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In File

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 W. D. and Barbara M. Thurston
(Name of Claimant)
Box 333 St. Maries, Idaho 83861 Telephone No. 245-2769
(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) June 15, 1958

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)
Unnamed Spring. 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:

	(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>0.08</u>	Use <u>Domestic</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity	<u>0.02</u>	Use <u>Stock</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 _____

(4) 0.10 TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW ¼ SE ¼, Sec. 26 Twp. 46N Rge. 2W 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. Describe any changes in the system and give the date of the change. Developed spring and pipeline.

(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	
46N	2W	26														X			

No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: 2 homes

NOTE: Include here the type and number of stock watered: 50 head

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

RECEIVED
JUN 15 1983
IDAHO DEPT. OF WATER RESOURCES

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 10 day of January, 1980 and the last on the 17 day of January, 1980.

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 17 day of January, 1980.

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

JAN 15 1980
Department of Water Resources
Northern District Office

**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:

92-4026

Name: W.D. and-or Barbara M. Thurston

Address: P.O. Box 333, St. Maries, Idaho 83861

Priority Date: June 15, 1958

Amount: 0.10 cubic feet per second

Source: Unnamed Spring

Means: Developed spring & pipe

Point of Diversion: NWSE Sec 26 T

46N R 02W, Benewah county

Place of Use: NWSE Sec 26 T 46N R

02W

Use: Stockwater (0.02 cfs) from Jan.

1 to Dec. 31; Domestic (0.08 cfs)

from Jan. 1 to Dec. 31.

95-4440

Name: Krimm Enterprises

Address: Rt. 1 Box 82A, St. Maries, Idaho 83861

Priority Date: Jan. 1, 1939

Amount: 0.27 cubic feet per second

Source: Coon Creek tributary to

Benewah Creek, Unnamed Springs

tributary to Coon Creek

Means: Collection boxes, dams,

tanks & ponds.

Point of Diversion: SWNW SENW

Sec 04 T 45N R 03W SENE NESE Sec

25 T 46N R 04W NENE NWNE SENE

NENW Sec 32 T 46N R 03W NWNW

SESW SWSE Sec 32 T 46N R 03W

SESE Sec 29 T 46N R 03W SENE

NESE SWSE SESE Sec 30 T 46N R

03W SWSW Sec 28 T 46N R 03W,

Benewah county

Place of Use: NENE Sec 32 T 46N R

03W SWNW SENW Sec 04 T 45N R

03W SENE NESE Sec 25 T 46N R

04W NWNE SENE NENW NWNW

SESW SWSE Sec 32 T 46N R 03W

SESE Sec 29 T 46N R 03W SENE

NESE SWSE SESE Sec 30 T 46N R

03W SWSW Sec 28 T 46N R 03W for 1

acre.

Use: Irrigation (0.03 cfs) from

March 15 to Nov. 15; Stockwater

(0.20 cfs) from Jan. 1 to Dec. 31;

Domestic (0.04 cfs) from Jan. 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. 6010 — Jan. 10-17.

92-4026

*File under
T*

November 20, 1979

Mr. Jerrold E. Park
Attorney at Law
720 College
St. Maries, Idaho 83861

Re: W. D. Thurston

Dear Mr. Park:

I am returning your Check No. 92-200 in the amount of \$20.00 and the Claim to a Water Right of W. D. and Barbara M. Thurston. The spring with a priority date of June 15, 1958 for two homes can be filed as a Claim. The well with a priority date of September 16, 1976 for two homes, however, must be filed as an Application for Permit.

I have taken the liberty of preparing both forms. Please check them over carefully, have them signed, have the Claim notarized and return them to this office with a \$20.00 filing fee for each.

If you have any questions, please do not hesitate to contact me at this office.

Sincerely,

TOM D. KING, JR.
Senior Water Resource Agent

TDK/pms

Enc. - Check
Application
Claim (2)

MICROFILMED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number 924026

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 ms Date 1/25/80

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By ms Date 1/31/80

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

JANUARY 28, 1980

W. D. THURSTON
BARBARA M. THURSTON
P.O. BOX 333
ST. MARIES ID 83861

RE: Claim No. 92-4026

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

January 7, 1980

Mr. Jerrold Park
Attorney at Law
720 College Ave.
St. Maries, Idaho 83861

RE: 92-4026 & 92-7065

Dear Mr. Park:

Enclosed is Receipt No. 15176 in the amount of \$40.00 which was received by this office for the filing fee on the above-referenced item.

Sincerely,

Patricia M. Styra

PMS

Enclosure

Jerrold E. Park
David B. Rogers

Law Offices of
JERROLD E. PARK
Chartered

Phone 208-245-2521

720 College Ave.

St. Maries, Idaho

83861

December 26, 1979

RECEIVED

DEC 26 1979

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

Department of Water Resources
Northern District Office

Re: W. D. Thurston

Gentlemen:

Enclosed are Claim to a Water Right and Application
for Permit, along with our check for \$40.00.

Very truly yours,

Jerrold E. Park
Jerrold E. Park *jd*

jd
Enclosures

MICROFILMED