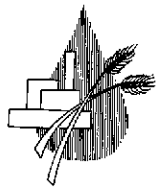


No Color
Documents
In File

5/9/83

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 HARVEY ELGY HOLDERMAN

(Name of Claimant)

SR3 BOX 190

(Mailing Address)

BONNERS FERRY ID

(Zip Code)

83805 Telephone No. 267 3658

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) MAY 1948

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)

SPRING (GROUNDWATER) tributary to FRY 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:

Quantity	(cfs, af)	Use	(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>.04</u>		Use <u>STOCK WATER</u>		Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity <u>.28</u>		Use <u>IRRIGATION</u>		Period of Use From <u>3/15</u>	To <u>11/15</u>
Quantity _____		Use _____		Period of Use From _____	To _____
Quantity _____		Use _____		Period of Use From _____	To _____

(4) .36 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. 18 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. PUMP, BASIN, PIPE

(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%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
<u>62N</u>	<u>2E</u>	<u>18</u>	<u>14X</u>																<u>14</u>

No. of acres 14

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

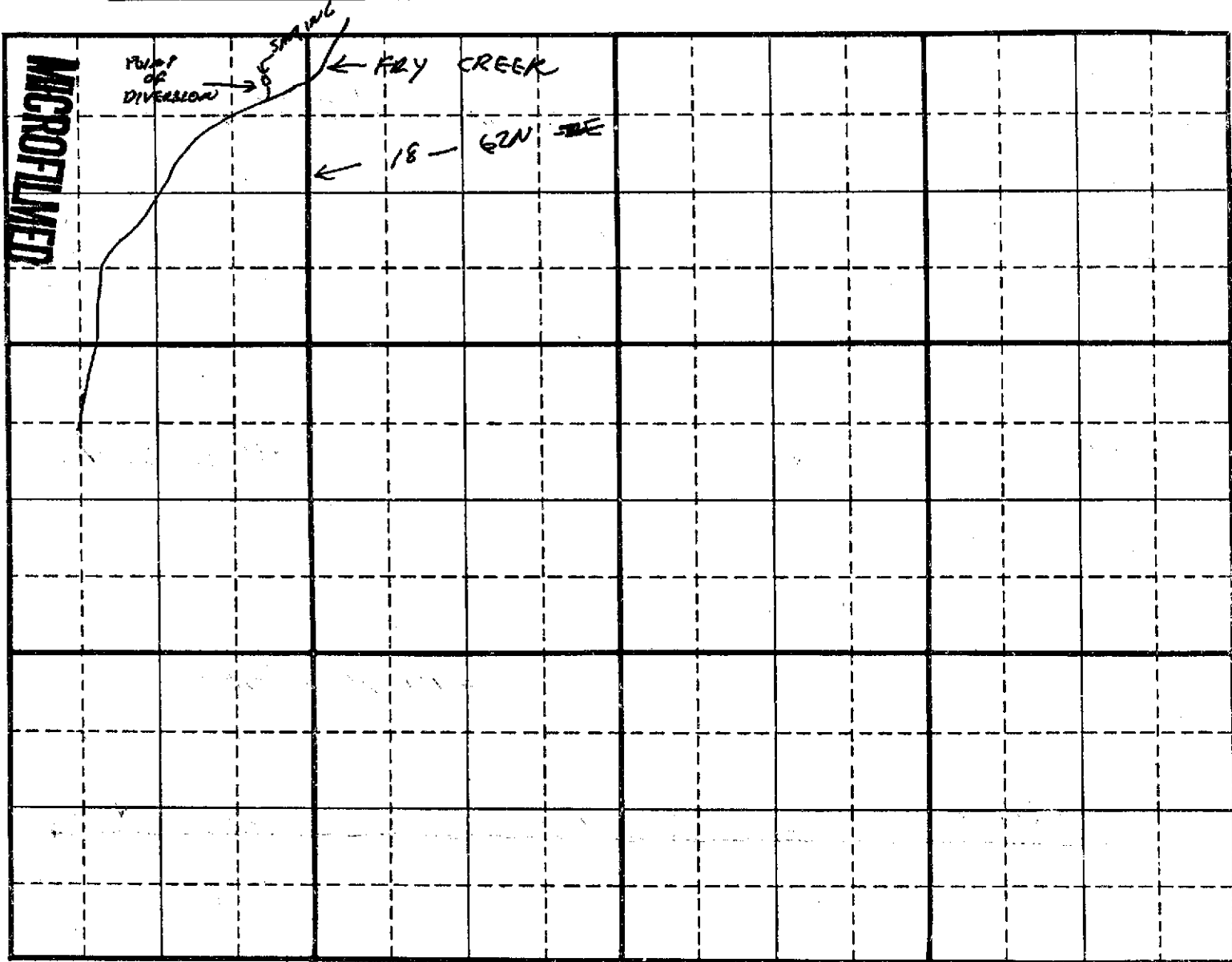
SINGLE HOUSE DOMESTIC
STOCK WATER

NOTE: Include here the type and number of stock watered: 100 ASSORTED

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

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(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 BOONVILLE) 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.

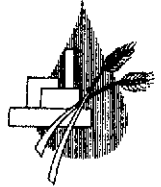
Harvey E. Holderman
(Claimant)

Sworn to before me this 9 day of MAY, 19 83.

Wayne A. [Signature]
Notary Public
Residing at BOONVILLE, PENNSY

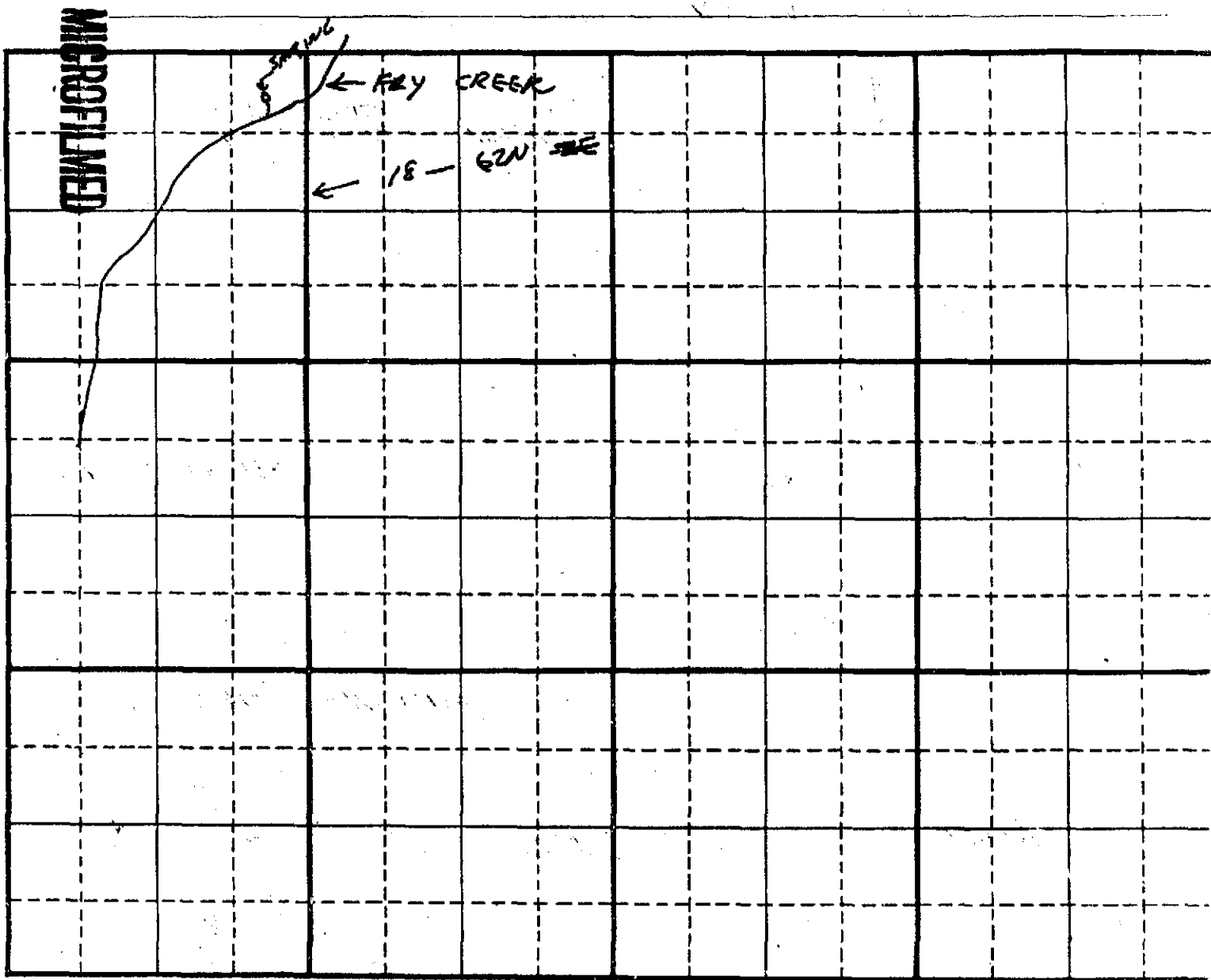
My commission expires LIFE

8/23/83 FOR DEPARTMENT USE ONLY			
Received by <u>[Signature]</u>	Date <u>5/13/83</u>	Exception filed by:	Forwarded to
Prelim. check by <u>[Signature]</u>	Date <u>5-13-83</u>		claimant by:
\$30.00 fee received by <u>[Signature]</u>	Date <u>5-13-83 (26789)</u>		
Published in <u>Boonville Ferry Herald</u>			
Dates <u>6/9 & 16/83</u>			



- (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 BOONVILLE) 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.

Harvey E. Holdeman
(Claimant)

Sworn to before me this 9 day of MAY, 19 83.

Notary Public
Residing at BOONVILLE PENNY

My commission expires LIFE

FOR DEPARTMENT USE ONLY

Received by TH Date 5/13/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by TH Date 5-13-83 claimant by: _____
\$30.00 fee received by TH Date 5-13-83(26129)
Published in Boonville Penny Herald
Dates 6/9-11/83

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Boundary } ss.

Alice Winn, bkpr for Pate 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 Legal Notice; Specialty Electrics, Inc. of Hailey, Idaho

Notice for Publication, a printed copy of which is attached hereto was published in said newspaper and not in supplement thereof for 2 consecutive issues, commencing with the issue dated June 9, 1983, and ending with the issue dated June 16, 1983.

Subscribed and sworn to before me this 29th day of June, 1983.
Judy Lane
County 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:

98-4226
HOLDERMAN, HARVEY ELGY
STAR RT. 3 BOX 190, BONNERS FERRY, ID 83805
Source: SPRING trib. to FRY CREEK
Priority Date: 05/01/1948
Diversion Pt: NENE Sec 18 T 62N R 02E
Use: IRRIGATION (0.28 CFS)
STOCKWATER (0.04 CFS)
DOMESTIC (0.04 CFS)
In: NENE Sec 18 T 62N R 02E FOR 14 ACRES

98-4227
MYERS, ROY CHARLES
STAR RT. 1, BONNERS FERRY, ID 83805
Source: GROUNDWATER
Priority Date: 06/01/1925
Diversion Pt: NESE Sec 06 T 63N R 01E
Use: STOCKWATER (0.04 CFS)
DOMESTIC (0.04 CFS)
In: NESE Sec 06 T 63N R 01E

98-4228
REGEHR, GARY
STAR RT. 1, NAPLES, ID 83847
Source: TWENTYMILE CREEK trib. to DEEP CREEK
Priority Date: 07/01/1958
Diversion Pt: NWSE Sec 32 T 61N R 01E
Use: IRRIGATION (0.20 CFS)
STOCKWATER (0.04 CFS)
In: NWSE Sec 32 T 61N R 01E FOR 10 ACRES

98-4229
PIEKARSKI, WILLIAM J. &/or EULA M.
STAR RT. BOX 417, NAPLES, ID 83847
Source: GROUNDWATER
Priority Date: 09/01/1938
Diversion Pt: NENW Sec 26 T 60N R 01W
Use: IRRIGATION (0.04 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
In: NENW Sec 26 T 60N R 01W FOR 2 ACRES

98-4230
SMITH, CLYDE I. &/or RUTH N.
ST. RT. BOX 398, NAPLES, ID 83847
Source: DODGE CREEK, SOUTH FORK trib. to DODGE CREEK
Priority Date: 05/01/1957
Diversion Pt: NESE Sec 28 T 60N R 01W
Use: IRRIGATION (0.02 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
In: NESE Sec 28 T 60N R 01W FOR 2 ACRES

98-4231
DAWSON, RICHARD &/or WAUNETA
RT. 1 BOX 535, BONNERS FERRY, ID 83805
Source: GROUNDWATER
Priority Date: 06/01/1939
Diversion Pt: NENW Sec 32 T 62N R 02E
Use: IRRIGATION (0.90 CFS)
STOCKWATER (0.04 CFS)
DOMESTIC (0.02 CFS)
In: NENW Sec 32 T 62N R 02E NWSE SWSE Sec 29 T 62N R 02E NENW Sec 32 T 62N R 02E FOR 45 ACRES

98-4232
JENKINS, RONNY R. &/or DENISE A.
STAR RT. 1 BOX 152, BONNERS FERRY, ID 83805
Source: GROUNDWATER
Priority Date: 01/01/1939
Diversion Pt: SWSW Sec 25 T 63N R 01W
Use: IRRIGATION (0.02 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
In: SWSW Sec 25 T 63N R 01W FOR 1 ACRES

98-4233
DUDLEY, HARRY &/or KATHERINE
STAR RT., NAPLES, ID 83847
Source: GROUNDWATER
Priority Date: 06/01/1952
Diversion Pt: NWSW Sec 24 T 60N R 01W
Use: IRRIGATION (0.20 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
In: NWSW Sec 24 T 60N R 01W FOR 10 ACRES

98-4234
KARNES, LLOYD W. &/or BONNIE
STAR RT., PORTHILL, ID 83853
Source: SPRINGS trib. to SINKS
Priority Date: 01/01/1949
Diversion Pt: NENE NWNE Sec 01 T 64N R 01W
Use: IRRIGATION (0.10 CFS)
STOCKWATER (0.04 CFS)
DOMESTIC (0.04 CFS)
In: NWNE Sec 01 T 64N R 01W NWNE SWNE Sec 01 T 64N R 01W 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 June 9, 1983
Final publication June 16, 1983-dwr

MICROFILMED



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

August 11, 1983

Mr. Harvey Holderman
Star Route 3 Box 190
Bonners Ferry, Id. 83805

Re: 98-4226

Dear Mr. Holderman:

During a review of your Claim to a Water Right, it was discovered that your signature was not notarized. We are, therefore, enclosing your original claim in order to have it notarized by Mr. Wayne Fox (who filled the form out for you) or by another notary public.

We are also enclosing your Receipt No. 26729 in the amount of \$30.00 which represents the filing fee for your Claim to a Water Right.

When you have claim notarized, please return it to this office at your earliest convenience.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

pms

Enc. - Claim
Receipt

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State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: *[Signature]*

Right Number

98-4226

Applicant

Holderman

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

1/25/83

STATE OFFICE PROCESSING:

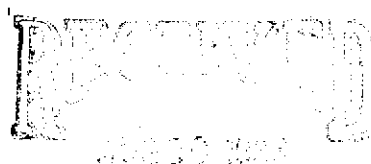
- ☒ Claim review complete.

By

kw

Date

8/30/83



Department of Water Resources

*Returned to region
8/9/83 for notary -
kw*

RECEIVED
AUG 3 1983

Department of Water Resources

MICROFILMED

98-4226

HOLDERMAN, HARVEY ELGY

STAR RT. 3 BOX 190, BONNERS FERRY, ID 83805

Source: SPRING trib. to FRY CREEK

Priority Date: 05/01/1948

Diversion Pt: NENE Sec 18 T 62N R 02E

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STOCKWATER	(0.04 CFS)
DOMESTIC	(0.04 CFS)

In: NENE Sec 18 T 62N R 02E FOR 14 ACRES

NOTED

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

JUNE 20, 1983

HARVEY ELOY HOLDERMAN
STAR RT. 3 BOX 190
BONNERS FERRY ID 83805

RE: Claim No. 98-4226

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

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