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Documents
In File

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 Arne Borthing (name of claimant)
of 816 N 47th St. Seattle, WA 98103 (mailing address), claims a right to the diversion and beneficial use of 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) Kingsley Creek, tributary to, Curley Creek
- (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 | 0.04 | Use | Domestic | Period of Use: From | Jan 1 | To | Dec 31 |
| Amount | 1.60 | Use | irrigation | Period of Use: From | March 15 | To | November 15 |
| 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: 1.64 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) 1957

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)
G.L. 4 Sec. 15 Twp. 62N Rge. 3E 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. Gravity flow pipeline to place of use.

- (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.

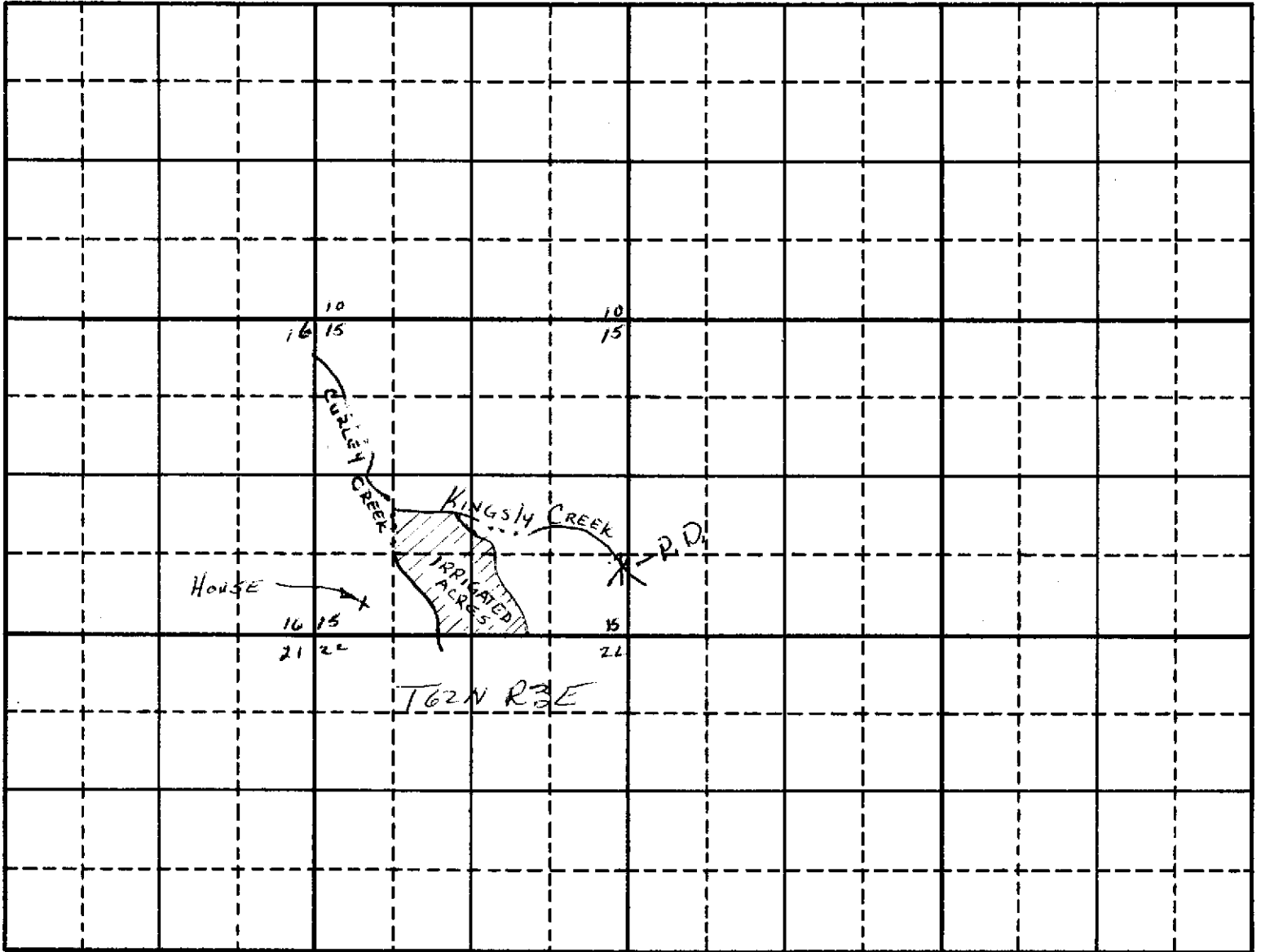
T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
62N	3E	15									20		X	35		5	20		80

Total No. of acres 80

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

- (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 Paria) 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.

x Arne Borthun
(Claimant)

Sworn to before me this 24 day of August, 19 77

John Borthun
Notary Public
Residing at Paria, Idaho

My commission expires Lifetime

For Department Use Only

Received by <u>JP</u>	Date <u>8-24-77</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>RND</u>	Date		claimant by:	
\$10.00 fee received by <u>JP</u>	Date <u>8-24-77 (5754)</u>			
Approved for publication by <u>RND</u>				
Published in <u>Bonanza Ferry Herald</u>				
Dates <u>9-1-77 - 9-8-77</u>				

Correction OK 10-11-77
SND

AFFIDAVIT OF PUBLICATION

RECEIVED

STATE OF IDAHO }
County of Boundary } ss.

OCT 2 1977

NOTICE OF CORRECTION

Notice is hereby given that Claim to a Water Right No. 98-4083 in the name of Arne Borthing was advertised incorrectly on September 1 and September 8, 1977. The amount of water put to beneficial use was advertised as 0.04 cubic feet per second. Whereas the actual amount used is 1.64 cubic feet per second.

Any exception to the above correction must be filed with the Idaho Dept. 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 September 29, and October 6, 1977.-idwr

SPW
10-11-77

Echo Turnbull, bkpr. for W. H. Chubb
first duly sworn upon his oath, deposes and says that he is the publisher (or foreman) 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 Correction #98-4083

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 Sept. 29, 1977, and ending with the issue dated Oct. 6, 1977.

Subscribed and sworn to before me this 6th day of October, 1977.

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

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Boundary } ss.

OCT 7 1977

Echo Turnbull, bkr. for W. H. Chubb being first duly sworn upon his oath, deposes and says that he is the publisher (or foreman)

of the Idaho Dept. of Water Resources Publisher's Office

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 Correction 98-4083

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 Sept. 29, 1977, and ending with the issue dated Oct. 6, 1977

Echo Turnbull, bkr.

Subscribed and sworn to before me this 6th day of October, 1977.

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

**NOTICE OF CLAIM TO
A WATER RIGHT
NO. 98-4083**

Notice is hereby given that Arne Borthing, 816 N. 47th St., Seattle, Wash., has filed a claim to a water right established by diversion and application to beneficial use of 0.04 cubic feet per second of water from Kingsley Creek, tributary to Curley Creek with point of diversion in the Govt. Lot 4, Sec. 15, T62N, T3E B.M. Boundary County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic (0.04 cfs) and March 15 to November 15 for irrigation of 80 acres (1.60 cfs) with a priority of 1957; the place of use is within the E $\frac{1}{4}$ SW $\frac{1}{4}$ & SW $\frac{1}{4}$ SW $\frac{1}{4}$ & W $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 15, 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 September 1 and September 8, 1977-idwr

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 #98-4083

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 Sept. 1, 1977, and ending with the issue dated Sept. 8, 1977

Subscribed and sworn to before me this 15 day of Sept, 1977

[Signature]
Notary Public in and for the County of Boundary, State of Idaho,
residing at Bonners Ferry, Idaho.

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 498-4083

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 Sept. 1, 1977, and ending with the issue dated Sept. 8, 1977

Subscribed and sworn to before me this 15 day of Sept, 1977

Frank Allred
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

October 11, 1977

Re: 98-4083

Mr. Arne Borthing
816 N 47th St.
Seattle, WA 98103

Dear Mr. Borthing:

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

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

September 22, 1977

RE: Application No. 98-7221
Correction No. 98-4083

Bonniers Ferry Herald
PO 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
10-7-77
OK
[Signature]

NOTICE OF CORRECTION

Notice is hereby given that Claim to a Water Right No. 98-4083 in the name of Arne Borthing was advertised incorrectly on September 1 and September 8, 1977. The amount of water put to beneficial use was advertised as 0.04 cubic feet per second. Whereas, the actual amount used is 1.64 cubic feet per second.

Any exception to the above correction must be filed with the Idaho Dept of Water Resources, 4055 Government Way, Coeur d'Alene, Id 83814

C STEPHEN ALLRED
Director

Published in the Bonners Ferry Herald, Bonners Ferry, Id on September 29,
and October 6, 1977.

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Any exception to the above correction must be filed with the Idaho Dept. 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 September 29, and October 6, 1977.-ldwr

OK

10-3-77
J

To B:
Mailed



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

August 25, 1977

Re: Claim to a Water Right No. 98-4082, 98-4083 - Borthing

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)

**NOTICE OF CLAIM TO
A WATER RIGHT**

NO. 98-4083

Notice is hereby given that

Arne Borthing, 816 N. 47th

St., Seattle, Wash., has filed a

claim to a water right estab-

lished by diversion and applica-

tion to beneficial use of 0.04

cubic feet per second of water

from Kingsley Creek, tribu-

tary to Curley Creek with

point of diversion in the Govt.

Lot 4, Sec. 15, T62N, T3E B.M.

Boundary County.

The water is claimed to be

used from Jan. 1 to Dec. 31

for domestic (0.04 cfs) and

March 15 to November 15 for

irrigation of 80 acres (1.60

cfs) with a priority of 1957;

the place of use is within the

E $\frac{1}{4}$ SW $\frac{1}{4}$ & SW $\frac{1}{4}$ SW $\frac{1}{4}$ &

W $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 15, T62N, R3E

B.M.

Any exception to this claim

of water right may be filed

with the Idaho Department of

Water Resources, 4055 Gov-

ernment Way, Coeur d'Alene,

Idaho, 83814.

C. STEPHEN ALLRED

Director

Published in the Bonners

Ferry Herald, Bonners Ferry,

Idaho on September 1 and

September 8, 1977-law

NOTICE OF CLAIM TO A WATER RIGHT

NO. 98-4083

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816 N. 47th ST. Seattle, WA
has filed a claim to a water right established by diversion and application
to beneficial use of 0.04 cubic feet per second ~~gallons per minute~~
of water from Kingsley Creek, tributary to Curley Creek
with point of diversion in the Gov't Lot 4, Sec 15, T62N, R3E B.M.
Boundary County

The water is claimed to be used from Jan 1 to Dec 31 for domestic (0.04 cfs)
and March 15 to November 15 for irrigation of 80 acres (1.60 cfs)
with a priority of 1957;
the place of use is within the E $\frac{1}{2}$ SW $\frac{1}{4}$ & SW $\frac{1}{4}$ SW $\frac{1}{4}$ & W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec 15, 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 September 1 and September 8, 1977