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In File

STATE OF IDAHO  
DEPARTMENT OF WATER ADMINISTRATION  
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 Paul E. Curless  
(name of claimant)  
of Star Route 1, Bonners Ferry, Idaho 83805  
(mailing address) claims a right to the diversion and beneficial use of  
ground water or surface water tributary to \_\_\_\_\_;

The extent and nature of said claim is as follows:

(1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Ground water (Well)

(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 0.03 cfs Use Domestic Period of Use: From Jan. 1 To Dec. 31  
Amount 0.03 cfs Use Stockwater Period of Use: From Jan. 1 To Dec. 31  
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: 0.03 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) 1936

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 1/4 of NW 1/4, Sec. 5 Twp. 64N Rge. 1E B. M. County of Boundary

Additional points of diversion: Well with 1/2 h.p pump and motor with 100 feet of 1" galv-pipe to house.

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. \_\_\_\_\_

(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 |       |
| <u>64N</u> | <u>1E</u> | <u>5</u> |        |        |        |        |        |        | <u>X</u> |        |        |        |        |        |        |        |        |        |       |
|            |           |          |        |        |        |        |        |        |          |        |        |        |        |        |        |        |        |        |       |
|            |           |          |        |        |        |        |        |        |          |        |        |        |        |        |        |        |        |        |       |
|            |           |          |        |        |        |        |        |        |          |        |        |        |        |        |        |        |        |        |       |
|            |           |          |        |        |        |        |        |        |          |        |        |        |        |        |        |        |        |        |       |
|            |           |          |        |        |        |        |        |        |          |        |        |        |        |        |        |        |        |        |       |
|            |           |          |        |        |        |        |        |        |          |        |        |        |        |        |        |        |        |        |       |
|            |           |          |        |        |        |        |        |        |          |        |        |        |        |        |        |        |        |        |       |
|            |           |          |        |        |        |        |        |        |          |        |        |        |        |        |        |        |        |        |       |
|            |           |          |        |        |        |        |        |        |          |        |        |        |        |        |        |        |        |        |       |
|            |           |          |        |        |        |        |        |        |          |        |        |        |        |        |        |        |        |        |       |

Total No. of acres \_\_\_\_\_

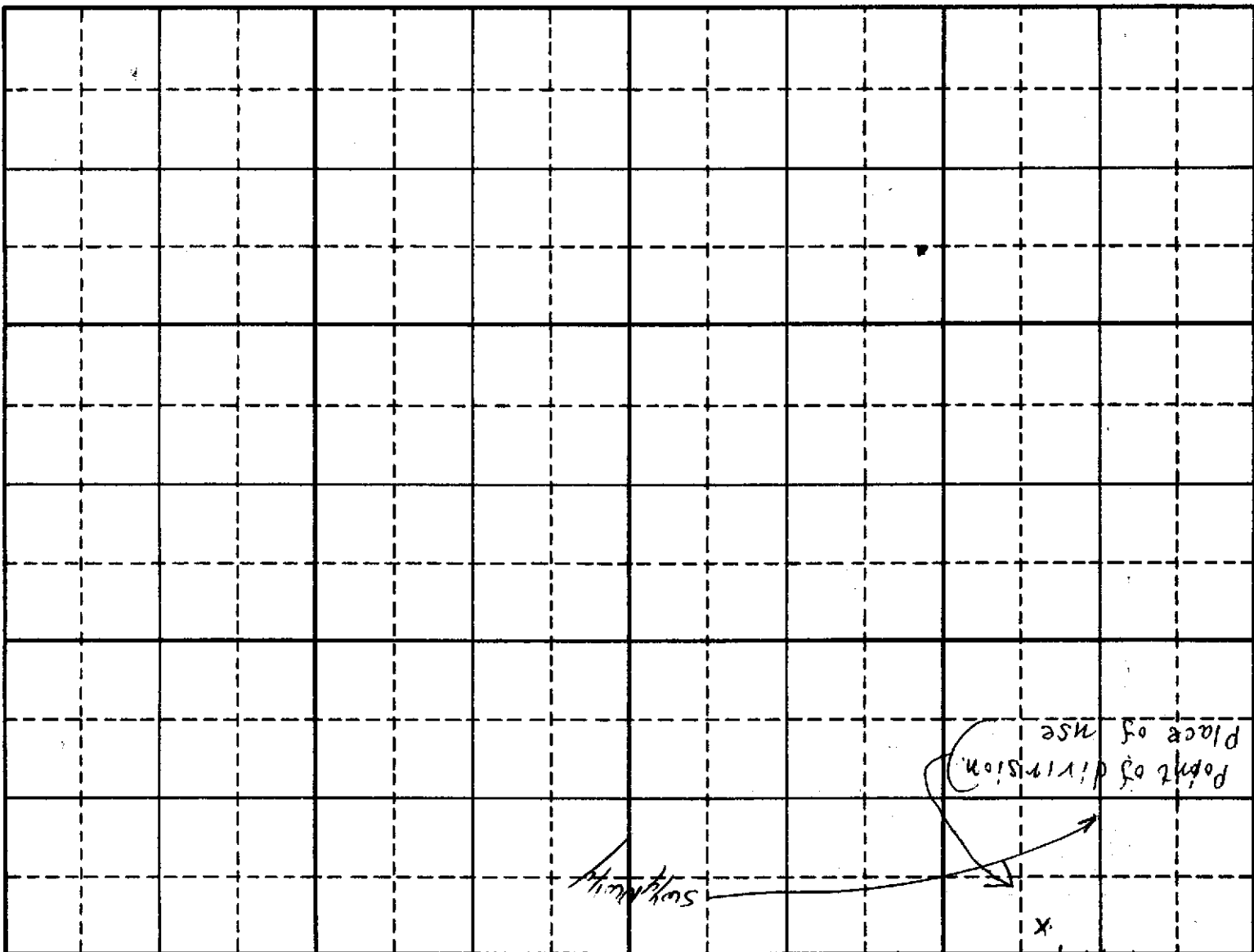
B) If the water is used for other than irrigation, fully describe that use, being as specific as possible:

Well is used for domestic purposes for one household, irrigation of lawn and garden, and stockwater for 50 head of Beef cattle.

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

MICROFILMED

Sec. 5, Twp 44N - R 1E



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 affiant's knowledge.

Sworn to before me this 5th day of June

(Claimant)

David C. Campbell  
Theresa W. Brock  
1975

Notary Public

NOTARY PUBLIC for the State of Idaho  
Residing at Bonners Ferry, Idaho  
My commission expires August 6, 1977

For Department Use Only

Received by CP Date 6-27-75 Exception filed by: 6-27-75 Forwarded to 6-27-75 Date 6-27-75 Prelim. check by 6-27-75 Date 6-27-75 \$10.00 fee received by 6-27-75 Date 6-27-75 Approved for publication by 6-27-75 Published in BONNERS FERRY HERALD Dates 7-3 + 7-10-75

# AFFIDAVIT OF PUBLICATION

## NOTICE OF CLAIM TO A WATER RIGHT NO. 98-4060

Notice is hereby given that Paul E. Curless, Star Route 1, Bonners Ferry, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.03 cubic feet per second of water from a ground water source with point of diversion in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 5, T. 64N, R. 1E, B.M., Boundary County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic (0.03 cfs) and stockwatering purposes (0.03 cfs) with a priority of 1936; the place of use is within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 5, T. 64N, R. 1E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, 401 Front Ave., Coeur d'Alene, Idaho, 83814.

R. KEITH HIGGINSON  
Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on July 3 and July 10, 1975-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 #98-4060

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 3, 1975, 198, and ending with the issue dated July 10, 1975, 198.

Subscribed and sworn to before me this 22nd day of July, 1975

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

NOT RECORDED



# STATE OF IDAHO

## DEPARTMENT OF WATER RESOURCES

NORTHERN DISTRICT

Cecil D. Andrus  
Governor

R. Keith Higginson  
Director

Route 5, Box 203  
Suite #1  
4055 Government Way

~~Room 209~~  
~~401 Front Avenue~~  
Coeur d'Alene, Idaho 83814  
(208) 667-6484

July 30, 1975

Re: Claim to a Water Right No. 98-4060

Mr. Paul E. Curless  
Star Route 1  
Bonnars Ferry, ID 83805

Dear Mr. Curless:

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, feel free to contact us.

Very truly yours,

FRED EISENBARTH  
Northern District Manager

FE:cp

Enclosure



# STATE OF IDAHO

## DEPARTMENT OF WATER RESOURCES

NORTHERN DISTRICT

Cecil D. Andrus  
Governor

R. Keith Higginson  
Director

Route 5, Box 203  
Suite #1  
4055 Government Way

~~Room 209~~

~~181 Front Avenue~~

Coeur d'Alene, Idaho 83814  
(208) 667-6484

July 24, 1975

Re: Claim No. 98-4059      Application No. 98-7141  
     "      "      98-4060      "      "      98-7142

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

Gentlemen:

Could you please submit the affidavits of publication and bills in connection with the above referenced items. The legal notices were to have been published in your newspaper on July 3 and July 10, 1975.

Your assistance in this matter is appreciated.

Very truly yours,

Corda M. Patterson  
Secretary  
Northern District

CP

Route 5, Box 203  
Suite #1  
4055 Government Way

XXXXXXX  
XXXXXXXXXXXX

July 2, 1975

Re: Application for Permit No. 98-7142  
Claim to a Water Right No. 98-4060

Mr. Paul E. Curless  
Star Route 1  
Bonners Ferry, ID 83805

Dear Mr. Curless:

Attached is your receipt No. 936 in the amount of \$20 for the filing fees on the  
above referenced items which were received in this office.

Very truly yours,

FRED EISENBARTH  
District Supervisor

FE:CP

Attachment





STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
NORTHERN DISTRICT

Cecil D. Andrus  
Governor

R. Keith Higginson  
Director

Room 209  
401 Front Avenue  
Coeur d'Alene, Idaho 83814  
(208) 667-6484

June 27, 1975

Re: Application No. 98-7141 Claim No. 98-4059  
" " 98-7142 " " 98-4060

Bonnors Ferry Herald  
P.O. Box 539  
Bonnors 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,

FRED EISENBARTH  
Northern District Manager

FE:CP

Enc: Legal Notice(s)

Bill: 7-29-75. d

NOTICE OF CLAIM TO A WATER RIGHT

NO. 98-4060

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Star Route 1, Bonners Ferry, Idaho

has filed a claim to a water right established by diversion and application  
to beneficial use of 0.03 cubic feet per second ~~XXXXXXXXXXXXXXXXXXXX~~  
of water from a ground water source

with point of diversion in the SW 1/4, Sec. 5, T. 64N, R. 1E, B.M.,

Boundary County

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

(0.03 cfs) and stockwatering purposes (0.03 cfs)

with a priority of 1936;

the place of use is within the SW 1/4, Sec. 5, T. 64N, R. 1E, B.M.

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Department of Water Resources, 401 Front Ave., Coeur d'Alene, Idaho, 83814.

R. KEITH HIGGINSON

Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho

on July 3 and July 10, 1975

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**R. KEITH HIGGINSON**  
Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on July 3 and July 10, 1975-idwr

OK  
7-10-75  
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RECEIVED  
JUL 10 1975  
IDAHO DEPT. OF  
WATER RESOURCES