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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 RALPH J EBY

(Name of Claimant)

SR3

Box 348

BONNERS FERRY ID

83805

Telephone No. 267 2269

(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) 1965

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

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity <u>.06</u>	Use <u>DOMESTIC</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>		
Quantity <u>.02</u>	Use <u>STOCK WATER</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) .10 TOTAL QUANTITY USED.

(cfs, af)

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

SE 1/4 NW 1/4, Sec. 23 Twp. 62N Rge. 1E B.M., County of BOUNDARY

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. SPRING BOX, STORAGE TANK, PIPE, GRAVITY FEED

(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>62N</u>	<u>1E</u>	<u>23</u>								<u>X, 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:

2 HOUSES, DOMESTIC USE

NOTE: Include here the type and number of stock watered: 20 ASSORTED

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

(8) Remarks _____

23-62N-1C

SPRING
LINE
POINT OF USE

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 BONNER)

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.

Ralph J. Eby
(Claimant)

Sworn to before me this 29 day of JUNE, 19 83

Notary Public
Residing at Bonniers Ferry

My commission expires LIFE

FOR DEPARTMENT USE ONLY

Received by pa Date 6/30/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by sd Date 6/30/83 claimant by: _____
\$30.00 fee received by me Date 7/1/83 (28,597)
Published in Boyners Ferry Herald
Dates 7-28-81/4/83

NOTICE OF CLAIMS TO A. RIG. 15

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

98-4256

THOMPSON, HELDERL ROBERTA
STAR RT., MOYIE SPRINGS, ID 83843
Source: SPRING trib. to PERKINS LAKE
Priority Date: 01/01/1935
Diversion Pt: NESW NWSW SESW Sec 32 T 63N R 03E
Use: IRRIGATION (0.20 CFS)
STOCKWATER (0.02 CFS)
In: NESW NWSW SESW Sec 32 T 63N R 03E FOR 100 ACRES

98-4264

DILLIN, BRADLEY L. &/or CAROL A.
STAR RT. 1 BOX 112, BONNERS FERRY, ID 83805
Source: TROW CREEK trib. to KOOTENAI RIVER
Priority Date: 06/01/1952
Diversion Pt: SENE Sec 15 T 65N R 01W
Use: STOCKWATER (0.05 CFS)
In: SENE SWNE Sec 15 T 65N R 01W

98-4265

KOKANEE CEDAR SALES
P.O. BOX 892, BONNERS FERRY, ID 83805
Source: DEEP CREEK trib. to KOOTENAI RIVER
Priority Date: 06/01/1965
Diversion Pt: SWNW Sec 07 T 60N R 01E
Use: COMMERCIAL (0.25 CFS)
FIRE PROTECTION (3.00 CFS)
In: SWNW Sec 07 T 60N R 01E

98-4266

ULAPPA, THOMAS B. &/or JANIS J.
STAR RT. 1 BOX 153A, BONNERS FERRY, ID 83805
Source: GROUNDWATER
Priority Date: 01/01/1939
Diversion Pt: NWNW Sec 36 T 63N R 01W
Use: STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
In: NWNW Sec 36 T 63N R 01W

98-4267

SARGENT, DALE A.
STAR RT. BOX 389, NAPLES, ID 83847
Source: TWENTYMILE CREEK trib. to DEEP CREEK
Priority Date: 01/01/1946
Diversion Pt: NENE Sec 06 T 60N R 01E
Use: STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
In: NENE Sec 06 T 60N R 01E

98-4268

EBY, RALPH J.
STAR RT. 3 BOX 348, BONNERS FERRY, ID 83805
Source: SPRINGS trib. to SINKS
Priority Date: 01/01/1965
Diversion Pt: SENW Sec 23 T 62N R 01E
Use: IRRIGATION (0.02 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.06 CFS)
In: SENW Sec 23 T 62N R 01E FOR 1 ACRES

98-4269

MC CALMANT, GLEN E. &/or BONNIE J.
RT. 1 BOX 456, BONNERS FERRY, ID 83805
Source: SPRINGS trib. to SINKS
Priority Date: 01/01/1953
Diversion Pt: NENW Sec 31 T 62N R 02E
Use: IRRIGATION (0.04 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
In: SESW Sec 30 T 62N R 02E FOR 2 ACRES

98-4270

MC CALMANT, GLEN E. &/or BONNIE J.
RT. 1 BOX 456, BONNERS FERRY, ID 83805
Source: SPRINGS trib. to SINKS
Priority Date: 01/01/1961
Diversion Pt: NWNW Sec 31 T 62N R 02E
Use: IRRIGATION (0.06 CFS)
STOCKWATER (0.02 CFS)
In: NWNW Sec 31 T 62N R 02E FOR 3 ACRES

98-4271

PLATO, NICK &/or JEAN
STAR RT. 3 BOX 338, BONNERS FERRY, ID 83805
Source: FRY CREEK trib. to KOOTENAI RIVER
SPRINGS trib. to FRY CREEK
Priority Date: 01/01/1905
Diversion Pt: NENW Sec 19 T 62N R 02E
Use: IRRIGATION (0.02 CFS)
STOCKWATER (0.12 CFS)
DOMESTIC (0.04 CFS)
In: NWSW Sec 19 T 62N R 02E FOR 1 ACRES

AFFIDAVIT OF PUBLICATION

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 of the

Publisher

of The Bonners Ferry Herald, a newspaper of general circulation, published weekly in 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

the advertisement of Notice of Claims to Water Rights 98-4256, 98-4264, 4265, 4266, 4267, 4268, 4269, 4270, 4271, 4272, 4273,

a 98-4274, 4275, 4276

Notice for Publication, a printed copy of which is attached hereto was published in the newspaper and not in a supplement thereof for 2 consecutive issues, beginning with the issue dated July 28, 1983, and ending with the issue dated August 4, 1983.

Alice Winn

Subscribed and sworn to before me this 16 day of August, 1983.

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

98-4272

TUIN, RALPH &/or BEVERLY
P.O. BOX 274, TROY, MT 59935
Source: SPRINGS trib. to SINKS
Priority Date: 01/01/1935
Diversion Pt: SESE Sec 36 T 63N R 02E
Use: IRRIGATION (0.02 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.06 CFS)
In: NESE Sec 36 T 63N R 02E FOR 1 ACRES

98-4273

THURMAN, GARY D. &/or WENDY K.
STAR RT. 3 BOX 88, BONNERS FERRY, ID 83805
Source: TEMPLEMAN LAKE trib. to TEMPLEMAN CREEK
SPRINGS trib. to TEMPLEMAN LAKE
Priority Date: 01/01/1950
Diversion Pt: SWNE Sec 24 T 63N R 01E
Use: IRRIGATION (0.50 CFS)
STOCKWATER (0.04 CFS)
DOMESTIC (0.04 CFS)
In: SWNE NESW Sec 24 T 65N R 01E NWNE SWNE NESW Sec 24 T 65N R 01E NWNE Sec 24 T 65N R 01E NWNE Sec 24 T 65N R 01E FOR 25 ACRES

98-4274

HEISSLER, ROBERT &/or MARIA
RT. 1 BOX 485, BONNERS FERRY, ID 83805
Source: SPRING trib. to SINKS
Priority Date: 01/01/1943
Diversion Pt: SWNE Sec 23 T 61N R 01E
Use: STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
In: NWNE SWNE Sec 23 T 61N R 01E

98-4275

EBY, FAY &/or JANICE
STAR RT. 2 BOX 219, BONNERS FERRY, ID 83805
Source: GROUNDWATER
Priority Date: 01/01/1910
Diversion Pt: NENE Sec 30 T 63N R 02E
Use: IRRIGATION (0.10 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
In: NENE Sec 30 T 63N R 02E FOR 10 ACRES

98-4276

EBY, FAY &/or JANICE
STAR RT. 2 BOX 219, BONNERS FERRY, ID 83805
Source: UNNAMED DRAIN trib. to DAWSON LAKE
Priority Date: 01/01/1943
Diversion Pt: NWNW Sec 29 T 63N R 02E
Use: IRRIGATION (0.10 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
In: NWNW Sec 29 T 63N R 02E FOR 5 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 July 28, 1983
Final publication August 4, 1983-dwr

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number 98-4268 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 JK Date 9/7/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By DC Date 11-8-83

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

AUGUST 15, 1983

RECORDED

RALPH J. EBY
STAR RT. 3 BOX 348
BONNERS FERRY ID 83805

RE: Claim No. 98-4268

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

98-4268

EBY, RALPH J.

STAR RT. 3 BOX 348, BONNERS FERRY, ID 83805

Source: SPRINGS trib. to SINKS

Priority Date: 01/01/1965

Diversion Pt: SENW Sec 23 T 62N R 01E

Use: IRRIGATION	(0.02 CFS)
STOCKWATER	(0.02 CFS)
DOMESTIC	(0.06 CFS)

In: SENW Sec 23 T 62N R 01E FOR 1 ACRES

RECEIVED