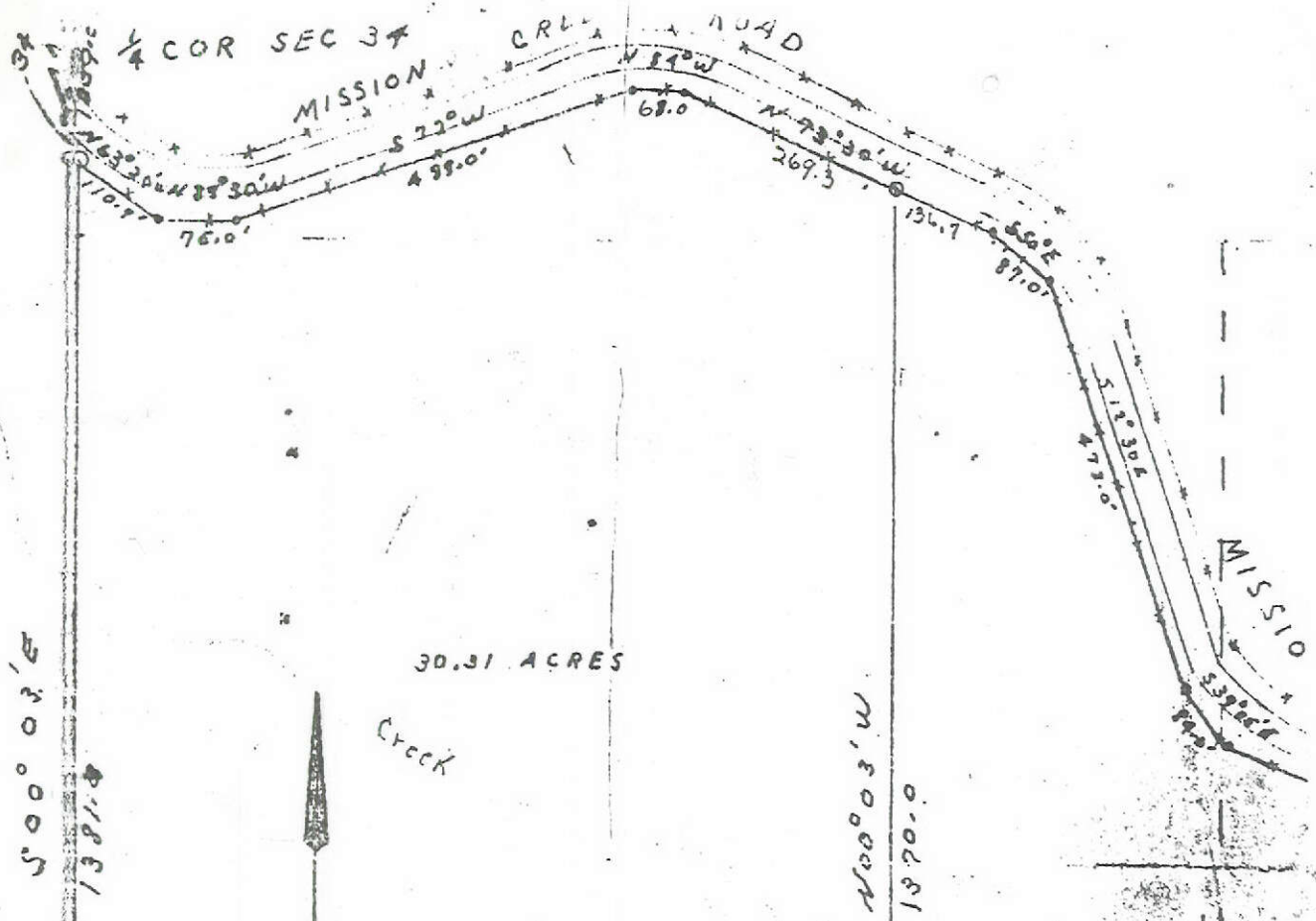




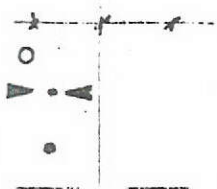
30.31 ACRES

Creek

1-INCH N 200 FT

LEGEND
FENCE
IRON
1/4 COR.
TRANSIT
40 LINES

LINE
PINS
POINTS



MICROFILMED

NW COR
NE 1/4

Spring box

PLAT

SARGENT - HOSFORD
PARTS-W. 1/2, N.E. 1/4, SEC. 34
T. 65 N., R. 1 E., B. M.



Highway approach
3 feet

House
Simonsen

Highway

S 61° 36' W

15.
1370.5

S 41° 36'

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 1 1983

JUN 27 1983

CLAIM TO A WATER RIGHT

Department of Water Resources
Northern District Office

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 LOWELL C M / MINA R SIMONSEN

(Name of Claimant)

SR2 Box 146 A BONNEAS FERRY ID 83804 Telephone No. 267 7176

(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) Aug. 10, 1966

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)

SPRINGS tributary to ROUND PLAINIE 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, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>.04</u>	Use	<u>DOMESTIC</u>	Period of Use From	<u>1/1</u> To <u>12/31</u>
Quantity	<u>.02</u>	Use	<u>STOCKWATER</u>	Period of Use From	<u>1/1</u> To <u>12/31</u>
Quantity	<u>.02</u>	Use	<u>IRRIGATION</u>	Period of Use From	<u>3/31</u> To <u>11/1</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4) .08 TOTAL QUANTITY USED.

(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)

SE 1/4 NW 1/4, Sec. 34 Twp. 65N Rge. 16 B.M., County of BOUNDARY

Additional points of diversion: LS. MARK, SE 1/4, 34-65N-16E LS.
NE 1/4 SE 1/4 34-65N 16E

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. SPRING BOX, PIPE, GRAVITY FLOW TO HOLDING TANK, PUMP TO HOUSE

(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	
<u>65N</u>	<u>16E</u>	<u>34</u>													<u>1</u>				<u>1</u>

No. of acres 1

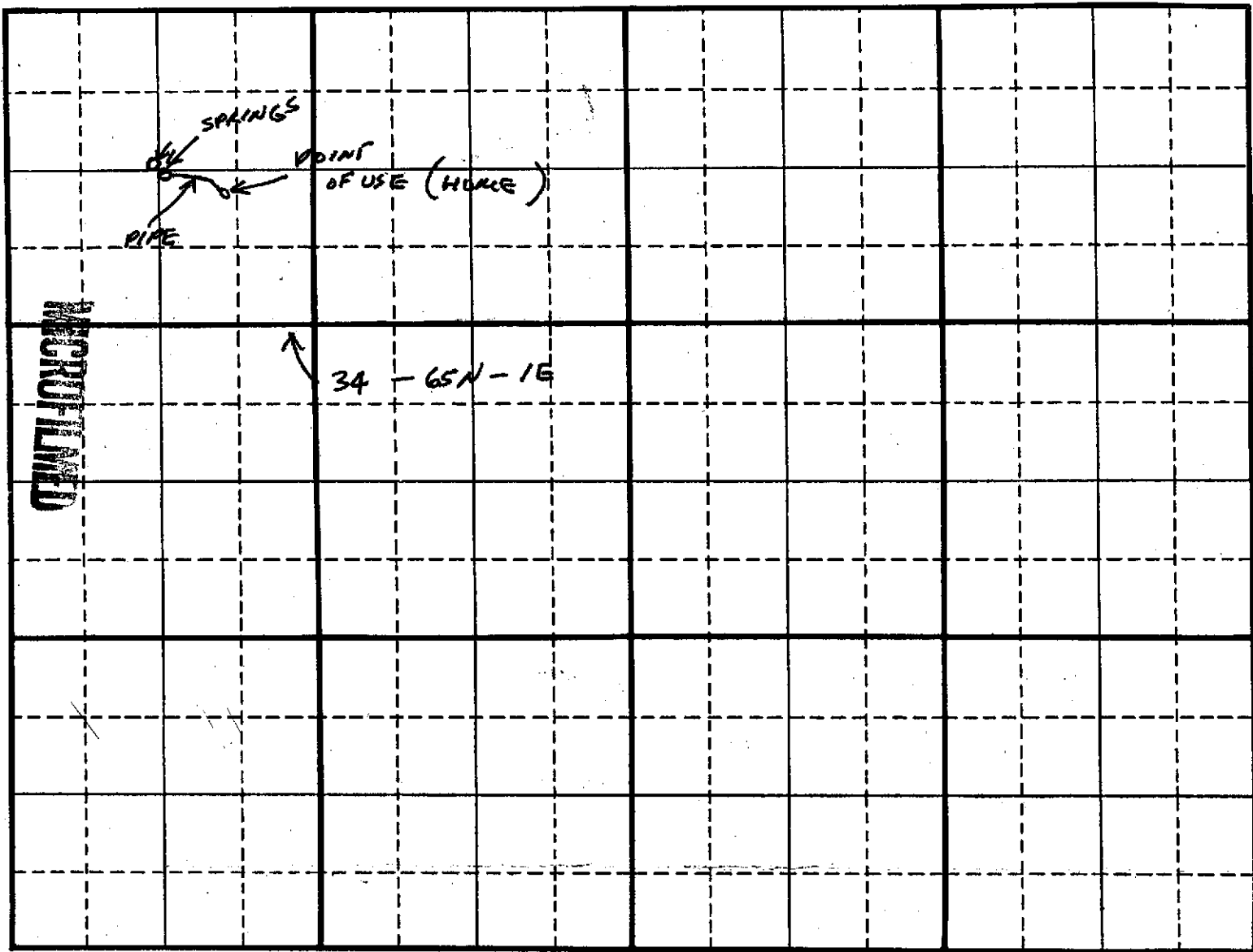
B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

SINGLE HOME DOMESTIC
STOCKWATER

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

(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 BONNER) 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 affiant's knowledge.

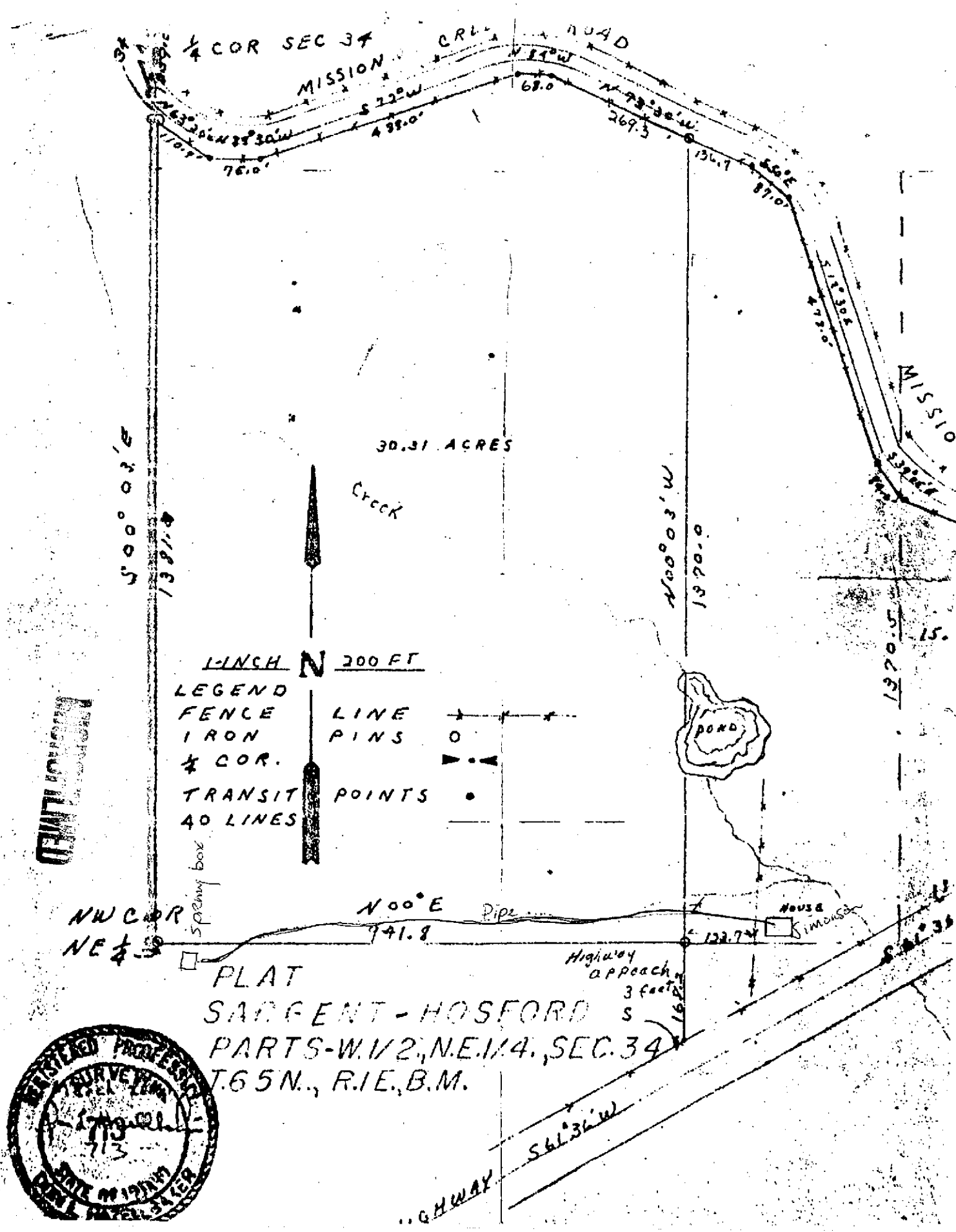
Lowell C. M. Simonsen
(Claimant)

Sworn to before me this 13 day of JUNE, 19 83.

Wayne A. Fox
Notary Public
Residing at BONNER PERCY

My commission expires LIFE

FOR DEPARTMENT USE ONLY
Received by [Signature] Date 7/1/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by [Signature] Date 7-5-83
\$20.00 fee received by [Signature] Date 7/5/83 128677
Published in BONNER TERRY HUBB
Dates 8/25, 9/1/83



CIRCLE U RANCH

PAUL AND FAITH TOUCHON

Star Route 2

Bonnerr's Ferry, Idaho 83805

182 North Barnwell Street,
Oceanside, Calif. 92054.

April 11, 1980.

Mrs. Mina Simonsen,
Star Route 2, Box 146.
Bonnerr's Ferry, Idaho. 83805.

RECEIVED

JUN 27 1983

Dear Mina:

In response to your letter April 9, 1980:

Department of Water Resources
Northern District Office

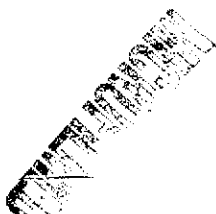
We bought the property where you now live, from Leslie and moved to the cabin August 10, 1966. There was a "well" back of the cabin. It was about ten feet deep and water stood at about four feet from the surface. Water level was maintained by seepage from a small creek that ran down from a spring about 800 feet south of the cabin. The water from the well was almost unusable due to too much iron. Also, since I planned to run stock on the place, I hired a backhoe and buried a plastic 1½" pipe from the spring to the cabin. We owned all the land around the cabin. I think the south line was about half way between the cabin and Mission Creek at the highway. Stevens who lived on the other side of the highway also used water from the spring. He had a 1" line that passed under the highway thru a culvert.

We sold the place and moved back to New Mexico January 17 1969.

I had to give it up because of heart trouble. I hope that you realize how lucky you are to be able to live there. I've lived all around and your place is the only one I'd like to go back to. Have fun and leave a few trout in Mission Creek for me when & if I can ever get back.

yours,

Paul E. Touchon
Paul E. Touchon.



MICROFILMED

Department of Water Resources

~~Rt. 5 Box 203~~

4005 Government Way Suite 9

Coeur d'Alene Idaho

83814



NOTICE OF CLAIMS TO WATER RIGHTS

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

98-4291 ✓ *JK*

SIMONSEN, LOWELL C. M. &/or MINA R.

STAR RT. 2 BOX 146A, BONNERS FERRY, ID 83804

Source: SPRINGS trib. to ROUND PRAIRIE CREEK

Priority Date: 08/10/1966

Diversion Pt: SENW NESE Sec 34 T 65N R 01E

Use: IRRIGATION

(0.02 CFS)

BLACKWATER

(0.02CFS)

DOMESTIC

(0.04 CFS)

In: NESE Sec 34 T 65N R 01E FOR 1 ACRES

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814.

KEN DUNN, Dir.

First publication August 25, 1983

Final publication September 1, 1983-dwr

NOTICE OF CLAIMS TO WATER RIGHTS

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98-4291

**SIMONSEN, LOWELL C..M. &/or MINA R.
STAR RT. 2 BOX 146A, BONNERS FERRY, ID 83804**

Source: SPRINGS trib. to ROUND PRAIRIE CREEK

Priority Date: 08/10/1966

Diversion Pt: SENW NESE Sec 34 T 65N R 01E

Use: IRRIGATION (0.02 CFS)

WATER (0.02CFS)

DOMESTIC (0.04 CFS)

In: NESE Sec 34 T 65N R 01E FOR 1 ACRES

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814.

KEN DUNN, Dir.

First publication August 25, 1983

Final publication September 1, 1983-dwr

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Boundary } ss.

Alice Winn, bkpr for Pete Thompson being
first duly sworn upon his oath, deposes and says that he is the publisher (or foreman)
Publisher

of The Bonners Ferry Herald, a newspaper of general circulation, published weekly at
Bonners Ferry, Boundary County, State of Idaho; that the said Bonners Ferry Herald has
been continuously and uninterruptedly published in said Boundary County during a period
of 18 months or 78 weeks prior to the first publication of the hereto attached notice; that

the advertisement of Notice of Claims to Water Rights- 98-4291

a

Notice for Publication, a printed copy of which is attached hereto was published in said
newspaper and not in a supplement thereof for 2 consecutive issues, com-
mencing with the issue dated August 25, 1983 and ending with the
issue dated September 1, 1983.

Subscribed and sworn to before me this day of

Notary Public in and for the County of Boundary, State of Idaho,
residing at Bonners Ferry, Idaho.

RECEIVED

RECEIVED
SEP 22 1983
Department of Water Resources
Northern District Office

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Boundary } ss.

Alice Winn, bkpr for Pete Thompson

being first duly sworn upon his oath, deposes and says that he is the publisher (or foreman)
Publisher

of The Bonners Ferry Herald, a newspaper of general circulation, published weekly at Bonners Ferry, Boundary County, State of Idaho; that the said Bonners Ferry Herald has been continuously and uninterruptedly published in said Boundary County during a period of 18 months or 78 weeks prior to the first publication of the hereto attached notice; that

the advertisement of Notice of Claims to Water Rights- 98-4291

a _____

Notice for Publication, a printed copy of which is attached hereto was published in said newspaper and not in a supplement thereof for 2 consecutive issues commencing with the issue dated August 25, 1983, and ending with the issue dated September 1, 1983.

Subscribed and sworn to before me this _____ day of _____

Notary Public in and for the County of Boundary, State of Idaho,
residing at Bonners Ferry, Idaho.

RECEIVED
SEP 22 1983
Department of Water Resources
Northern District Office

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: AS

Right Number 98-4291 Applicant Simonsen

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 [Signature] Date 10/7/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By [Signature] Date 11-1-83

RECEIVED
NOV 15 1983
Department of Water Resources

98-4291-

SIMONSEN, LOWELL C. M. &/or MINA R.

STAR RT. 2 BOX 146A, BONNERS FERRY, ID 83804

Source: SPRINGS trib. to ROUND PRAIRIE CREEK

Priority Date: 08/10/1966

Diversion Pt: SENW NESE Sec 34 T 65N R 01E

Use: IRRIGATION	(0.02 CFS)
STOCKWATER	(0.02 CFS)
DOMESTIC	(0.04 CFS)

In: NESE Sec 34 T 65N R 01E FOR 1 ACRES

MICROFILMED

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

SEPTEMBER 12, 1983

LOWELL C. M. SIMONSEN
MINA R. SIMONSEN
STAR RT. 2 BOX 146A
BONNERS FERRY ID 83804

RE: Claim No. 98-4291

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

NOT RECORDED



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: 6-27, 1983

Re: _____

Dear Lowell Simonson:

This office is in receipt of your Claim to a Water Right and Check No. 92-55 in the amount of \$30.00 and we are returning same to you because the Claim cannot be formally receipted until the following information is provided:

_____ Complete Name.	<u>X</u> Location of Point(s) of Diversion <u>NE 1/2 SE 1/2 - ? NE 1/4 SE 1/4 -</u> - Item 5.
_____ Complete Mailing Address.	_____ Location of Place of Use (Acres irrigated if water is claimed for irrigation.) - Item 6.
_____ 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.

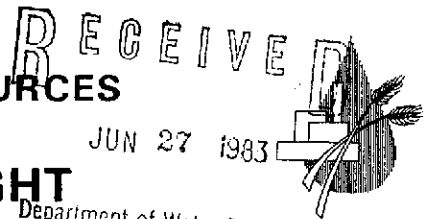
Instructions for completing a Claim to a Water Right are included for your information. However, if you desire assistance, please feel free to contact this office.

Sincerely,

IDAHO DEPARTMENT OF WATER RESOURCES

Enc - Claim
Check
Instructions

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



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 LOWELL C M / MINA R SIMONSEN
(Name of Claimant)
SR2 BOX 146 A BONNEVILLE FERRY ID 83804 Telephone No. 267 7176
(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) Aug. 10, 1966
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)
SPRINGS tributary to ROUND PRAIRIE 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, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>.04</u>	Use	<u>DOMESTIC</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity	<u>.02</u>	Use	<u>STOCKWATER</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity	<u>.02</u>	Use	<u>IRRIGATION</u>	Period of Use From <u>3/31</u>	To <u>11/1</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

- (4) .08 TOTAL QUANTITY USED.
(cfs, gpd, AFA)
- (5) A) Point of diversion: (Location of point where water is diverted from its source)
SE 1/4 NW 1/4, Sec. 34 Twp. 65N Rge. 16 B.M., County of BOUNDARY
Additional points of diversion: NE 1/2 SE 1/2 34-65N-16

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. SPRING BOX, PIPE, GRAVITY FLOW TO HOLDING TANK, PUMP TO HOUSE

- (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	
<u>65N</u>	<u>16</u>	<u>34</u>													<u>1</u>				<u>1</u>

No. of acres 1

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
SINGLE HOME DOMESTIC
STOCKWATER

NOTE: Include here the type and number of stock watered: 60 ASSORTED

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