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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 Fay e/or Janice Eby
(Name of Claimant)
Star Rt 2 Box 219 Bonners Ferry ID 83805 Telephone No. None
(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) 1952

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)
Ground water 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, af)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>.04 cfs</u>	Use	<u>Domestic</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity	<u>.02 cfs</u>	Use	<u>Stock</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity	<u>.10 cfs</u>	Use	<u>Irrigation</u>	Period of Use From <u>1-1</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)
NE 1/4 NE 1/4, Sec. 7 Twp. 62N Rge. 2E 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.
8'x8' curbed well 25 feet deep 3000 ft in pipe.
Gravity feed 3hp pump is used to boost output if necessary

(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>2E</u>	<u>7</u>	<u>5</u>			<u>SD</u>													<u>5</u>

No. of acres 5

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

NOTE: Include here the type and number of stock watered: 30 head cows ; 12 sheep

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

REPRODUCED

(8) Remarks

WITCHAMILL

Well
Tri
house

State of Idaho

County of

Sworn to before me this

day of

June

, 1982

(Claimant)

Robert Haynes

Notary Public
Residing at

My commission expires _____

Received by

Date _____

6383

Exception filed by:

Forwarded to
claimant by:

Date _____

Prelim. check by

Date _____

\$30.00 fee received by

Date _____

6323#27108

Published in

4-2-4

Huala

Dates

1

NOTICE OF CLAIMS TO WATER RIGHTS
The following claim(s) have been filed for water rights created by diversion and beneficial use:

98-4238

MILLER, CHARLES C.
STAR RT. 1, BONNERS FERRY, ID 83805
Source: GROUNDWATER
Priority Date: 01/01/1961
Diversion Pt: SWSE Sec 23 T 63N R 01E
Use: IRRIGATION (0.02 CFS)
DOMESTIC (0.04 CFS)
In: SWSE Sec 23 T 63N R 01E FOR 1 ACRES

98-4239

COOK, BERNICE E.
STAR RT. 2 BOX 132, BONNERS FERRY, ID 83805
Source: FLEMING CREEK trib. to KOOTENAI RIVER
Priority Date: 06/01/1970
Diversion Pt: SENW Sec 29 T 63N R 01 E
Use: IRRIGATION (0.04 CFS)
STOCKWATER (0.02 CFS)
In: SENW Sec 29 T 63N R 01E FOR 2 ACRES

98-4240

NIEMIEC, AL
STAR RT. 3 BOX 174, BONNERS FERRY, ID 83805
Source: GROUNDWATER
Priority Date: 06/01/1950
Diversion Pt: NWNW Sec 18 T 62N R 02E
Use: IRRIGATION (0.24 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.02 CFS)
In: NWNW Sec 18 T 62N R 02E FOR 12 ACRES

98-4241

ZIMMERMAN, BEULAH V. &/or LEO M.
P.O. BOX 53, LIBBY, MT 59923
Source: GROUNDWATER
Priority Date: 01/01/1940
Diversion Pt: SWSW Sec 16 T 62N R 03E
Use: IRRIGATION (0.02 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
In: SWSW Sec 16 T 62N R 03E FOR 1 ACRES

98-4242

ZIMMERMAN, BEULAH V. &/or LEO M.
P.O. BOX 53, LIBBY, MT 59923
Source: UNNAMED STREAM trib. to SAND CREEK
Priority Date: 01/01/1940
Diversion Pt: SWSW Sec 16 T 62N R 03E
Use: STOCKWATER (0.02 CFS)
In: SWSW Sec 16 T 62N R 03E

98-4243

EBY, FAY &/or JANICE
STAR RT. 2 BOX 219, BONNERS FERRY, ID 83805
Source: GROUNDWATER
Priority Date: 01/01/1952
Diversion Pt: NENE Sec 07 T 62N R 02E
Use: IRRIGATION (0.10 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
In: NENE Sec 07 T 62N R 02E SENE Sec 07 T 62N R 02E FOR 5 ACRES

98-4244

HUDLOW, DELBERT C. &/or JUNE C.
STAR RT., MOYIE SPRINGS, ID 83845
Source: UNNAMED STREAM trib. to SAND CREEK
Priority Date: 01/01/1930
Diversion Pt: NWNW Sec 21 T 62N R 03E
Use: IRRIGATION (0.04 CFS)
STOCKWATER (0.04 CFS)
In: NWNW Sec 21 T 62N R 03E FOR 2 ACRES

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }

County of Boundary }

ss.

Alice Winn bkpr. for Pete Thompson b
first duly sworn upon his oath, deposes and says that he is the publisher (or forem

Publisher

of The Bonners Ferry Herald, a newspaper of general circulation, published weekl
Bonners Ferry, Boundary County, State of Idaho; that the said Bonners Ferry Herald
been continuously and uninterruptedly published in said Boundary County during a pe
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
98-4238, 4240, 4241, 4242, 4243, 4244, 4245, 4246, 4247,

a
Notice for Publication, a printed copy of which is attached hereto was published in
newspaper and not in a supplement thereof for 2 consecutive issues, c
mencing with the issue dated June 23, 1983, and ending with
issue dated June 30, 1983.

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

Notary Public in and for the County of Boundary, State of Id
Department of Water Resources
Northern District Office

98-4245

BAKER, CHESTER R.
STAR RT. 1 BOX 106A, BONNERS FERRY, ID 83805
Source: SPRINGS trib. to SINKS
Priority Date: 05/01/1906
Diversion Pt: NESW Sec 26 T 65N R 01W
Use: IRRIGATION (0.04 CFS)
STOCKWATER (0.04 CFS)
DOMESTIC (0.04 CFS)
In: NWSW Sec 26 T 65N R 01W FOR 2 ACRES

98-4246

HALL MOUNTAIN WATER ASSN.
c/o ED HOUCK, STAR RT. 1, PORTHILL, ID 83853
Source: SPRING trib. to SINKS
Priority Date: 07/01/1956
Diversion Pt: SESW Sec 24 T 65N R 01W
Use: DOMESTIC (0.50 CFS)
In: NESW SWSW NWSE Sec 23 T 65N R 01W SENW SESE
Sec 22 T 65N R 01W NESW NESE NWSE Sec 21 T 65N R
01W NWNE NWNW Sec 27 T 65N R 01W

98-4247

WRIGHT, DONALD A.
P.O. BOX 7, PORTHILL, ID 83853
Source: TROW CREEK trib. to KOOTENAI RIVER
Priority Date: 01/01/1933
Diversion Pt: SESE Sec 09 T 65N R 01W NENE Sec 16 T 65N
R 01W
Use: IRRIGATION (0.04 CFS)
STOCKWATER (0.04 CFS)
DOMESTIC (0.04 CFS)
In: SESE Sec 09 T 65N R 01W NENE Sec 16 T 65N R 01W
FOR 2 ACRES

98-4248

STEVENS, ALFRED &/or MARILYN
STAR RT. 1 BOX 195A, BONNERS FERRY, ID 83805
Source: UNNAMED STREAM trib. to KOOTENAI RIVER
Priority Date: 01/01/1936
Diversion Pt: NESW Sec 31 T 65N R 01E
Use: STOCKWATER (0.06 CFS)
In: NESW Sec 31 T 65N R 01E

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 June 23, 1983
Final publication June 30, 1983-dwr

MICROFILMED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number

98-4243

Applicant

E. L. by

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

7/26/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

KW

Date

8/9/83

MICROFILMED

RECEIVED
AUG 03 1983

Department of Water Resources

98-4243

EBY, FAY &/or JANICE

STAR RT. 2 BOX 219, BONNERS FERRY, ID 83805

Source: GROUNDWATER

Priority Date: 01/01/1952

Diversion Pt: NENE Sec 07 T 62N R 02E

Use: IRRIGATION	(0.10 CFS)
STOCKWATER	(0.02 CFS)
DOMESTIC	(0.04 CFS)

In: NENE Sec 07 T 62N R 02E SENE Sec 07 T 62N R 02E FOR 5 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

JULY 12, 1983

FAY EBY
JANICE EBY
STAR RT. 2 BOX 219
BONNERS FERRY ID 83805

RE: Claim No. 98-4243

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

RECEIVED