

No Color
Documents
In File

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

The image shows a grid map with a legend in the top-left corner. The legend includes a dashed line labeled "Place of Use" and a dashed line with an 'X' labeled "Point of Diversion". The grid is 10 units wide and 10 units high. Handwritten text in the top-left corner reads "Sec 22" and "T62NR3E".

Place of Use

X --- Point of Diversion

Sec 22
T62NR3E

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.

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.

William C. Johnston
Notary Public
Residing at Bonny Ferry, Idaho

My commission expires May 7, 1979

Received by BC (ms) Date 11-1-77 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by SL Date 11-1-77 claimant by: _____
\$10.00 fee received by 6 Date 11-1-77 (9456)
Approved for publication by SLW _____
Published in Bonner-Sheriff Herald _____
Dates 11-10-77 _____

affidavit OK 12-1-77
SDW

AFFIDAVIT OF PUBLICATION

NOTICE OF CLAIM TO A WATER RIGHT NO. 98-4090

Notice is hereby given that Robert W. Olson, Star Route, Moyie Springs, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.17 cubic feet per second of water from unnamed springs tributary to Curley Creek with point of diversion in the SW1/4-NE1/4 Sec. 22, T62N, R3E B.M. Boundary County.

The water is claimed to be used from Jan. 1 to Dec. 31 (0.04 cfs) for domestic and (0.13 cfs) for stockwater, with a priority of 1955; the place of use is within the SE1/4NW1/4, Sec. 22, T62N, R3E B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho, 83814.

C. STEPHEN ALLRED
Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on November 10 and November 17, 1977. idwr.

STATE OF IDAHO }
County of Boundary } ss.

Echo Turnbull, bkpr. for W. H. Chubb 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 Idaho Dept. of Water Resources

a Notice of Claim #98-4090

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 Nov. 10, 1977, and ending with the issue dated Nov. 17, 1977.

Echo Turnbull, bkpr.

Subscribed and sworn to before me this 20 day of Nov, 1977

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

OK
SHOW
12-1-77

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Boundary } ss.

Echo Turnbull, bkpr. for W. H. Chubb 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 Idaho Dept. of Water Resources

a Notice of Claim #98-4090

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 Nov. 10, 19 77, and ending with the issue dated Nov. 17, 19 77.

Echo Turnbull, Bkpr.
Subscribed and sworn to before me this 30 day of Nov., 19 77

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

J.F. LYONS
OF COUNSEL
W.J. NIXON
W.W. NIXON

J.F. LYONS
ATTORNEY AT LAW
225 MAIN STREET
P.O. BOX 368
BONNERS FERRY, IDAHO 83805
(208) 267-3133

95-4090
~~95-4090~~ not yet approved

October 13, 1983

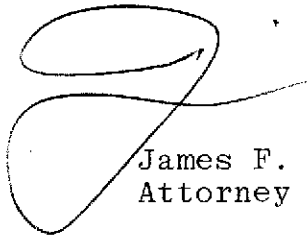
Idaho Department of Water Resources
4055 Government Way
Suite 1
Coeur D' Alene, Idaho 83814

Gentlemen:

Could you please issue the necessary permit so that the water right on the Olson property is issued in the name of Kenneth Soares.

Thank you.

Yours Truly,



James F. Lyons
Attorney at Law

JFL:lcs
encls.

RECEIVED
OCT 17 1983
Department of Water Resources
Northern District Office

September 28, 1983
P.O. Box 226
New Harbor
Maine, 04554

Re: Ken Scarce / water / Rights

Dear Jim,

Thanks for your September 30, 1983, letter concerning Ken Scarce State of Idaho water Rights.

As I understand it, and have been advised by the State water Board in Coeur d'Alene, what Ken needs to do is file a copy of the land warranty deed with the water board. Water Rights, as recorded for the Spring in question, remain in the name of Robert W. Olson, who still owns the land where the spring is located.

Robert Olson signed the affidavit that you requested before closing which was turned over to you. The water board may also need a copy of the warranty deed I got from Olson when I originally purchased the property, a copy of which I am sure is in your files. Robert Olson knows all about this.

Please let me know if I can be of any
additional assistance in this matter. Thanks.

regards,

Jasper Carlton

New Tel. no. 207-563-3844

WARRANTY DEED

For Value Received

DONALD C. CARLTON and SUSAN J. CARLTON, of Star Route, Moyie Springs, Idaho 83845

the grantor^S, do hereby grant, bargain, sell and convey unto

KENNETH A. SOARES, a single man, of P.O. Box 562, Moyie Springs, Idaho, 83845

the grantee^S, the following described premises, in Boundary County, Idaho, to-wit:

A Section of land situate in Section 22, Township 62 North, Range 3 East, Boise Meridian, Boundary County, Idaho, more particularly described as follows:

Beginning at the South Quarter Corner, a brass monument, of said Section 22; thence North a distance of 2638.36 feet to the Southeast Corner of the Northwest Quarter of Section 22; thence Westerly along the South line of the Northwest Quarter of Section 22; a distance of 215.40 feet to the POINT OF BEGINNING of this description; thence Westerly along the South Line of said Northwest Quarter a distance of 1104.60 feet to the Southwest Corner of the Southeast Quarter of the Northwest Quarter; thence North a distance of 1320.05 feet to the Northwest Corner of said Southeast Quarter of the Northwest Quarter; thence Easterly along the North line of the Southeast Quarter of the Northwest Quarter a distance of 832.50 feet; thence South 11 degrees 39'18" east a distance of 1346.92 feet to the POINT OF BEGINNING of this description.

SUBJECT to a true and accurate survey.

SUBJECT to easements, rights-of-way and restrictions of record.

Along with right to the first ten gallons of water per minute from a spring to the East of this property, along with the right to enter and maintain the existing water system lying to the East of this property and to do any and all reasonable and necessary acts to maintain the water system and spring. Said spring and water system are located to the East of the foregoing property in the North Half of Section 22, Township 62 North, Range 3 East, Boise Meridian, Boundary County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, his heirs and assigns forever. And the said Grantor^S do hereby covenant to and with the said Grantees, that they are the owner in fee simple of said premises; that they are free from all incumbrances

and that ^the^y will warrant and defend the same from all lawful claims whatsoever.

Dated: This _____ day of _____, 1983.

DONALD C. CARLTON

SUSAN J. CARLTON

STATE OF IDAHO, COUNTY OF Boundary

On this _____ day of _____, 1983, before me, a notary public in and for said State, personally appeared

DONALD C. CARLTON and SUSAN J. CARLTON

Known to me to be the person^S whose name^S are subscribed to the within instrument, and acknowledged to me that they executed the same.

Notary Public

Residing at Bonners Ferry, Idaho
Comm. Expires _____

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of

at _____ minutes past _____ o'clock m.,
this _____ day of _____
19 _____, in my office, and duly recorded in Book _____
of Deeds at page _____

Ex-Officio Recorder

By

Deputy.

Fees \$ _____
Mail to: _____

INSTRUMENT No. _____

EASEMENT

This indenture, made this 6 day of July, 1983, between ROBERT OLSON, a single man, the party of the First Part, and DONALD and SUSAN CARLTON, the party of the Second Part.

WITNESEETH, that First Party, in consideration of ONE AND NO/100 DOLLAR (\$1.00), receipt of which is acknowledged, and the benefits which will accrue to the land of First Party by the exercise of the rights herein granted, do hereby remise, release and forver quitclaim unto Second Party; its successors and assigns an easement and right of way for the purposes hereinafter stated, over and through, under, along and across all or any part of that certain parcel of land situate in Boundary County, State of Idaho, described as follows:

A parcel of land situate in Section 22, Township 62 North, Range 3 East, B.M., more particularly described as follows:

Beginning at the South Quarter Corner, a brass monument, of said Section 22; thence North a distance of 2638.36 feet to the Southeast corner of the Northwest Quarter of Section 22; thence Westerly along the South line of the Northwest Quarter of Section 22 a distance of 215.40 feet; thence North 11 Degrees 39' 18' East 315 feet, more or less which is the true Point of Beginning; A strip of land lying 5 Feet either side of center line, hereinafter described for Water, Pipe line and utility purposes over, on, and beneath the ground, along with right of maintenance to the same; this easement defining the right-of-way for Water mentioned in a certain deed recorded in Book 32 of INSTRUMENTS page 325, Boundary County Records, instrument number 129627 and reconfirming the water rights mentioned in said instrument and from said true point of beginning on a magnetic bearing of North 45 degrees East taken on April 25, 1983, and a distance of 900-feet to said well or spring.

SUBJECT to a true and accurate survey.

TOGETHER with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, the reverions and reversions, remainder and remainders rents, issues, and profits thereof.

TO HAVE AND TO HOLD, all and singular the said premises, together with the appurtenances, unto the Party of the Second Part, and to its heirs and assigns forever.

DATED this 6 day of July, 1983.

Robert W. Olson
ROBERT OLSON

STATE OF IDAHO)
County of Boundary) ss.

On this 6 day of July, 1983, before me, the undersigned, a Notary Public in and for said State, personally appeared ROBERT OLSON, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

W. Kay
Notary Public for the State of Idaho
Residing at Bonners Ferry
My Comm. Exp:



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

November 21, 1983

Mr. J. F. Lyons
Attorney at Law
P.O. Box 368
Bonners Ferry, Id. 83805

Re: 98-4090

Dear Jim:

I have retained a copy of the Easement in which Mr. Olson conveys the water rights described in Book No. 32 of Instruments, page 325, Boundary County Records, Instrument No. 129627 to Mr. Carlton. I have also retained a copy of the Warranty Deed in which Mr. Carlton conveys to Mr. Soares the first 10 gpm of the spring, which is apparently the spring identified by Claim No. 98-4090.

Since it is only my assumption that the water right listed in "Book 32...Boundary County Records..." is the same as the rights described by Claim No. 98-4080, it might not hurt to file a copy of that instrument with this office when the enclosed Amended Claim is filed.

If we can be of any further assistance, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

cc: IDWR - State Office

EASEMENT

This indenture, made this 6 day of July, 1983, between ROBERT OLSON, a single man, the party of the First Part, and DONALD and SUSAN CARLTON, the party of the Second Part.

WITNESEETH, that First Party, in consideration of ONE AND NO/100 DOLLAR (\$1.00), receipt of which is acknowledged, and the benefits which will accrue to the land of First Party by the exercise of the rights herein granted, do hereby remise, release and forver quitclaim unto Second Party; its successors and assigns an easement and right of way for the purposes hereinafter stated, over and through, under, along and across all or any part of that certain parcel of land situate in Boundary County, State of Idaho, described as follows:

A parcel of land situate in Section 22, Township 62 North, Range 3 East, B.M., more particularly described as follows:

Beginning at the South Quarter Corner, a brass monument, of said Section 22; thence North a distance of 2638.36 feet to the Southeast corner of the Northwest Quarter of Section 22; thence Westerly along the South line of the Northwest Quarter of Section 22 a distance of 215.40 feet; thence North 11 Degrees 39' 18" East 315 feet, more or less which is the true Point of Beginning; A strip of land lying 5 Feet either side of center line, hereinafter described for Water, Pipe line and utility purposes over, on, and beneath the ground, along with right of maintenance to the same; this easement defining the right-of-way for Water mentioned in a certain deed recorded in Book 32 of INSTRUMENTS page 325, Boundary County Records, instrument number 129627 and reconfirming the water rights mentioned in said instrument and from said true point of beginning on a magnetic bearing of North 45 degrees East taken on April 25, 1983, and a distance of 900-feet to said well or spring.

SUBJECT to a true and accurate survey.

TOGETHER with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, the reverions and reversions, remainder and remainders rents, issues, and profits thereof.

TO HAVE AND TO HOLD, all and singular the said premises, together with the appurtenances, unto the Party of the Second Part, and to its heirs and assigns forever.

DATED this 6 day of July, 1983.

Robert W. Olson
ROBERT OLSON

STATE OF IDAHO)

County of Boundary)

ss.

On this 6 day of July, 1983, before me, the undersigned, a Notary Public in and for said State, personally appeared ROBERT OLSON, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

ila Kay

Notary Public for the State of Idaho
Residing at Bonners Ferry
My Comm. Exp:

WARRANTY DEED

For Value Received

DONALD C. CARLTON and SUSAN J. CARLTON, of Star Route, Moyie Springs, Idaho 83845

the grantor^S, do hereby grant, bargain, sell and convey unto

KENNETH A. SOARES, a single man, of P.O. Box 562, Moyie Springs, Idaho, 83845

the grantee^S, the following described premises, in Boundary County, Idaho, to-wit:

A Section of land situate in Section 22, Township 62 North, Range 3 East, Boise Meridian, Boundary County, Idaho, more particularly described as follows:

Beginning at the South Quarter Corner, a brass monument, of said Section 22; thence North a distance of 2638.36 feet to the Southeast Corner of the Northwest Quarter of Section 22; thence Westerly along the South line of the Northwest Quarter of Section 22; a distance of 215.40 feet to the POINT OF BEGINNING of this description; thence Westerly along the South Line of said Northwest Quarter a distance of 1104.60 feet to the Southwest Corner of the Southeast Quarter of the Northwest Quarter; thence North a distance of 1320.05 feet to the Northwest Corner of said Southeast Quarter of the Northwest Quarter; thence Easterly along the North line of the Southeast Quarter of the Northwest Quarter a distance of 832.50 feet; thence South 11 degrees 39'18" east a distance of 1346.92 feet to the POINT OF BEGINNING of this description.

SUBJECT to a true and accurate survey.

SUBJECT to easements, rights-of-way and restrictions of record.

Along with right to the first ten gallons of water per minute from a spring to the East of this property, along with the right to enter and maintain the existing water system lying to the East of this property and to do any and all reasonable and necessary acts to maintain the water system and spring. Said spring and water system are located to the East of the foregoing property in the North Half of Section 22, Township 62 North, Range 3 East, Boise Meridian, Boundary County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee^S, his heirs and assigns forever. And the said Grantor^S do hereby covenant to and with the said Grantee^S, that they are the owner in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: This _____ day of _____, 1983.

DONALD C. CARLTON

SUSAN J. CARLTON

STATE OF IDAHO, COUNTY OF Boundary

On this _____ day of _____, 1983, before me, a notary public in and for said State, personally appeared

DONALD C. CARLTON and SUSAN J. CARLTON

Known to me to be the person^S whose name^S are subscribed to the within instrument, and acknowledged to me that they executed the same.

Notary Public

Residing at Bonners Ferry, Idaho
Comm. Expires _____

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of

at _____ minutes past _____ o'clock m.,
this _____ day of _____
19____, in my office, and duly recorded in Book _____
of Deeds at page _____

Ex-Officio Recorder

By

Deputy.

Fees \$ _____
Mail to: _____

INSTRUMENT No. _____

September 28, 1983
P.O. Box 226
New Harbor
Maine, 04554

Re: Ken Scarce / water / Rights

Dear Jim,

Thanks for your September 30, 1983, Letter concerning Ken Scarce State of Idaho water Rights.

As I understand it, and have been advised by the State water Board in Coeur d'Alene, what Ken needs to do is file a copy of the land warranty deed with the water board. Water Rights, as reserved for the Spring in question, remain in the name of Robert W. Olson, who still owns the land where the spring is located.

Robert Olson signed the affidavit that you requested before closing which was turned over to you. The water board may also need a copy of the warranty deed I got from Olson when I originally purchased the property, a copy of which I am sure is in your files.

Robert Olson knows all about this.

Please let me know if I can be of any
additional assistance in this matter. Thanks.

regards,

Jasper Carlton

New Tel. No. 207-563-3844

J.F. LYONS
OF COUNSEL
W.J. NIXON
W.W. NIXON

J.F. LYONS
ATTORNEY AT LAW
225 MAIN STREET
P.O. BOX 368
BONNERS FERRY, IDAHO 83805
(208) 267-3133

98-4090
98-7573 - not yet appeal

October 13, 1983

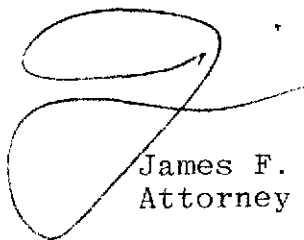
Idaho Department of Water Resources
4055 Government Way
Suite 1
Coeur D' Alene, Idaho 83814

Gentlemen:

Could you please issue the necessary permit so that the water right on the Olson property is issued in the name of Kenneth Soares.

Thank you.

Yours Truly,



James F. Lyons
Attorney at Law

JFL:lcs
encls.

RECEIVED
OCT 17 1983
Department of Water Resources
Northern District Office



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

COEUR D'ALENE, IDAHO

NORTHERN DISTRICT

4055 Government Way

667-6484

December 2, 1977

Re: Claim No. 98-4090 & 98-4089

Robert W. Olson

Moyie Springs, ID 83845

Dear Mr. Olson:

The Department of Water Resources has completed the processing of your claim to a water right, and no further action is authorized under Section 42-225a and 42-225b, Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of a claim does not, in itself, guarantee you a water right; it only records and preserves 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 in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with our office.

We are enclosing, for your records, a copy of your claim. If you have any questions, or if we may be of any further assistance, please contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH:ab

Enclosure



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

November 3, 1977

Re: Application No. 98-7224
Claim No. 98-4087, 98-4088, 98-4089, and 98-4090
Amended Claim No. 98-4080

Bonniers Ferry Herald
P.O. Box 539
Bonniers Ferry, ID 83805

Gentlemen:

Enclosed is a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to our office along with the publication bill. Your cooperation in this matter is appreciated.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:ab

Enc: Legal Notice(s)

Bill received
12-1-77
OK
SDW

NOTICE OF CLAIM TO A WATER RIGHT

NO. 98-4090

Notice is hereby given that Robert W. Olson
Moyie Springs, ID Star Route
has filed a claim to a water right established by diversion and application
to beneficial use of 0.17 cubic feet per second ~~XXXXXXXXXXXXXXXX~~
of water from unnamed springs tributary to Curley Creek
with point of diversion in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec 22, T62N, R3E B.M. Boundary
County

The water is claimed to be used from Jan 1 to Dec 31 (0.04 cfs)
for domestic and (0.13 cfs) for stockwater.

with a priority of 1955;
the place of use is within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec 22, T62N, R3E B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho,
83814.

C. STEPHEN ALLRED
Director

Published in the Bonnors Ferry Herald, Bonners Ferry, ID
on November 10 and November 17, 1977

**NOTICE OF CLAIM TO
A WATER RIGHT
NO. 98-4090**

Notice is hereby given that

Robert W. Olson, Star Route,
Moyle Springs, Idaho has filed
a claim to a water right estab-
lished by diversion and appli-
cation to beneficial use of 0.17
cubic feet per second of water
from unnamed springs tribu-
tary to Curley Creek with
point of diversion in the SW1/4-
NE1/4 Sec. 22, T62N, R3E B.M.

The water is claimed to be
used from Jan. 1 to Dec. 31
(0.04 cfs) for domestic and
(0.13 cfs) for stockwater, with
a priority of 1955; the place of
use is within the SE1/4NW1/4,
Sec. 22, T62N, R3E B.M.

Any exception to this claim
of water right may be filed
with the Idaho Department of
Water Resources, 4055 Govern-
ment Way, Coeur d'Alene, Ida-
ho, 83814.

C. STEPHEN ALFRED

Director

Published in the Bonners
Ferry Herald, Bonners Ferry,
Idaho on November 10 and
November 17, 1977. Idwr

*OK
11-18-77*

October 14, 1977

Re: Claim to a Water Right

Robert W. Olson
Star Route
Moyie Springs, ID 83845

Dear Mr. Olson:

We are herewith returning your check #92-95 and Claims to a Water Right.

Please check the Claims that I have had drawn up for you to ensure that you agree with each item. If you do not agree to any item, please change it to read the way you think it should as per our telephone conversation 10-12-77.

If I can be of any further assistance to you in this matter or in the matter of your lake, please feel free to call me at 667-6484.

Sincerely,

TOM KING
Senior Water Resource Agent

TK/sdw

Enclosure

September 12, 1977

Robert W. Olson
Star Rt
Moyie Springs, Id 83845

Dear Mr. Olson,

We are returning your check #92-95 and two Claims to a Water Right.

On one of the claims you list the place of use under item 6A as being in the SW 1/4 Sec 22. However, under item 8, you state the place of use is in the SE 1/4, Sec 22. The map also states SE 1/4. Please clarify this contradiction.

To be of any value to you, the claim should not be vague in any way. I am not permitted to add or delete anything in your claim form, so, with your best interest in mind, I would like to suggest that you add the following information.

Townships can be either North or South. I suggest that you place an "N" after T62 wherever it appears. Also number the section on the map in which the Point of Diversion and Place of Use are located.

I am a little confused. It appears that you take 1.0 cfs (Approx. 450 gpm) and deliver it to a house. Then you take a second 1.0 cfs and deliver it to a second house for a total of 2.0 cfs (900 gpm). Also, you state 150 hd of livestock on each claim for a total of 300 hd of livestock. But you do not mention stockwater under item 2. If you wish to file on stockwater, it must appear in item 2 with a specific amount of water.

If we may be of any further assistance, please do not hesitate to contact us.

Sincerely,

TOM KING
Senior Water Resource Agent

TK:ab

Enclosure

September 27, 1977

Robert M Olson
Star 22
Moyie Springs, Id 83845

Dear Mr Olson,

We are herewith returning your check #92-95 and your two Claims to a Water Right, which, for identification purposes, I have labled "A" & "B" in the lower left hand corners. Since the filing of claims is not a matter of urgency, I have taken the liberty of returning these claims for some corrections that I felt you might like to make.

It has come to my attention that the springs listed on each claim might share a common system. By a common system, I mean that the two springs might be piped into the same pipeline and then delivered to the house and barn. If this is the case, only one claim is necessary and under item 5a, after additional points of diversion, you could list the second spring.

If the springs are not piped into a common system, then two claims are needed. The two claims which you originally submitted, however, indicate that you have two separte systems, two separate houses and three hundred head of cattle. If this is the case and you wish to resubmit these two claims, there are some other items that I thought you might like to look into before filing them.

Claim A, item 2: In the State of Idaho, domestic water is limited to 13,000 gallons per day per household, which equates to 0.04 cfs. Since you are claiming 1 cfs, I thought you might wish to file an additional statement explaining why you need 488.8 gallons per minute for your household. On the second line, concerning stockwater, you should fill in the period of use as being Jan 1 to Dec 31.

Claim B, item 2: Again on this claim you are claiming 1 cfs for one household. I would suggest that you claim only 0.04 cfs for each house on separate claims. On the second line, concerning stockwater, you should fill in the period of use as being Jan 1 to Dec 31.

Page 2
September 27, 1977
Robert Olson

Claim B, item 6a: This item is to describe the location of use. You have described that location of use as being in the SW₁NE₁, Sec 22; however, under item 5b, you have identified the place of use as being the SE₁NE₁. If on claim "B", you are claiming two houses and two barns which are using the water from this particular spring, please list them under item 6b.

The amounts I have stated here are merely suggestions. Feel free to claim any amount you feel you are and have been using since 1955.

If we can be of any further assistance, please do not hesitate to contact us.

Sincerely,

TOM KING
Senior Water Resource Agent

TK:ab

Enclosure

100

Page 2
September 27, 1977
Robert Olson

Claim B, item 6a: This item is to describe the location of use. You have described that location of use as being in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec 22; however, under item 5b, you have identified the place of use as being the SE $\frac{1}{4}$ NW $\frac{1}{4}$. If on claim "B", you are claiming two houses and two barns which are using the water from this particular spring, please list them under item 6b.

The amounts I have stated here are merely suggestions. Feel free to claim any amount you feel you are and have been using since 1955.

If we can be of any further assistance, please do not hesitate to contact us.

Sincerely,

Tom King

TOM KING
Senior Water Resource Agent

TK:ab

Enclosure

pg as far as the cattle I may have
more or less at times Dep.
on the Mkt. this claim's arfor
two places
Robert M Olson



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

November 2, 1977

Re: Claim to a Water Right Nos. 98-4089 and 98-4090

Mr. Robert W. Olson
Star Route
Moyie Springs, ID 83845

Dear Mr. Olson:

Attached is your receipt No. 9456 in the amount of \$20.00 for the
filing fee on the above referenced item which was received in this office.

Very truly yours,

Alea Beito
Secretary

AB

Attachment