NOTICE OF CLAIM TO A WATER RIGHT
NO. 98-4068

Notice is hereby given that Mrs. Clifford C. Hauck, Route 1, Box 480, Bonners Ferry, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.61 cubic feet per second &/or 270 gallons per minute of water from an unnamed Creek, tributary of Brown Creek with point of diversion in the SW¼NW¼, Sec. 23, T. 61N, R. 1E, B.M., Boundary County.

The water is claimed to be used from May 1 to Oct. 15 for the irrigation of 45 acres (0.60 cfs); and from Oct. to May for stockwatering purposes (5 g.p.m.) with a priority of 1935. The place of use is within the S½NW¼, Sec. 23, T. 61N, R. 1E, 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.

R. KEITH HIGGINSON
Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on July 29 and August 5, 1976.idwr

RECEIVED
AUG 16 1976
Department of Water Resources
Northern District Office

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 #98-4068

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 July 29, 19 76, and ending with the issue dated Aug. 5, 19 76.

Echo Turnbull, bkpr.

Subscribed and sworn to before me this 12 day of August, 19 76.

C. Don Kirby

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

Department of Water Resources

RECEIVED
AUG 27 1976
Department of Water Resources
Northern District Office

August 27, 1976

Department of Water Resources
Northern Region
4055 Government Way
Coeur d'Alene, ID 83814

Gentlemen:

In reference to Claim to a WaterRight No. 98-4068, at the time this claim was completed through a misunderstanding, the wrong form was used. The 45 acres lying in the S½ of the NW¼, Section 23, Township 61 North, Range 1 East, B.M., has not to my knowledge ever been irrigated.

Mrs. Clifford Hauck
MRS. CLIFFORD HAUCK

Sworn to before me, a Notary Public, on this 27TH day of August, 1976.

Corda M. Roberts
Notary Public

My commission expires on 9-11-76.

Coeur d'Alene, Idaho
Residing at

Claim No. 98-4068

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 Mrs. Clifford C. Hauck (name of claimant)

of Route 1, Box 480, Bonners Ferry, Idaho (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) Unnamed Creek, tributary to, Brown 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	0.60 cfs (cfs, gpm or a/f)	Use	Irrigation (dom., irri., stock, etc.)	Period of Use:	From	May 1	To Oct. 15 (both dates inclusive)
Amount	5 g.p.m.	Use	Stockwater	Period of Use:	From	Oct.	To May
Amount		Use		Period of Use:	From		To

(3) Total quantity of water claimed: 0.61 cubic feet per second, or _____ acre feet per annum, and/or 270 gallons per minute.

(4) Priority claimed: (the date water was first applied to beneficial use) 1935

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)

SW ¼ NW ¼, Sec. 23 Twp. 61N 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. Ditch and pipline. Length of ditch is ½ mile.

(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.

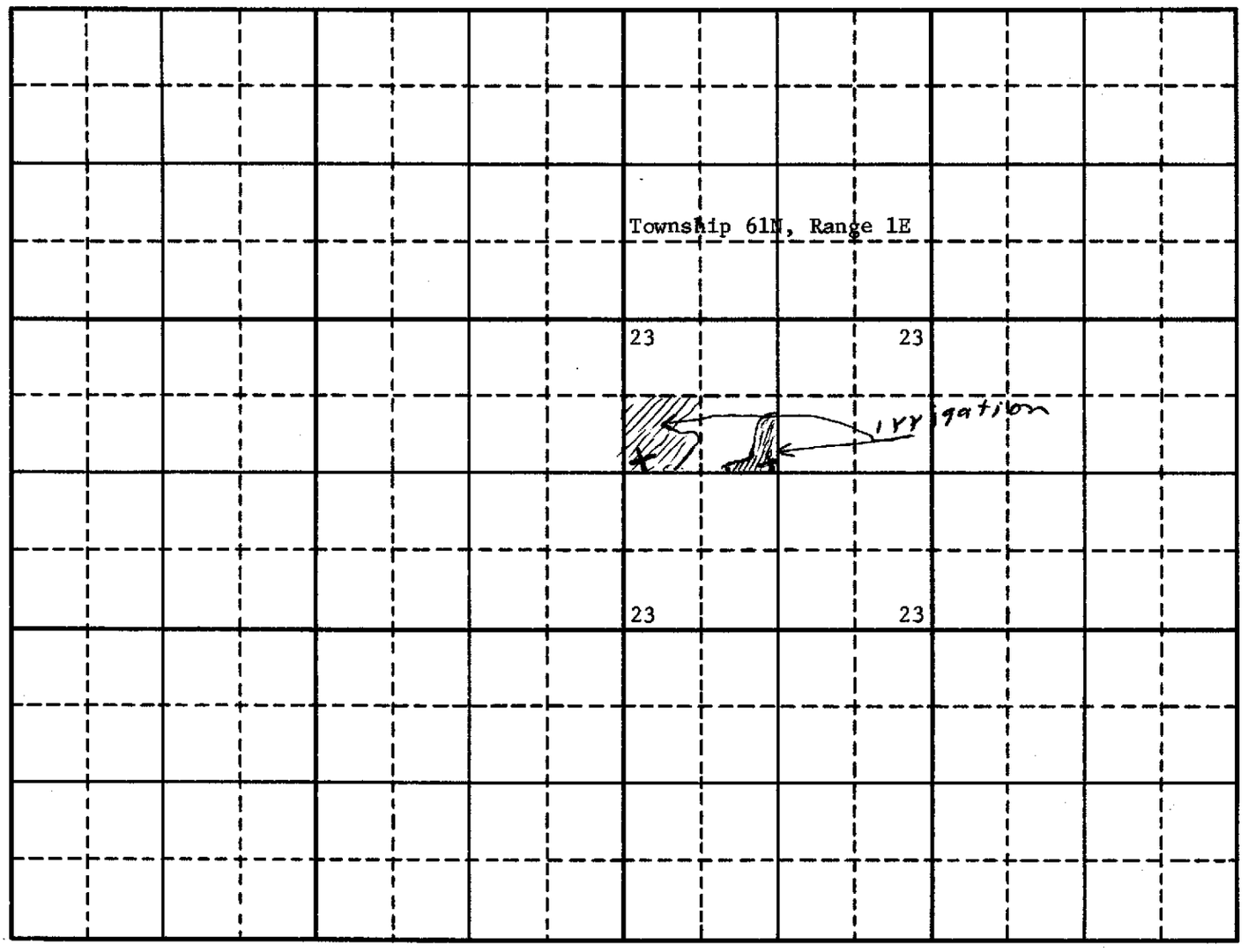
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
61N	1E	23							35	10									45

Total No. of acres 45

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

(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)
) ss.
County of BOUNDARY)

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.

Mrs Clifford C. Hauck
(Claimant)

Sworn to before me this 6 day of July, 19 76.

Patricia A Curtis
Notary Public

Residing at Bonners Ferry, Idaho

Bond
My ~~commission~~ expires June 1, 1979

Rec. #4319

For Department Use Only

Received by cp Date 7-22-76
Prelim. check by DRT Date
$10.00 fee received by cp Date 7-23-76
Approved for publication by
Published in Bonners Ferry Herald
Dates 7-29 & 8-5-76

Exception filed by:	Forwarded to claimant by:	Date
Guy & Zelma Norris	cp	8-11-76
Russell Merrifield	cp	8-11-76
Frankie D. Norris	cp	8-11-76
JoPete & Kathy Runyan	cp	8-11-76
Lillian B. Mitchell	cp	8-11-76
Pete & Maurita Runyan	cp	8-11-76
Clarence & Elaine Boatman	cp	8-19-76

NOTICE OF CLAIM TO A WATER RIGHT
NO. 98-4068

Notice is hereby given that Mrs. Clifford C. Hauck, Route 1, Box 460, Bonners Ferry, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.61 cubic feet per second &/or 270 gallons per minute of water from an unnamed Creek, tributary of Brown Creek with point of diversion in the SW¼NW¼, Sec. 23, T. 61N, R. 1E, B.M., Boundary County.

The water is claimed to be used from May 1 to Oct. 15 for the irrigation of 45 acres (0.60 cfs); and from Oct. to May for stockwatering purposes (5 g.p.m.) with a priority of 1935. The place of use is within the S½NW¼, Sec. 23, T. 61N. R. 1E, 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.

R. KEITH HIGGINSON
Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on July 29 and August 5, 1976.idwr

RECEIVED
AUG 16 1976
Department of Water Resources
Northern District Office

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 #98-4068

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 July 29, 19 76, and ending with the issue dated Aug. 5, 19 76.

Echo Turnbull, bkpr.

Subscribed and sworn to before me this 12 day of August, 19 76.

C. Don Kirby

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
Route 5, Box 203 - Suite #1
4055 N. Government Way
COEUR D' ALENE, IDAHO 83814
(208) 667-6484

August 19, 1976

Re: Claim to a Water Right No. 98-4068

Mr. and Mrs. Clifford C. Hauck
Route 1, Box 480
Bonners Ferry, ID 83805

Dear Mr. and Mrs. Hauck:

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.

Very truly yours,

ROBERT G. HAYNES
District Supervisor

RGH:CP

Enclosure

August 19, 1976

Re: Claim to a Water Right No. 98-4068

Mr. and Mrs. Clifford C. Hauck
Route 1, Box 480
Bonners Ferry, ID 83805

Dear Mr. and Mrs. Hauck:

In reference to the above claim, enclosed is an exception filed in connection with this claim under the provisions of Chapter 2, Section 42-225b of the Idaho Code.

Please contact us if there are any questions.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:CP

Enclosure

August 19, 1976

Re: Claim to a Water Right No. 98-4068 - Mrs. Clifford C. Hauck

Mr. and Mrs. Clarence Boatman
Naples
Idaho 83847

Dear Mr. and Mrs. Boatman:

We have received your correspondence concerning the above referenced Claim to a Water Right. The following is a quote from the provisions under which this Claim has been filed (Section 42-225b of the Idaho Code):

> "At any time after filing a claim under the provisions of this section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required."

Only the above action has been contemplated by the Idaho Legislature and we are not authorized to hold hearings or evaluate for confirmation or final censorship of the described rights.

If we may be of any further assistance, feel free to contact us.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:CP

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Suite No. 1
4056 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

August 11, 1976

Re: Claim to a Water Right No. 98-4068

Mr. and Mrs. Clifford C. Hauck
Route 1, Box 480
Bonners Ferry, ID 83805

Dear Mr. and Mrs. Hauck:

In reference to the above claim, the enclosed are copies of exceptions filed in connection with this claim under the provisions of Chapter 2, Section 42-225b of the Idaho Code, which states the following:

> "At any time after filing a claim under the provisions of this section, any person who disagrees that a right has been established as set forth in said claim amy file an exception thereto in duplicate, in affidavit form accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required."

Only the above action has been contemplated by the Idaho Legislature and we are not authorized to hold hearings or evaluate for confirmation or final censorship of the described rights.

If we may be of any furtehr assisatnce, feel free to contact us.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:CP

Enclosures

6

RECEIVED
AUG 16 1976
Department of Water Resources
Northern District Office

August 10, 1976

Idaho Department of Water Resources
4055 Government Way
Coeur d'Alene, Idaho 83814

Dear Sir:

We would like to take Exception to the Notice of Claim to A Water Right No. 98-4068 as advertised in the Bonners Ferry Herald, July 29, 1976.

We were owners of this property from 1958 to 1970, at which time it was sold to the present owners, and at no time was farm irrigated.

Very truly yours,
Clarence Boatman
Clarence Boatman
Elaine Boatman
Elaine Boatman

Subscribed and sworn to before me this 13 day of August, 1976.

Betty C. Douglas
Betty C. Douglas, Notary Public
My Commission expires June 30, 1980.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

August 11, 1976

Re: Claim to a Water Right No. 98-4068 - Mrs. Clifford C. Hauck

JoPete and Kathy Runyan
Route 1
Bonners Ferry, ID 83805

Dear Mr. and Mrs. Runyan:

We have received your correspondence concerning the above referenced Claim to a Water Right. The following is a quote from the provisions under which this Claim has been filed (Section 42-225b of the Idaho Code):

> "At any time after filing a claim under the provisions of this section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required."

Only the above action has been contemplated by the Idaho Legislature and we are not authorized to hold hearings or evaluate for confirmation or final censorship of the described rights.

If we may be of any further assistance, feel free to contact us.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:CP

RECEIVED
AUG 10 1976
Department of Water Resources
Northern District Office

August 19, 1976

Idaho Department of Water Resources
4055 Government Way
Coeur d'Alene, Idaho 83814

Dear Sir:

We would like to take Exception to the Notice of Claim to a Water Right No. 98-4068, filed by Mrs. Clifford C. Hauck and advertised in the Bonners Ferry Herald, July 29, 1976.

We have lived on the N½NW¼ of Sec. 23 T61 N R1 EBM since 1963 and as yet have never seen the place described in the above Claim under irrigation.

Yours truly,

JoPete Runyan

Kathy Runyan

Subscribed & Sworn to before me this 9th day of August, 1976

Betty Grace
Notary Public

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

August 11, 1976

Re: Claim to a Water Right No. 98-4068 - Mrs. Clifford C. Hauck

Frankie D. Norris
Osburn
Idaho 83849

Dear Mr. Norris:

We have received your correspondence concerning the above referenced Claim to a Water Right. The following is a quote from the provisions under which this Claim has been filed (Section 42-225b of the Idaho Code):

> "At any time after filing a claim under the provisions of this section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required."

Only the above action has been contemplated by the Idaho Legislature and we are not authorized to hold hearings or evaluate for confirmation or final censorship of the described rights.

If we may be of any further assistance, feel free to contact us.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:CP

Bonners Ferry, Idaho
August 7, 1976

RECEIVED
AUG 11 1976
Department of Water Resources
Northern District Office

Idaho Department of Resouces
4055 Government Way
Coeur d' Alene, Idaho 83814

Attention: R. Keith Higginson, Director

Dear sir:

I wish to file an exception to Water Right Claim No. 98-4068 by Mrs. Clifford C. Hauck, Route 1, Box 480, Bonners Ferry, Idaho from an unnamed Creek, tributary of Brown Creek.

This was a legal notice which appeared in the Bonners Ferry Herald dated August 5th, 1976.

The water has never been used for irrigation. I have been a long time resident in this area.

Advise disposition,
Yours truly,

x Frank D. Norris

Frankie Norris
Bonners Ferry, Idaho 83805

former her - Osborn, Idaho -

State of Idaho
County of Boundary

Signed and sealed this 7th day of August 1976.

Alice L. Kruegel
Notary Public

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

August 11, 1976

Re: Claim to a Water Right No. 98-4068 - Mrs. Clifford C. Hauck

Mr. Russell Merrifield
12th Center Street
Evanston, Wyoming 82930

Dear Mr. Merrifield:

We have received your correspondence concerning the above referenced Claim to a Water Right. The following is a quote from the provisions under which this Claim has been filed (Section 42-225b of the Idaho Code):

> "At any time after filing a claim under the provisions of this section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required."

Only the above action has been contemplated by the Idaho Legislature and we are not authorized to hold hearings or evaluate for confirmation or final censorship of the described rights.

If we may be of any further assistance, feel free to contact us.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:CP

Bonners Ferry, Idaho
August 7, 1976

RECEIVED
AUG 11 1976
Department of Water Resources
Northern District Office

Idaho Department of Resources
4055 Government Way
Coeur d' Alene, Idaho 83814

Attention: R. Keith Higginson, Director

Dear sir:

Re: Claim to Water Right
No. 98-4068

A legal notice appeared in the August 5th edition of the Bonners Herals Claim to Water Right No. 98-4068 by Mrs. Clifford C. Hauck, Route 1, Box 480, Bonners Ferry, Idaho from an unnamed Creek, tributary of Brown Creek with a point of diversion in the SW ¼ NW¼ Sec, T 61N, R. 1E, B.M., Boundary County.

I hereby wish to file my exception. The water has never been used for irrigation .

I have been here for 45 years.

Please advise,
Yours truly,
Russell A Merrifield
Russell Merrifield
Bonners Ferry, Idaho 83805

Have Ranch at
Present address: 12 th Center St.
Evanston, Wyoming 82930

State of Idaho
County of Boundary

I Alice L. Kruegel, a Notary Public for the State know Russell Merrifield and certify he signed the above statement in my presence.

Dated this 7th day of August, 1976 at Bonners Ferry, Idaho.

Alice L. Kruegel
Notary Public

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

August 11, 1976

Re: Claim to a Water Right No. 98-4068 - Mrs. Clifford C. Hauck

Guy and Zelma Norris
Box 377-A, Route 2
Coeur d'Alene, ID 83814

Dear Mr. and Mrs. Norris:

We have received your correspondence concerning the above referenced Claim to a Water Right. The following is a quote from the provisions under which this Claim has been filed (Section 42-225b of the Idaho Code):

> "At any time after filing a claim under the provisions of this section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required."

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If we may be of any further assistance, feel free to contact us.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:CP

RECEIVED
AUG 11 1976
Department of Water Resources
Northern District Office

August 10, 1976

Idaho Department of Water Resources
4055 Government Way
Coeur d'Alene, Idaho 83814

Dear Sir:

We would like to take Exception to the Notice of Claim to a Water Right No. 98-4068 by Mrs. Clifford C. Hauck as advertised in the Bonners Ferry Herald, July 19, 1976.

We owned the N½NW¼ of Sec. 23 T61 N R1 EBN from 1932 to 1963 and at no time did we see the property claimed in the above water right under irrigation.

Very truly yours,

Guy M. Norris
Guy Norris

Zelma E. Norris
Zelma Norris

STATE OF IDAHO, COUNTY OF Kootenai
On this 9th day of August, 1976
before me, a Notary Public in and for said State, personally appeared

Guy M. Norris and

Zelma E. Norris

known to me to be the person S whose nameS are subscribed to the within instrument, and acknowledged to me that they executed the same.

Jeanne Loomer
Notary Public,
Residing at Coeur d'Alene Idaho.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

August 11, 1976

Re: Claim to a Water Right No. 98-4068 - Mrs. Clifford C. Hauck

Ms. Lillian B. Mitchell
Route 1
Bonners Ferry, ID 83805

Dear Ms. Mitchell:

We have received your correspondence concerning the above referenced Claim to a Water Right. The following is a quote from the provisions under which this Claim has been filed (Section 42-225b of the Idaho Code):

> "At any time after filing a claim under the provisions of this section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required."

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If we may be of any further assistance, feel free to contact us.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:CP.

RECEIVED
AUG 10 1976
Department of Water Resources
Northern District Office

August 9, 1976
Bonners Ferry, Idaho

Idaho Department of Water Resources
4055 Government Way
Coeur d'Alene, Idaho 83814

RE: Claim to Water Right No 98-4068
Hauck, Mrs. Clifford C.

Dear Sir:

This letter is written for an EXCEPTION to the above Claim to Water Right as published in the Bonners Ferry Herald, July 9, 1976.

This property was owned by my late husband and myself from 1952 through 1958 and at no time was it under irrigation.

Yours truly,

Lillian B. Mitchell
Lillian B. Mitchell

Subscribed and sworn to before me this 9 day of August, 1976

Betty Stone
Notary Public

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

August 11, 1976

Re: Claim to a Water Right No. 98-4068 - Mrs. Clifford C. Hauck

Pete and Maurita Runyan
Route 1, Box 482
Bonners Ferry, ID 83805

Dear Mr. and Mrs. Runyan:

We have received your correspondence concerning the above referenced Claim to a Water Right. The following is a quote from the provisions under which this Claim has been filed (Section 42-225b of the Idaho Code):

> "At any time after filing a claim under the provisions of this section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required."

Only the above action has been contemplated by the Idaho Legislature and we are not authorized to hold hearings or evaluate for confirmation or final censorship of the described rights.

If we may be of any further assistance, feel free to contact us.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:CP

RECEIVED
AUG 10 1976
Department of Water Resources
Northern District Office

August 9, 1976

Idaho Department of Water Resources
4055 Government Way
Coeur d'Alene, Idaho 83814

Dear Sir:

This letter is written to take Exception to the Notice of Claim to a Water Right N o. 98-4068, by Mrs. Clifford C. Hauck, as advertised in the Bonners Ferry Herald, July 29, 1976.

We are the owners of the N1/2NW1/4 Sec. 23 T61 N R1EB M, which joins the place Mrs. Hauck is claiming a water right on. We have lived on an adjacent farm since 1961 and at no time have we seen any irrigating on the farm claimed to have been irrigated.

Very truly yours,

Pete Runyan
Pete Runyan

Maurita Runyan
Maurita Runyan

Subscribed to before me this 9th day of August, 1976

Betty Gross
Notary Public

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

July 23, 1976

Re: Application No. 98-7173 - Glen Erickson
Claim No. 98-4068 - Mrs. Clifford C. Hauck

Bonners Ferry Herald
P.O. Box 539
Bonners 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:cp

Enc: Legal Notice(s)

Bill: 8-17-76.4

NOTICE OF CLAIM TO A WATER RIGHT

NO. 98-4068

Notice is hereby given that Mrs. Clifford C. Hauck, Route 1, Box 480, Bonners Ferry, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.61 cubic feet per second &/or 270 / gallons per minute of water from an Unnamed Creek, tributary of Brown Creek with point of diversion in the SW¼NW¼, Sec. 23, T. 61N, R. 1E, B.M., Boundary County.

The water is claimed to be used from May 1 to Oct. 15 for the irrigation of 45 acres (0.60 cfs); and from Oct. to May for stockwatering purposes (5 g.p.m.) with a priority of 1935; the place of use is within the S½NW¼, Sec. 23, T. 61N, R. 1E, 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.

R. KEITH HIGGINSON
Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on July 29 and August 5, 1976

NOTICE OF CLAIM TO A WATER RIGHT NO. 98-4068

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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.

R. KEITH HIGGINSON
Director

Publshed in the Bonners Ferry Herald, Bonners Ferry, Idaho on July 29 and August 5, 1976.idwr

ok.
8-2-76

July 23, 1976

Re: Claim to a Water Right No. 98-4068

Mr. Clifford C. Hauck
Route 1, Box 480
Bonners Ferry, ID 83805

Dear Mr. Hauck:

Attached is your receipt No. 4319 in the amount of $10 for the filing fee on the above referenced claim which was received in this office.

Very truly yours,

Corda M. Patterson
Secretary

CP

Attachment

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

July 1, 1976

RECEIVED
JUL 22 1976
Department of Water Resources
Northern District Office

Mr. Clifford C. Hauck
Route 1, Box 480
Bonners Ferry, ID 83805

Dear Mr. Hauck:

We have taken the liberty of typing your Claim to a Water Right and we are returning it for your review and signature.

Under Item #6, the number of acres that you are irrigating should be listed in the appropriate box to show their location by 40-acre tract. The location of the place of use for stockwatering purposes should be indicated by placing an "X" in the correct 40-acre tract.

After completing the above items, please have your signature notarized once again and return the claim to our office. Before we can begin its processing, it must be accompanied by a $10 filing fee.

If there are any questions in this matter, feel free to contact us.

Very truly yours,

Robert G. Haynes

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:CP

Enclosure

$$\frac{6.0}{4} \quad 1.37 \quad 1.29 \quad 1.27$$

July 1, 1976

Mr. Clifford C. Hauck
Route 1, Box 480
Bonners Ferry, ID 83805

Dear Mr. Hauck:

We have taken the liberty of typing your Claim to a Water Right and we are returning it for your review and signature.

Under Item #6, the number of acres that you are irrigating should be listed in the appropriate box to show their location by 40-acre tract. The location of the place of use for stockwatering purposes should be indicated by placing an "X" in the correct 40-acre tract.

After completing the above items, please have your signature notarized once again and return the claim to our office. Before we can begin its processing, it must be accompanied by a $10 filing fee.

If there are any questions in this matter, feel free to contact us.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:CP

Enclosure

Claim No. _____

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 Clifford C. Hauck (name of claimant)

of Rt 1 Box 480. Bonners Ferry Idaho (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) UNNAMED 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	.6 CFS	Use	Irri	Period of Use:	From	May 1	To Oct 15
Amount	5 GPM	Use	Stock	Period of Use:	From	Oct	To May
Amount	_____ (cfs, gpm or a/f)	Use	_____ (dom., irri., stock, etc.)	Period of Use:	From	_____	To _____ (both dates inclusive)

(3) Total quantity of water claimed: .6 cubic feet per second, or _____ acre feet per annum, and/or 270 gallons per minute.

(4) Priority claimed: (the date water was first applied to beneficial use) 1935 Stock water

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)

NW ¼ SW ¼, Sec. 23 Twp. 61N 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. Ni ditch + Pipe Line Length of Ditch ½ Mile

(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	
61	1	23									X		X	X					

Total No. of acres _____

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: This Water is to be used For Live Stock

(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)
) ss.
County of Boundary)

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.

C C Rauch
(Claimant)

Sworn to before me this 14 day of June, 1976.

Patricia A Curtis
Notary Public
Residing at Bonners Ferry Ida

My ~~commission~~ expires 6-1-79 Bond

For Department Use Only

Received by CP	Date 6-30-76	Exception filed by:	Forwarded to claimant by:	Date	
Prelim. check by	Date				
$10.00 fee received by No Fee	Date				
Approved for publication by					
Published in					
Dates					