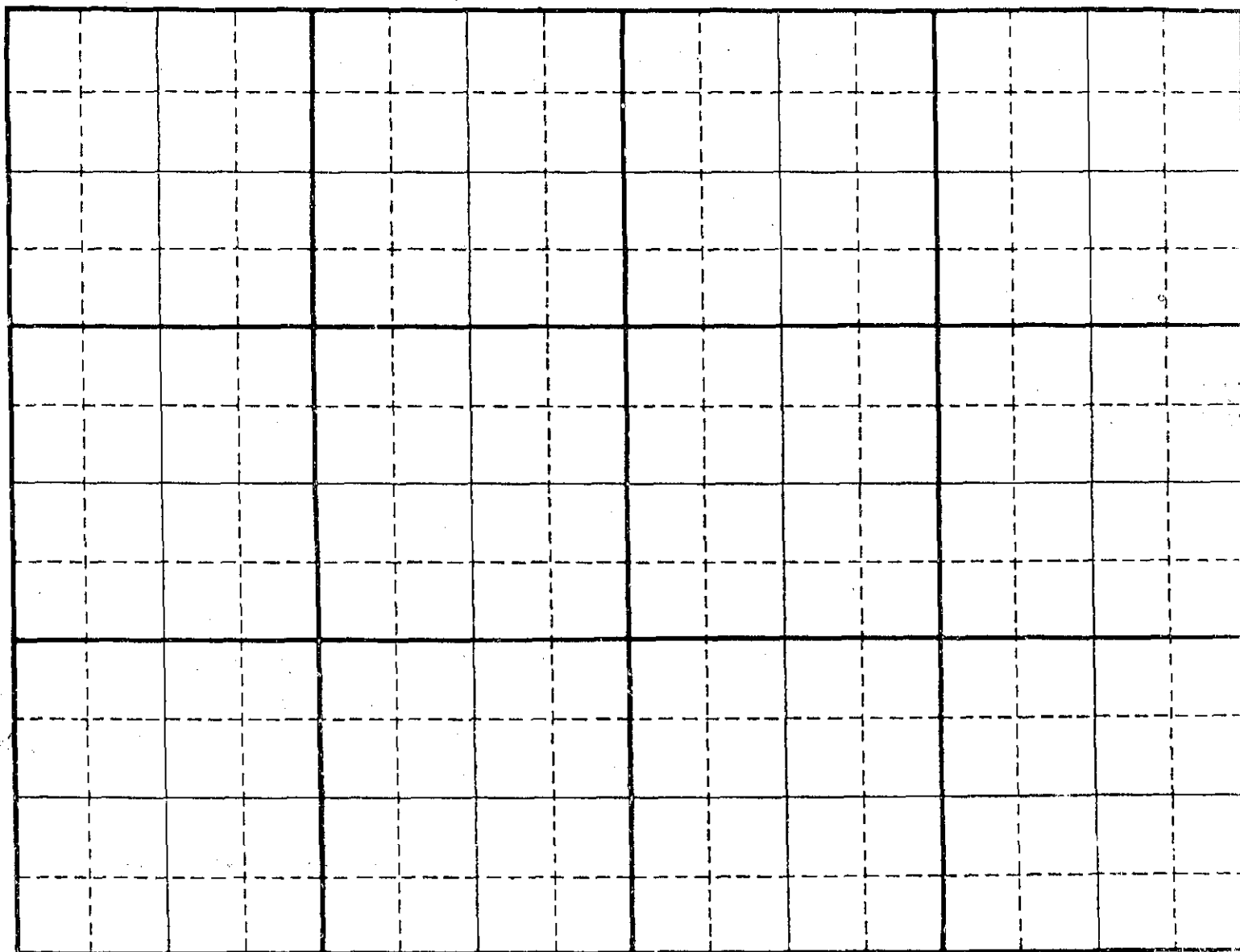


No Color
Documents
In File

(8) Remarks _____

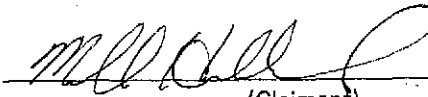


Scale: 2 inches equal 1 mile.

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~~ WASHINGTON)
County of KING) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, ~~she~~ ^{is attorney for claimant which} 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.


(Claimant)

Sworn to before me this 11th day of April, 19 83.


Notary Public
Residing at Seattle, Washington

My commission expires March 1, 1985

FOR DEPARTMENT USE ONLY			
Received by	Date	Exception filed by:	Forwarded to
Prelim. check by	Date		claimant by:
<u>SR</u>	<u>4/15/83</u>		
\$30.00 fee received by <u>me</u>	<u>6-23-83</u>		
Published in <u>Bonanza Ferry Herald</u>	<u>7/5/83 (28016)</u>		
Dates <u>8/18</u> <u>8/25</u>			

2163

For Value Received, the undersigned hereby assign, transfer and convey to the Great Northern Railway Company, a corporation, its successors and assigns, all interest in the water supply for the station grounds and railroad buildings at Leonia, Idaho, including all facilities used in connection with the said water supply.

This transfer includes all rights to the water from the old mining tunnel located in lot 1, Section 27 and lot 8, section 22, township 61 north, range 3 E. B. M., in Boundary County, Idaho, together with all interest in the dam located in the said tunnel and the pipe therein and therefrom.

The undersigned hereby assign to the Great Northern Railway Company, its successors and assigns, all right, title and interest in and to Permit No. 18195 to appropriate the public waters of the State of Idaho.

Executed this 28th day of June, 1943.

(Sgd.) E. F. Bergsieker

(Sgd.) Frances Bergsieker

State of Idaho,)
) ss:
County of Boundary.)

On this 28th day of June, 1943, before me, a Notary Public, personally appeared E. F. Bergsieker and Frances Bergsieker, his wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

(SEAL)

(Sgd.) J. H. McNally
Notary Public in and for the State
of Idaho, residing at Bonners Ferry.

AFFIDAVIT OF PUBLICATION

RECEIVE

SEP 26 1983

STATE OF IDAHO }
County of Boundary } ss.

Alice Winn, bkpr for Pete Thompson

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

98-4284, 4285, 4286, 4287, 4288, 4289, 4290.

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 18, 1983, and ending with the issue dated August 25, 1983.

Subscribed and sworn to before me this 30 day of August, 1983

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

NOTICE OF CLAIMS TO WATER RIGHTS

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

98-4284

MARINE, LOUIS F. &/or GEORGIE
RT. 1 BOX 453, BONNERS FERRY, ID 83805
Source: SPRINGS trib. to SINKS
Priority Date: 01/01/1965
Diversion Pt: NWSE Sec 02 T 61N R 01E
Use: IRRIGATION (0.60 CFS)
STOCKWATER (0.02 CFS)

In: SWSE SESE Sec 02 T 61N R 01E NWSE SWSE SESE Sec 02 T 61N R 01E FOR 30 ACRES

98-4285

BURLINGTON NORTHERN RAILROAD CO.
350 CENTRAL BLDG., SEATTLE, WA 98104
Source: DEEP CREEK trib. to KOOTENAI RIVER
Priority Date: 10/26/1938
Diversion Pt: SWNE Sec 19 T 61N R 01E
Use: INDUSTRIAL (0.90 CFS)
In: SWNE Sec 19 T 61N R 01E

98-4286

BURLINGTON NORTHERN RAILROAD CO.
350 CENTRAL BLDG., SEATTLE, WA 98104
Source: UNNAMED STREAM trib. to SPRINGS
Priority Date: 06/28/1943
Diversion Pt: LOT 01 Sec 27 T 61N R 03E LOT 08 Sec 22 T 61N R 03E
Use: INDUSTRIAL (1.55 CFS)
In: LOT 01 Sec 27 T 61N R 03E LOT 08 Sec 22 T 61N R 03E

98-4287

BURLINGTON NORTHERN RAILROAD CO.
350 CENTRAL BLDG., SEATTLE, WA 98104
Source: TROUT CREEK trib. to KOOTENAI RIVER
Priority Date: 06/07/1892
Diversion Pt: SWNE Sec 07 T 60N R 01E
Use: INDUSTRIAL (0.08 CFS)
In: SWNE Sec 07 T 60N R 01E

98-4288

FOSTER, RAYMOND STEVE
21059 HAZELNUT RIDGE RD., SCOTT MILLS, OR 97375
Source: SPRINGS trib. to DEEP CREEK
Priority Date: 01/01/1965
Diversion Pt: NESE Sec 26 T 60N R 01W
Use: IRRIGATION (0.02CFS)
IRRIGATION STORAGE (1.0 AF)
IRRIGATION FROM STORAGE (1.0 AF)
In: SENE Sec 26 T 60N R 01W FOR 1 ACRES

98-4289

STUDER, H. C. &/or LOIS
STAR RT. 1 BOX 28, BONNERS FERRY, ID 83805
Source: SPRINGS trib. to SINKS
Priority Date: 01/01/1962
Diversion Pt: SWNE Sec 26 T 63N R 01E
Use: STOCKWATER (0.25 CFS)
DOMESTIC (0.04 CFS)
In: SENW Sec 26 T 63N R 01E

98-4290

ARMSTRONG, RICHARD &/or RITA
P.O. BOX 44, MOYIE SPRINGS, ID 83845
Source: BAILEY CREEK trib. to MOYIE RIVER
Priority Date: 02/01/1928
Diversion Pt: SWNE Sec 26 T 63N R 02E
Use: POWER (0.20 CFS)
DOMESTIC (0.02 CFS)
In: SWNE SENE Sec 26 T 63N R 02E

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 18, 1983
Final publication August 25, 1983-dwr

RECEIVED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JA

Right Number 98 4286 Applicant BN

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 MA Date 10/7/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By PC Date 10-25-83



Department of Water Resources

98-4286-

BURLINGTON NORTHERN RAILROAD CO.

350 CENTRAL BLDG., SEATTLE, WA 98104

Source: UNNAMED STREAM trib. to SPRINGS

Priority Date: 05/28/1943

Diversion Pt: LOT 01 Sec 27 T 61N R 03E LOT 08 Sec 22 T 61N R 03E

Use: INDUSTRIAL (1.55 CFS)

In: LOT 01 Sec 27 T 61N R 03E LOT 08 Sec 22 T 61N R 03E

UNRECORDED

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 5, 1983

RECEIVED
SEP 11 1983
FILMED

BURLINGTON NORTHERN RAILROAD CO.
350 CENTRAL BLDG.
SEATTLE WA 98104

RE: Claim No. 98-4286

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

BURLINGTON NORTHERN RAILROAD

LAWRENCE D. SILVERNALE 625-6444
General Counsel-Seattle Region

GEORGE C. INMAN, JR. 625-6440
ROBERT C. WILLIAMS 625-6447
Assistant General Counsel

MICHAEL HOLLAND 625-6448
CHARLES D. BROWN 625-6448
Attorneys

June 16, 1983

State of Idaho
Department of Water Resources
450 W. State Street
Boise, Idaho 83720

Re: Filing Claims to Water Rights

Attention: Mr. Tom D. King
Senior Water Resource Agent

Dear Mr. King:

Enclosed are 31 individual claims to water rights that are being claimed by Burlington Northern. Burlington Northern does not claim at this time that it is presently using each right claimed, but the Burlington Northern does assert that it has a right to such use pursuant to the agreements attached to each individual claim. Please file the claim as submitted. Should it be necessary to adjudicate these rights in some future proceeding, Burlington Northern will be prepared to do so.

Also enclosed is our original check in the amount of \$990 for filing.

Thank you for your courtesies.

Very truly yours,


Michael Holland

MH/sbhc.1

Encls.

RECEIVED

JUN 23 1983

Department of Water Resources
Northern District Office