

October 17, 1977

Dale Olsen
Star Rt 1 Box 106
Bonners Ferry, Id 83805

Dear Mr Olsen,

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

I contacted Mr LaMar Olsen on 10-14-77 and explained to him why I am returning these claims to you. I am not at liberty to make any changes on these sworn documents. I have therefore, with LaMar Olsen's consent had two new claims typed for your signatures. On the northern most claim, I have changed the rate of diversion to 0.02 cfs. This figure is based on the 100 head of stock that LaMar Olsen informed me were drinking from this stream at this point. I also changed item 3 to 0.02 cfs to reflect item 2. I added, under item 5b, "Cattle drinking from stream" to indicate the method in which the cattle derive the water. I also changed item 6b to read 100 head of cattle.

On the southern most claim, Mr Olsen informed me that the domestic water has not been used for over a period of 5 years. A period of nonuse of five years constitutes a forfeiture of the water right. I have, therefore, deleted all reference to domestic water. The change to 0.02 cfs for stock water was again indicated by Mr LaMar Olsen. Under item 3, we have changed the total quantity to 0.02 cfs to reflect on item 2. Under item 5b, I have changed the description to reflect the method in which the stock derive the water. I have changed item 6b to indicate the amount of cattle.

Please go over the two new claims with LaMar Olsen prior to refiling to insure that you agree with all that I have changed on your claims. If you do not wish to file the new ones, please feel free to return the originals; however, the notations would have to be made under item 5b & 6b to establish beneficial use.

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

Sincerely,

TOM KING
Senior Water Resource Agent

RECEIVED
OCT 20 1977

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

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 Dale Olsen & LaMar Olsen
(name of claimant)
of Star Rt 1, Box 106, Bonners Ferry, Id, 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) Unnamed (or Kelley or Anderson Creek), tributary to, Kootenai 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 | 0.02 | Use | stock | Period of Use: From | Jan 1 | To | Dec 31 |
| Amount | | Use | | Period of Use: From | | To | |
| Amount | | Use | | Period of Use: From | | To | |
| | (cfs, gpm or a/f) | | (dom., irri., stock, etc.) | | | | (both dates inclusive) |

- (3) Total quantity of water claimed: 0.02 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) Summer, 1937

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 ¼ NW ¼, Sec. 22 Twp. 65N Rge. 1W 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.
Cattle drinking from stream

- (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.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
65N	1W	22								X									

Total No. of acres

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

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

(8) Remarks _____

SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 22, T65N, RTW

[illegible]

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 Boundary) 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 affiants knowledge.

Dale Olson
(Claimant)

Sworn to before me this 25 day of October, 1927.

Notary Public
Residing at Bonnes Ferry, Md

My commission expires Life

For Department Use Only

Received by 10 31-77 P Date noon Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by ✓ Date 10-31-77 claimant by: _____
\$10.00 fee received by B Date 10 31-77 (9459)
Approved for publication by _____
Published in Bonanza Ferry Herald _____
Dates 11-10 & 17-77 _____
affidavit received 12-1-77
OK Ada

AFFIDAVIT OF PUBLICATION

NOTICE OF CLAIM TO A WATER RIGHT NO. 98-4087

Notice is hereby given that Dale & LaMar Olsen, Star Rt. 1, Box 106, Bonners Ferry, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.02 cubic feet per second of water from an unnamed stream with point of diversion in the SE1/4NW1/4 Sec. 22, T65N, R1W, B.M., Boundary County.

The water is claimed to be used from Jan. 1 to Dec. 31 for stock water with a priority of summer, 1937; the place of use is within the SE1/4NW1/4 Sec. 22, T65N, R1W, 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.-ldwr

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 98-4087

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.

Subscribed and sworn to before me this 30 day of Nov, 1977

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

OK
Allred
12-1-77

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Boundary } ss.

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of The Bonners Ferry Herald, a newspaper of general circulation, published weekly at
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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 #98-4087

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issue dated Nov. 17, 1977.

Echo Turnbull, bkpr.
Subscribed and sworn to before me this 30 day of Nov., 1977

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



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN DISTRICT

4055 Government Way

667-6484

COEUR D'ALENE, IDAHO 83814

December 2, 1977

Re: Claims No. 98-4087 & 98-4088

LaMar & Dale Olsen

Star Rt.1, Box 106

Bonniers Ferry, ID 83805

Gentlemen:

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. 98-4037, 98-4088, 98-4089, and 98-4090
Amended Claim No. 98-4080

Bonnars Ferry Herald
P.O. Box 539
Bonnars 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
SHW

NOTICE OF CLAIM TO A WATER RIGHT

NO. 98-4087

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Star Rt 1 Box 106, Bonners Ferry, Id
has filed a claim to a water right established by diversion and application
to beneficial use of 0.02 cubic feet per second ~~gallons per minute~~
of water from an unnamed stream
with point of diversion in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ SEC 22, T65N, R1W, B.M.,
Boundary County

The water is claimed to be used from Jan 1 to Dec 31 for
stock water

with a priority of summer, 1937;
the place of use is within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ SEC 22, T65N, R1W, 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. 98-4087

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C. STEPHEN ALLRED
Director

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

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11-19-77
J

October 17, 1977

Dale D. Olsen
Star Rt 1 Box 106
Bonners Ferry, Id 83805

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Sincerely,

TOM KING
Senior Water Resource Agent

100-111001



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

October 31, 1977

RE: Claims No. 98-4087 & 98-4088

Dale & LaMar Olsen
Star Rt 1 Box 106
Bonners Ferry, Id 83805

Dear Mr's Olsen,

Attached is your receipt No. 9454 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