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2

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 MC FARLAND RANCH
(name of claimant)
of CLARKFORK, IDAHO
(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) DERR CREEK
STA PEND OREILLE LAKE, 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	<u>2.5 cfs</u>	Use	<u>IRRIGATION</u>	Period of Use:	From	<u>MAR 15</u>	To	<u>NOV 15</u>
Amount	<u>0.14 cfs</u>	Use	<u>STOCKWATER</u>	Period of Use:	From	<u>JAN 1</u>	To	<u>DEC 31</u>
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: 2.64 cubic feet per second, or _____ acre feet
per annum, and/or _____ gallons per minute.
- (4) Priority claimed: (the date water was first applied to beneficial use) APRIL 1, 1945

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)
NE 1/4 SE 1/4, Sec. 9 Twp. 55N Rge. 2E B.M. County of BONNER
Additional points of diversion: NWSE, SWNE, NENW, SENW 9 55N 2E
AND NE, NW, SE, SW 9, 55N, 2E
- 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. PORTABLE PUMPS AND STOCK PONDS

- (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.

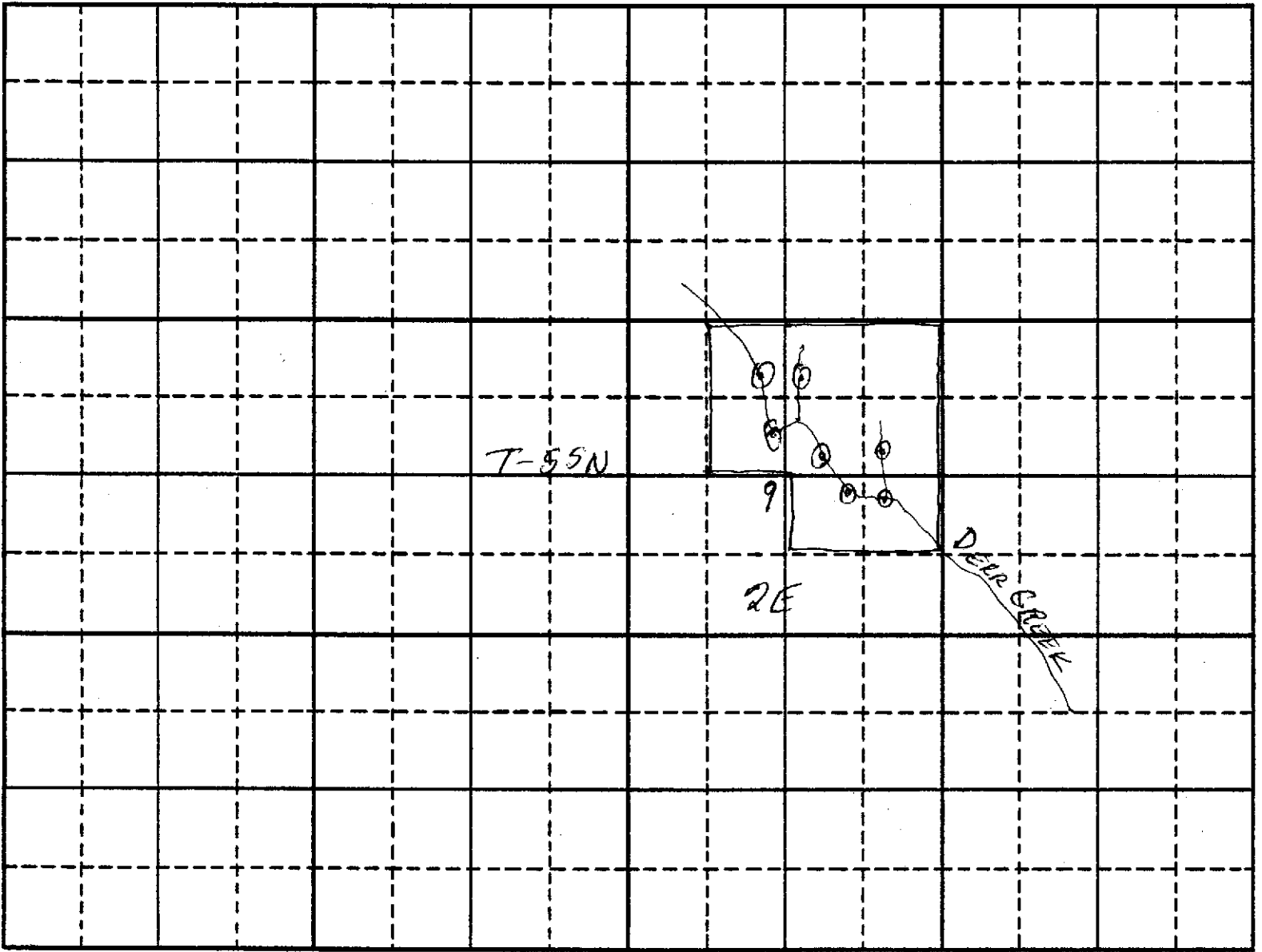
T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
55N	2E	9	40	40	40	40	40			40					40	40			320

Total No. of acres 320

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible:
500 HEAD OF CATTLE P. D. SENE AND NESE 9 55N 2E

- (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)
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.

John McFarland
John McFarland
(Claimant)

Sworn to before me this 9 day of March

Robert O. Haynes
Notary Public
Residing at COA

My commission expires Lifetime

For Department Use Only

Received by <u>KK</u>	Date <u>3/9/78</u>	Exception filed by: <u>#4587</u>	Forwarded to	Date
Prelim. check by _____	Date <u>3/9/78</u>		claimant by:	
\$10.00 fee received by <u>KK</u>	Date <u>3/9/78</u>			
Approved for publication by <u>MDW</u>	Date <u>3-13-78</u>			
Published in <u>Sandpoint Daily Bee</u>				
Dates <u>3-22 & 29-78</u>				
<u>25-11-78 OK</u>				

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Pete Thompson being first duly sworn on oath deposes and says that he is publisher of the Sandpoint Daily Bee, and News Bulletin, newspapers printed and published at Sandpoint, in Bonner County, Idaho; that the said newspapers have been continuously and uninterruptedly published in said Bonner County during a period of 12 months prior to the first publication of the hereto attached notice of publication in the case of Correction

as it was published in the regular and entire issue of the said paper for a period of 2 consecutive weeks, commencing on the 19th day of April, 1978 and ending on the 26 day of April, 1978 and that said notice was published in said newspaper.

Pete Thompson

Subscribed and sworn to before me this

8 day of May, 1978.

Adell M. Thompson

Notary Public for Idaho,
Residing at Sandpoint, Idaho

NOTICE OF CORRECTION

Claim to Water Right

Notice is hereby given that No. 96-4205 in the name of McFarland Ranch as advertised incorrectly on March 22 and March 29, 1978. The point of diversion was advertised as being within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, T55N, R2E, B.M. Whereas, the actual points of diversion are within the N $\frac{1}{2}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ all in Sec. 9, T55N, R2E, B.M., Bonner County.

An exception to the above correction must be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Id. 83814, on or before May 8, 1978.

C. STEPHEN ALLRED
Director

OK
5-11-78
[Signature]

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Pete Thompson being first duly sworn on
oath deposes and says that he is publisher
of the Sandpoint Daily Bee, and News Bul-
letin, newspapers printed and published
at Sandpoint, in Bonner County, Idaho; that
the said newspapers have been continuously
and uninterruptedly published in said Bon-
ner County during a period of 12 months
prior to the first publication of the
hereto attached notice of publication
in the case of _____

Water Right

as it was published in the regular and en-
tire issue of the said paper for a Period
of 2 consecutive weeks, commencing
on the 22 day of Mar, 1978
and ending on the 29 day of _____
Mar, 1978 and that said not-
ice was published in said newspaper.

Pete Thompson

Subscribed and sworn to before me this

7 day of April, 1978.

Adell M Thompson

Notary Public for Idaho,
Residing at Sandpoint, Idaho

NOTICE OF CLAIM
TO A WATER RIGHT
NO. 96-4205

Notice is hereby given that
McFarland Ranch, Clark Fork,
Id. has filed a claim to a water
right established by diversion
and application to beneficial use
of 2.64 cubic feet per second of
water from Derr Creek with
point of diversion in the
NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 9, T55N, R2E,
B.M., Bonner County.

The water is claimed to be
used from Jan. 1 to Dec. 31 (0.14
cfs) for stockwater and from
March 15 to Nov. 15 (2.50 cfs)
for irrigation of 320 acres. with
a priority of April 1, 1945; the
place of use is within the NE $\frac{1}{4}$;
E $\frac{1}{2}$ NW $\frac{1}{4}$, and the N $\frac{1}{2}$ SE $\frac{1}{4}$, all
in Sec. 9, T55N, R2E, B.M.

Any exception to this claim of
water right may be filed with
the Idaho Department of Water
Resources, 4055 Government
Way, Coeur d' Alene Idaho,
83814.

C. STEPHEN ALLRED
Director

Published in the Sandpoint,
Daily Bee, Sandpoint, Id. on
March 22 and March 29, 1978.

NESE
+
N $\frac{1}{2}$ SE
S $\frac{1}{2}$ NE
NWNE
+
E $\frac{1}{2}$ NW

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Pete Thompson being first duly sworn on
oath deposes and says that he is publisher
of the Sandpoint Daily Bee, and News Bul-
letin, newspapers printed and published
at Sandpoint, in Bonner County, Idaho; that
the said newspapers have been continuously
and uninterruptedly published in said Bon-
ner County during a period of 12 months
prior to the first publication of the
hereto attached notice of publication
in the case of _____

Water Right

as it was published in the regular and en-
tire issue of the said paper for a Period
of 2 consecutive weeks, commencing
on the 22 day of Mar, 1978
and ending on the 29 day of _____
Mar, 1978 and that said not-
ice was published in said newspaper.

Pete Thompson

Subscribed and sworn to before me this

29 day of Mar, 1978.

Bill M. Thompson

Notary Public for Idaho,
Residing at Sandpoint, Idaho

NOTICE OF CLAIM
TO A WATER RIGHT

NO. 96-4205

Notice is hereby given that
McFarland Ranch, Clark Fork,
Id. has filed a claim to a water
right established by diversion
and application to beneficial use
of 2.64 cubic feet per second of
water from Derr Creek with
point of diversion in the
NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, T55N, R2E,
B.M., Bonner County.

The water is claimed to be
used from Jan. 1 to Dec. 31 (0.14
cfs) for stockwater and from
March 15 to Nov. 15 (2.50 cfs)
for irrigation of 320 acres. with
a priority of April 1, 1945; the
place of use is within the NE $\frac{1}{4}$;
E $\frac{1}{2}$ NW $\frac{1}{4}$, and the N $\frac{1}{2}$ SE $\frac{1}{4}$, all
in Sec. 9, T55N, R2E, B.M.

Any exception to this claim of
water right may be filed with
the Idaho Department of Water
Resources, 4055 Government
Way, Coeur d' Alene Idaho,
83814.

C. STEPHEN ALLRED

Doirector

Published in the Sandpoint,
Daily Bee, Sandpoint, Id. on
March 22 and March 29, 1978.

*affidavit for
newspaper printed*



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT
4055 Government Way
667-6484

COEUR D' ALENE, IDAHO 83814

May 12, 1978

RE: Claim No. 96-4205

McFarland Ranch
Clarkfork, Id 83811

Gentlemen,

The Department of Water Resources has completed the processing of your claim to a water right, and no further action is authorized under Section 42-225a and 42-225b, Idaho Code. Your claim 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 file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with our office.

We are enclosing, for your records, a copy of your claim. If you have any questions, or if we may be of any further assistance, please contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH:ab

Enclosure

RECEIVED
MAY 15 1978
CLERK OF DISTRICT COURT

NOTICE OF CORRECTION

Claim to a Water Right
Notice is hereby given that ~~Application for Permit~~ No. 96-4205 in the name of McFarland Ranch was advertized incorrectly on March 22 and March 29, 1978. The point of diversion was advertized as being within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 9, T55N, R2E, B.M. Whereas, the actual points of diversion are within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ all in Sec 9, T55N, R2E, B.M., Bonner County.

Any protests to the above correction must be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Id 83814, on or before May 6, 1978.

C STEPHEN ALLRED
Director

Published in the Sandpoint Daily Bee, April 19 & April 26, 1978

Error caught on galley proof and phoned into Bee on 3-24-78. Two affidavites came with error uncorrected. No rebilling

RECEIVED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

April 13, 1978

Re: Application No. 96-7645
Correction Notice No. 96-4295

Sandpoint Daily Bee
P.O. Box 579
Sandpoint, ID 83864

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,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:ab

Enc: Legal Notice(s)



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

March 16, 1978

RE: Application No. 96-7635
Claim No. 96-4205

Sandpoint Daily Bee
PO Box 539
Sandpoint, Id 83864

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,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:ab

Enc: Legal Notice(s)

Bill McLeod
4-5-78

NOTICE OF CLAIM TO A WATER RIGHT

NO. 96-4205

Notice is hereby given that McFarland Ranch

Clarkfork, ID

has filed a claim to a water right established by diversion and application
to beneficial use of 2.64 cubic feet per second ~~gXXXXXXpXXXXXX~~
of water from Darr Creek

with point of diversion in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec 9, T55N, R2E, B.M. Bonner
County

The water is claimed to be used from Jan 1 to Dec 31 (0.14 cfs) for
stockwater and from March 15 to Nov 15 (2.50 cfs) for irrigation of 320 acres.

with a priority of April 1, 1945;
the place of use is within the NE $\frac{1}{4}$; E $\frac{1}{2}$ NW $\frac{1}{4}$, and the N $\frac{1}{2}$ SE $\frac{1}{4}$ all in Sec 9,
T55N, R2E B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho,
83814.

C. STEPHEN ALLRED
Director

Published in the Sandpoint Daily Bee, Sandpoint, ID
on March 22 and March 29, 1978

**NOTICE OF CLAIM
TO A WATER RIGHT**

NO. 96-4205

Notice is hereby given that McFarland Ranch, Clark Fork, Id. has filed a claim to a water right established by diversion and application to beneficial use of 2.64 cubic feet per second of water from Derr Creek with point of diversion in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 9, T55N, R2E, B.M., Bonner County.

The water is claimed to be used from Jan. 1 to Dec. 31 (0.14 cfs) for stockwater and from March 15 to Nov. 15 (2.50 cfs) for irrigation of 320 acres. with a priority of April 1, 1945; the place of use is within the NE $\frac{1}{4}$; E $\frac{1}{2}$ NW $\frac{1}{4}$, and the N $\frac{1}{2}$ SE $\frac{1}{4}$, all in Sec. 9, T55N, R2E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d' Alene, Idaho, 83814.

C. STEPHEN ALLRED
Director

Published in the Sandpoint, Daily Bee, Sandpoint, Id. on March 22 and March 29, 1978.

224
connection
NE 1/4 SE 1/4
5 1/2 NW 1/4
R 2 E
T 55 N
R 2 E
B.M.
320 acres
4-1-45
2.64 cfs