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STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Section 42-225a, Idaho Code

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that U.S. Department of Interior, Fish and Wildlife Service
Lloyd 500 Bldg., Suite 1692 (name of claimant)
of 500 N.E. Multnomah St., Portland, OR 97232, claims a right to the diversion and beneficial use of
(mailing address)

the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Kootenai River
, tributary to, Columbia River
- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | | | | | | | |
|--------|-----------------|-----|-----------------------------|----------------|------|------------|----|--------------|
| Amount | <u>4.70 cfs</u> | Use | <u>Wildlife Enhancement</u> | Period of Use: | From | <u>1-1</u> | To | <u>12-31</u> |
| Amount | <u></u> | Use | <u></u> | Period of Use: | From | <u></u> | To | <u></u> |
| Amount | <u></u> | Use | <u></u> | Period of Use: | From | <u></u> | To | <u></u> |
- (cfs, gpm or a/f) (dom., irri., stock, etc.) (both dates inclusive)

- (3) Total quantity of water claimed: 4.70 cubic feet per second, or _____ acre feet
per annum, and/or _____ gallons per minute.

- (4) Priority claimed: (the date water was first applied to beneficial use) July 25, 1968

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 to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)
SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18 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. Trailer mounted 4.7 cfs, 8 inch

centrifugal pump. Pump discharge pipe installed over top of dike to empty into distribution ditch.

- (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.

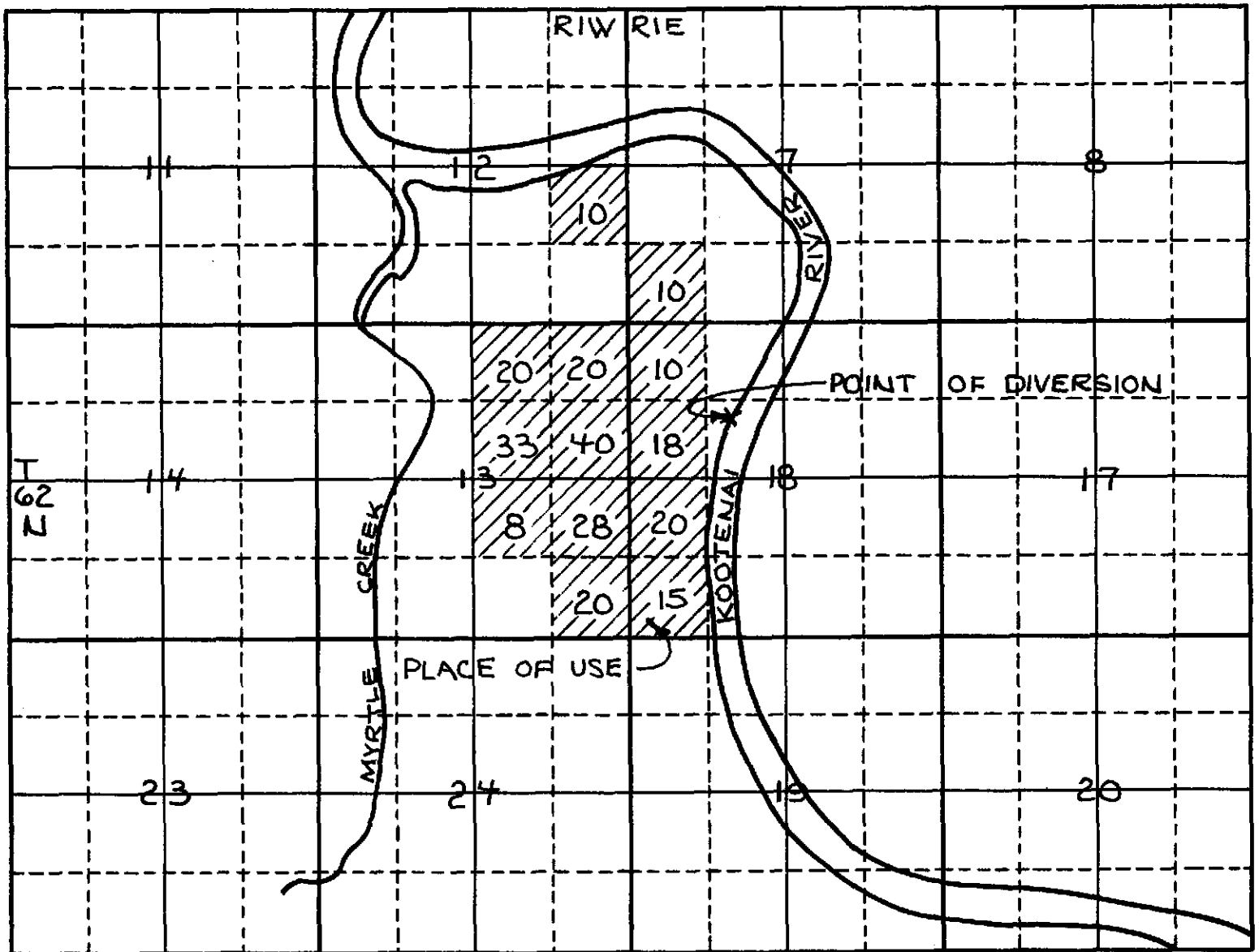
[illegible]

Total No. of acres 252

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Pond
and marsh development for enhancement of waterfowl habitat on Kootenai
National Wildlife Refuge.

- (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 Oregon)
) ss.
County of Multnomah)

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 affiants knowledge.

Sworn to before me this 6th day of March

Richard A. Johnson
(Claimant)

19 81

Robert F. McVie
Notary Public 4600 S.E. La Cour Dr.
Residing at Milwaukie, Ore. 97222

My commission expires July 26, 1983

For Department Use Only

Received by _____	Date <u>3/9/81</u>	Exception filed by: _____	Forwarded to claimant by: _____	Date _____
Prelim. check by <u>GR</u>	Date <u>3-9-81</u>			
\$10.00 fee received by <u>GR</u>	Date _____			
Approved for publication by _____				
Published in <u>Bornes Ferry Herald</u>				
Dates <u>3/19 & 26/81</u>				

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

98-4113

U.S. DEPT. OF INTERIOR

**DEPT. OF FISH & GAME, P.O. BOX 3737, PORTLAND, OR.
97208**

Source: KOOTENAI RIVER tributary to COLUMBIA RIVER

Priority Date: 07/25/1968

Amount: 4.70 CFS

Diversion Point: SENW Sec 18 T 62N R 01E, BOUNDARY Co.

Use: WILDLIFE (4.70 CFS) from 01/01 to 12/31

**Place of Use: NESE Sec 12 T 62N R 01W NENE NWNE
SWNE SENE NESE NWSE SESE Sec 13 T 62N R 01W
SWSW Sec 07 T 62N R 01E NWNW SWNW NWSW
SWSW Sec 18 T 62N R 01E**

**Any exception to any claim of water right may be filed with
the Director of the Idaho Department of Water Resources,
4055 Gov't Way, Coeur d'Alene, Id, 83814.**

C. STEPHEN ALLRED

Director

First publication March 19, 1981

Final publication March 26, 1981-idwl

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AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Boundary } ss.

Luana Van Hook, 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
98-4113 US Dept. of Interior

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 March 19, 1981, and ending with the
issue dated March 26, 1981

Subscribed and sworn to before me this 26th day of March, 1981

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

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STATE OF IDAHO }
County of Boundary } ss.

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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
98-4113 US Dept. of Interior
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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 March 19, 1981, and ending with the issue dated March 25, 1981.

Luana Van Hook
Subscribed and sworn to before me this 26th day of March, 1981.

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

INTER-DEPARTMENT MEMO — 1

FROM Tom King

DATE 3/9/81

TO Files 98-4113 & 98-7366

SUBJECT

"Wildlife Enhancement" consists of applying water to lands listed in Item 8.b. to maintain marsh areas. The land not completely covered with water will be sown with grains for migratory fowl fodder.



SIGNATURE

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number 98-4113 Applicant U.S. DEPT. OF INTERIOR

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 4/7/81

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Hansen Date 4/14/81

MICROFILMED

98-4113-

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Sec 18 T 62N R 01E

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN W. EVANS
Governor
C. STEPHEN ALLRED
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

APRIL 6, 1981

U.S. DEPT. OF INTERIOR
DEPT. OF FISH & GAME
P.O. BOX 3737
PORTLAND OR 97208

RE: Claim No. 98-4113

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. Harnes, P.E.
Regional Supervisor

Enclosure



United States Department of the Interior

FISH AND WILDLIFE SERVICE

LLOYD 500 BUILDING, SUITE 1692

500 N.E. MULTNOMAH STREET

PORTLAND, OREGON 97232

March 6, 1981

Idaho Department of Water Resources
Route 5, Box 203-Suite 1
Coeur D'Alene, Idaho 83814

Gentlemen:

Enclosed are completed "Claim to a Water Right" and "Application for Permit" at Kootenai National Wildlife Refuge, and a check for \$225.00 to cover the filing fee.

If you have any questions, please contact me at (503) 231-6145.

Sincerely yours,

Richard Johnson
Richard Johnson
Acting Engineering
Program Manager

Enclosures

5-13-81

March 6, 1981

Department of Water Resources
Northern District Office

INTER-DEPARTMENT MEMO — 1

FROM Pat - Northern

DATE 3/10/81

TO Phyllis

SUBJECT Refund of Money

Per our telephone conversation, attached are 2 copies of the receipt (18014) and the check of the U.S. Fish & Wildlife Service. The check was for a total of \$225.00. It was for a Claim for \$30.00 and for an Application for Permit for \$145.00, totaling \$175.00 for actual fees. Therefore, a \$50.00 refund is due the USFWS.

Please send the refund to:

Mr. Richard Johnson, Acting Engineering Program Manager
US Dept. of Interior
Fish & Wildlife Service
Lloyd 500 Building, Suite 1692
500 N.E. Multnomah St.
Portland, Or. 97232

THANKS A BUNCH.

pms

SIGNATURE