feel free to contact us.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:cp

Enclosures

October 25, 1974.

Re: Application No. 96-7342 - Robert D. Berard
Claim No. 93-4001 - Ernest &/or Margery Lagow
" " 93-4002 " " " "

Coeur d'Alene Press
Second & Lakeside
Coeur d'Alene, ID 83814

Gentlemen:

Enclosed is 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. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to our office along with the publication bill. Your cooperation in this matter is appreciated.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:CP

Enc: Legal Notice(s)

Bill Submitted 11-18-74 by cp

NOTICE OF CLAIM TO A WATER RIGHT

NO. 93-4002

Notice is hereby given that Ernest &/or Margery Lagow,

Box 146, Worley, Idaho

~~has~~ ^{have} filed a claim to a water right established by diversion and application to beneficial use of 0.02 cubic feet per second ~~XXXXXXXXXXXXXXXXXXXX~~ of water from an Unnamed Stream

with point of diversion in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23, T. 47N, R. 5W, B.M.,

Kootenai County (Lot 13, Block 30, City of Worley)

The water is claimed to be used from Jan. 1 to Dec. 31 for stock-
watering purposes

with a priority of 1959;

the place of use is within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23, T. 47N, R. 5W, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, 401 Front Ave., Coeur d'Alene, Idaho, 83814.

R. KEITH HIGGINSON

Director

Published in the Coeur d'Alene Press, Coeur d'Alene, Idaho

on Oct. 31 and Nov. 7, 1974

NOTICE OF CLAIM
TO A WATER RIGHT

NO. 93-4002

Notice is hereby given that

Ernest &/or Margery Lagow,
Box 146, Worley, Idaho have fil-

ed a claim to a water right es-

tablished by diversion and
application to beneficial use of

0.02 cubic feet per second of
water from an unnamed

Stream with point of diversion
in the SE 1/4 Sec. 23, T.

47N, R. 5W, B.M., Kootenai
County (Lot 13, Block 30, City

of Worley).
The water is claimed to be

used from Jan. 1 to Dec. 31 for
stockwatering purposes with a

priority of 1959; the place of
use is within the SE 1/4 Sec. 23, T.

47N, R. 5W, B.M.
Any exception to this claim of

water right may be filed with
the Idaho Department of Water

Resources, 401 Front Ave.,
Coeur d'Alene, Idaho, 83814

R. KEITH HIGGINSON
Director

Legal No. 463

Oct. 31, Nov. 7, 1974

o.k.
10-31-74

October 29, 1974

Re: Claim to a Water Right No. 93-4001
" " " " " 93-4002

Mr. Edwin Babbitt
Box 146
Worley, ID 83876

Dear Mr. Babbitt:

Attached is your receipt No. 15117 in the amount of \$20 for the filing fees on the above referenced claims submitted by Ernest &/or Margery Lagow.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:CP

Attachment