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STATE OF IDAHO

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 Huldah Perry (name of claimant)
of 49 Evergreen Terrace, St. Maries, Idaho, claims a right to the diversion and beneficial use of
(mailing address)
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 spring
 _____, tributary to, N/A

- (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 .013cfs Use Stock Period of Use: From March 1 To December 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)
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- (3) Total quantity of water claimed: 0.13 cubic feet per second, or N/A acre feet per annum, and/or N/A gallons per minute.

- (4) Priority claimed: (the date water was first applied to beneficial use) August 15, 1968

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 SW ¼, Sec. 15 Twp. 44N Rge. 1 W B. M. County of Benewah

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. System is gravity fed through a 3 inch pipe approximately 20 feet long to a cattle trough

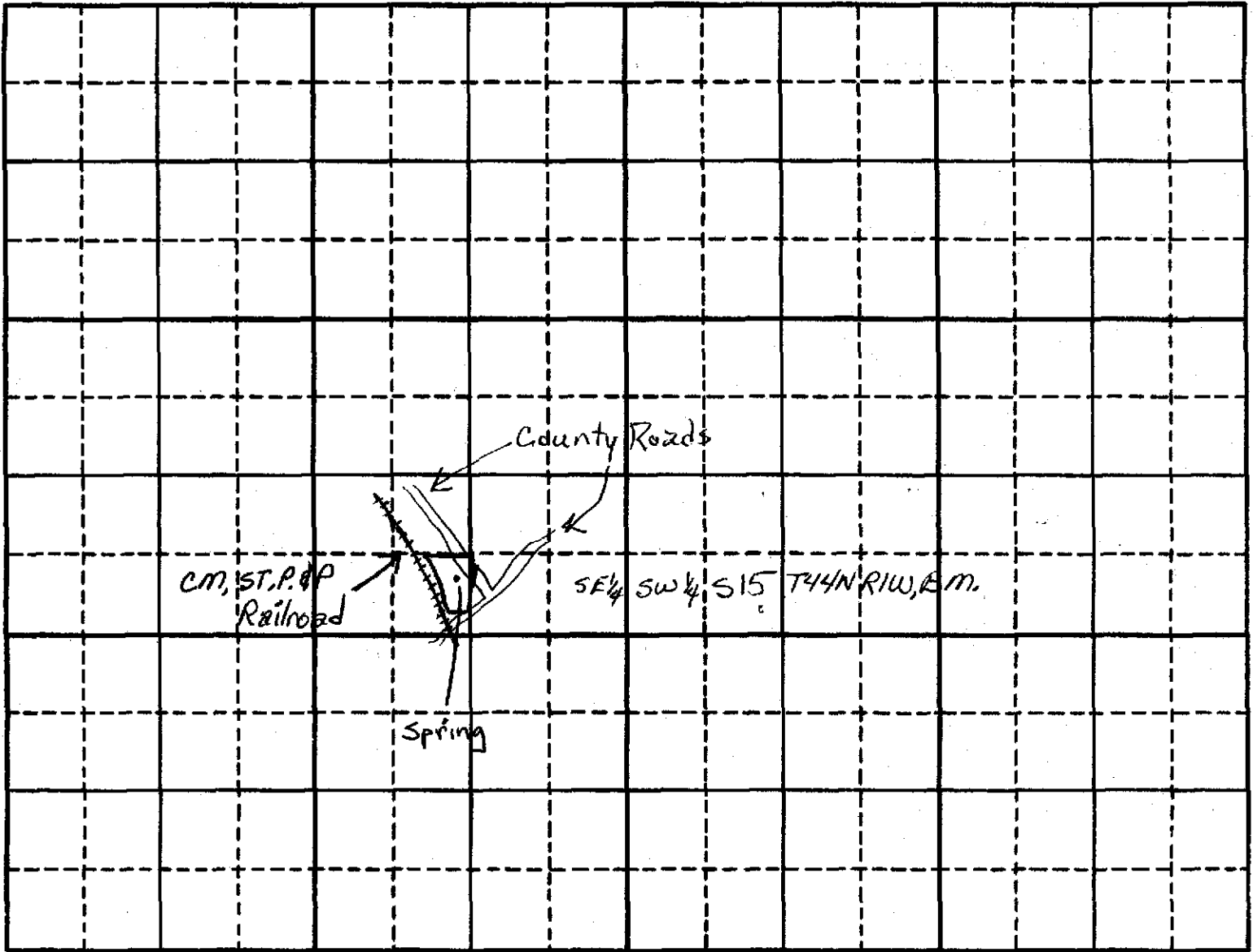
- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]Total No. of acres

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Livestock watering, approximately 20 head of dairy cattle.

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

(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)
) ss.
County of Benewah)

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.

Sworn to before me this 4th day of February, 19 80

Hulda Perry
(Claimant)

Linda J. Bailey
Notary Public
Residing at St. Maries

My commission expires Life

For Department Use Only

Received by <u>me</u>	Date <u>3/3/80</u>	Exception filed by:	Forwarded to	Date
Printed check by <u>SK</u>	Date <u>3/3/80</u>		claimant by:	
\$10.00 fee received by <u>me</u>	Date <u>3/4/80 (16849)</u>			
Approved for publication by <u>me</u>				
Published in <u>St. Maries Register Record</u>				
Dates <u>3/13 & 20/80</u>				

RECORDED

AFFIDAVIT

STATE OF IDAHO)
 : ss
County of Benewah)

HULDAH PERRY, being first duly sworn, states on her oath as follows:

1. That I am a resident of and domiciled within the County of Benewah, State of Idaho.

2. That I am owner of that certain real property which is a portion of the Southeast Quarter of the Southwest Quarter (SE1/4 SW1/4) of Section Fifteen (15), Township Forty-four (44) North, Range One (1) West, Boise Meridian, Benewah County, Idaho, as shown on the map which is a part of the claim to a water right to which this affidavit is attached as a supporting document.

3. That there is located upon said property an unnamed spring.

4. That said unnamed spring was developed by myself and my husband, who is deceased, in mid-August of 1968; and that said system was fully operational as of the 15th day of August, 1968.

5. That said system consists of a three inch pipe approximately twenty feet long through which water from the said spring is gravity fed to a cattle trough for the purpose of watering livestock.

6. That said system has been in use since the 15th day of August, 1968, and such use continues to this very day.

7. That this affidavit is made in support of the claim to a water right in regard to said spring and use.

DATED this 4th day of February, 1980.

Hulda Perry
Hulda Perry

SUBSCRIBED AND SWORN to before me this 4th day
of February, 1980.

SEAL

Linda J. Bailey
Notary Public in and for Idaho
Res. & P. O. Addr: St. Maries
Commission expires: Life

6007

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...13 day of...March..., 19.80 and the last on the...20...day of...March..., 19.80

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.

JoJane Hammes

Subscribed and sworn to before me this...20.... day of . March, 19.80..

Beverly A. Linn

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

AK
3/24

NOTICE OF CLAIMS
TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

91-4014

Name: Einar E. and-or Gladys M. Stevens
Address: Rt. 1 Box 58, St. Maries, Idaho 83861
Priority Date: Jan. 1, 1960
Amount: 0.04 cubic feet per second
Source: Groundwater
Means: Well
Point of Diversion: Lot 01 (NESW) Sec 08 T 46N R 02 W, Benewah county
Place of Use: Lot 01 (NESW) Sec 08 T 46N R 02W
Use: Domestic (0.04 cfs) from Jan. 1 to Dec. 31.

91-4015

Name: Einar E. and-or Gladys M. Stevens
Address: Rt. 1 Box 58, St. Maries, Idaho 83861
Priority Date: July 1, 1966
Amount: 0.02 cubic feet per second
Source: Saint Joe River tributary to Coeur d'Alene Lake
Means: Pump and pipeline
Point of Diversion: Lot 01 (NESW) Sec 08 T 46N R 02W, Benewah county
Place of Use: Lot 01 (NESW) Sec 08 T 46N R 02W for 1 acre
Use: Irrigation (0.02 cfs) from May 1 to Nov. 15.

92-4028

Name: Perry Huldah
Address: 49 Evergreen Terrace, St. Maries, Idaho 83861
Priority Date: Aug. 15, 1968
Amount: 0.0130 cubic feet per second
Source: Spring
Means: Gravity flow pipeline
Point of Diversion: SESW Sec 15 T 44N R 01W, Benewah county
Place of Use: SESW Sec 15 T 44N R 01W
Use: Stockwater (0.0130 cfs) from March 1 to Dec. 31.

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, Idaho 83814.

C. STEPHEN ALLRED
Director

No. 6084 — March 13-20.

MICROFILMED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number 92-4028 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 pmo Date 3/31/80

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By gmi Date 4/8/80

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
C. STEPHEN ALLRED
Director

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

MARCH 31, 1980

HULDAH PERRY
49 EVERGREEN TERRACE
ST. MARIES ID 83861

RE: Claim No. 92-4028

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

JOHN V. EVANS
Governor
C. STEPHEN ALLRED
Director

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

March 7, 1980

Mr. David B. Rogers
Attorney at Law
720 College Avenue
St. Maries, Idaho 83861

RE: 92-4028

Dear Mr. Rogers:

Enclosed is Receipt No. 16849 in the amount of \$20.00 which was received by this office for the filing fee on the above-referenced item.

Sincerely,

Patricia M. Styra

PMS

Enclosure

MICROFILMED

LAW OFFICES OF
JERROLD E. PARK
720 COLLEGE AVENUE
ST. MARIES, IDAHO
83861

February 28, 1980

State of Idaho
Department of Water Resources
Northern Region
Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814

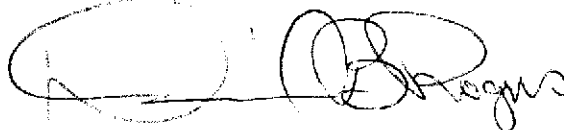
Re: Claim to Water Right by Huldah Perry

Dear Sirs:

Please find completed form of Claim to Water Right enclosed. Also enclosed is our check in the sum of \$20.00 for the necessary fee. If you require anything else would you please contact me?

Thank you.

Very truly yours,



David B. Rogers

DBR:lb

Enc.

RECEIVED

MAR 3 1980

Department of Water Resources
Northern District Office

MICROFILMED