

No Color
Documents
In File

#INDICATES TOTAL*

SOURCE: SPRING

TRIBUTARY TO: SINKS

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
98-4059	SHEARER, CLEVE D. SHEARER, REBECCA P.O. BOX 173 BONNERS FERRY	10-01-1903	STOCKWATER	01-01 12-31	.70 AFA .02 CFS	NWSM S30 T62N R02E	NESM S30 T62N R02E	BENEFICIAL USE
					(LT03)			
			DOMESTIC	01-01 12-31	1.20 AFA .03 CFS		SAME AS OTHER USE	
					* 1.90+ AFA * .05* CFS			
98-0111	KIDD, JOHN 9121 SHELLEY DR. GARDEN GROVE	02-27-1909	IRRIGATION	03-15 11-15	.02 CFS	SESM S30 T62N R02E	BESM(02) S30 T62N R02E	BENEFICIAL USE
							* 2 ACRES*	
			STOCKWATER	01-01 12-31	.40 AFA .02 CFS		SAME AS OTHER USE	
			DOMESTIC	01-01 12-31	1.20 AFA .04 CFS		SAME AS OTHER USE	
					* --+ AFA * .08+ CFS			
98-0113	ATKINS, CHARLES ATKINS, DELLA RT. 1 BOX 504 BONNERS FERRY	01-01-1925	STOCKWATER	01-01 12-31	.70 AFA .02 CFS	SWNM S18 T61N R02E	LTO2 (SWNM) S18 T61N R02E	BENEFICIAL USE
						(LT02)		
98-7043	OWEN, MAX LEROY MT. 1 BOX 497 BONNERS FERRY	07-13-1971	DOMESTIC	01-01 12-31	1.20 AFA .01 CFS	NWSE S12 T61N R01E	NWSE S12 T61N R01E	LICENSE

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 Cleve Dennis Shearer
(name of claimant)
of Box 173 Bonners Ferry 10, claims a right to the diversion and beneficial use of
(mailing address)
ground water or surface water tributary to Sub-Surface;

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Spring Development
- (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 | <u>.03</u> | Use | <u>domestic</u> | Period of Use: From | <u>Jan. 1</u> | To | <u>Dec. 31</u> |
| Amount | <u>.02</u> | Use | <u>stock</u> | Period of Use: From | <u>Jan. 1</u> | To | <u>Dec. 31</u> |
| Amount | <u>.01</u> | Use | <u>irrig.</u> | Period of Use: From | <u>June 15</u> | To | <u>Sept. 15</u> |
| | (cfs, gpm or a/f) | | (dom., irri., stock, etc.) | | | | (both dates inclusive) |

(3) Total quantity of water claimed: .05 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) OCT. 1903

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 1/4 SW 1/4, Sec. 30 Twp. 62N Rge. 2E B. M. County of Boundary
Additional points of diversion: NE 1/4 of the SW 1/4 Sec. 30 T62N R2E

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. 8' x 5' - Spring Box - 2" galv. pipe 100' into 4' deep x 6' collection cystem - 2" galv. (200 yds) to place of use.

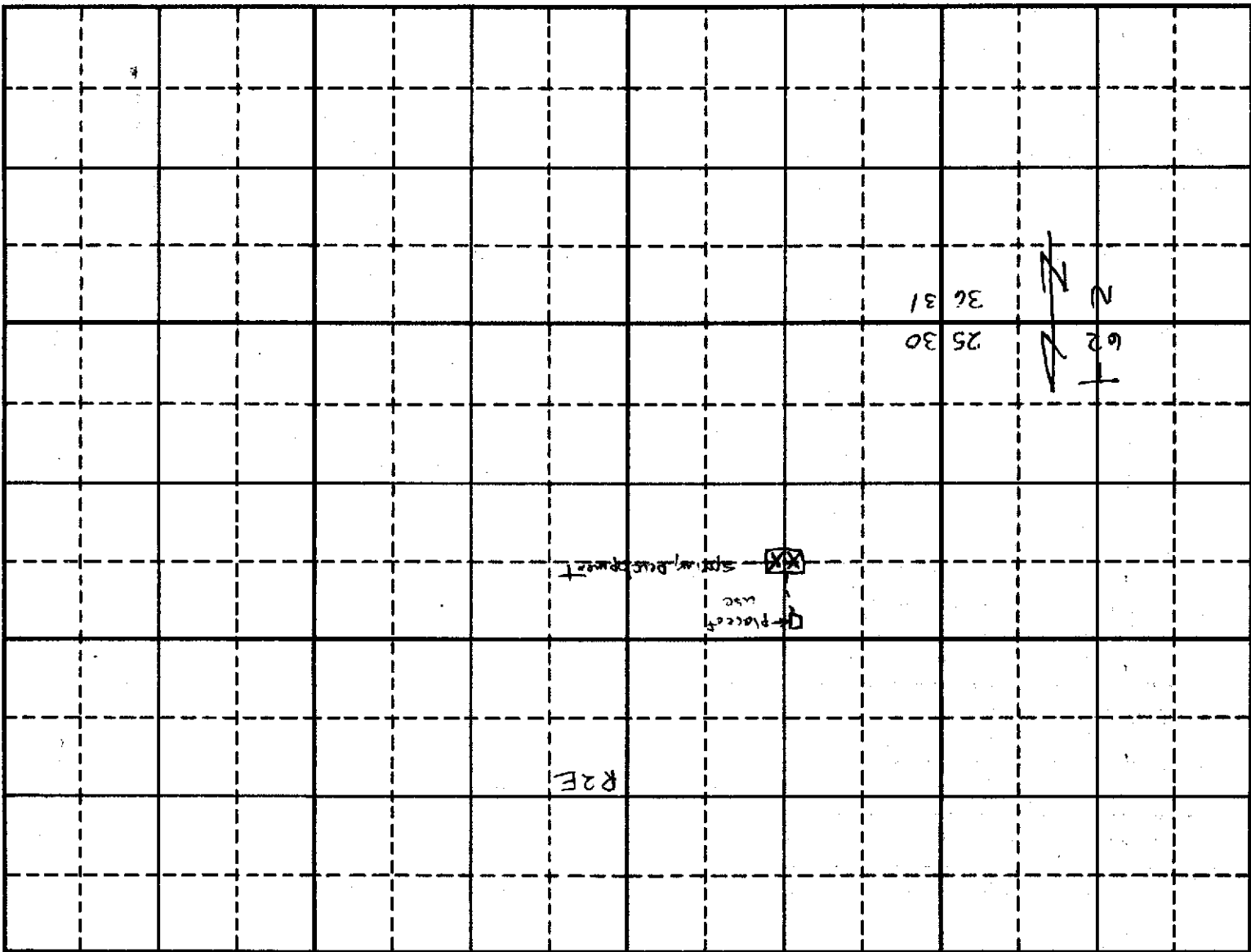
(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

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	2E	30									1								1

Total No. of acres 1

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: 20 head of stock watered.

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



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 affiant's knowledge.

Sworn to before me this 23rd day of June

(Claimant)
Alvin J. Russell
Notary Public
Residing at Bonanza Ferry, Idaho

My commission expires May 18, 1977

For Department Use Only

Received by CP Date 6-24-75
Prelim. check by Date 6-24-75
\$10.00 fee received by Date 6-24-75
Approved for publication by Date 6-24-75
Published in BONNERS FERRY HERALD
Dates 7-3 & 7-10-75

RECEIVED

AFFIDAVIT OF PUBLICATION

NOTICE OF CLAIM TO A WATER RIGHT NO. 98-4059

Notice is hereby given that Cleve Dennis Shearer, Box 173, Bonners Ferry, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.05 cubic feet per second of water from a Spring with point of diversion in the NW1/4SW1/4, Sec. 30, T. 62N, R. 2E, 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 (0.02 cfs); and from June 15 to Sept. 15 for the irrigation of one acre (0.01 cfs) with priority of October, 1903; the place of use is within the NE1/4SW1/4, Sec. 30, T. 62N, R. 2E, 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 #98-4059

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, 196, and ending with the issue dated July 10, 1975, 196.

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

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

MICROFILMED



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 203~~
~~400 FRONT AVENUE~~
Coeur d'Alene, Idaho 83814
(208) 667-6484

July 30, 1975

Re: Claim to a Water Right No. 98-4059

Mr. Cleve Dennis Shearer
Box 173
Bonners Ferry, ID 83805

Dear Mr. Shearer:

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

Route 5, Box 203
Suite #1
4055 Government Way

XXXXXXXXXX
XXXXXXXXXXXXXXXXXXXX

July 24, 1975

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

Bonnars Ferry Herald
P.O. Box 539
Bonnars 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

RECEIVED

Route 5, Box 203
Suite #1
4055 Government Way

XXXXXXX
XXXXXXXXXXXX

July 2, 1975

Re: Claim to a Water Right No. 98-4059

Mr. Cleve Dennis Shearer
Box 173
Bonners Ferry, ID 83805

Dear Mr. Shearer:

Attached is your receipt No. 928 in the amount of \$10 for the filing fee on the above referenced claim which was received in this office.

Very truly yours,

FRED EISENBARTH
Northern District Supervisor

FE:CP

Attachment

RECEIVED
JUL 10 1975
FBI - BONNERS FERRY



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: 7-29-75.4

NOTICE OF CLAIM TO A WATER RIGHT

NO. 98-4059

Notice is hereby given that Cleve Dennis Shearer,

Box 173, Bonners Ferry, Idaho

has filed a claim to a water right established by diversion and application
to beneficial use of 0.05 cubic feet per second ~~XXXXXX~~
of water from a Spring

with point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, T. 62N, R. 2E, 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 (0.02 cfs); and from June 15 to
Sept. 15 for the irrigation of one acre (0.01 cfs)

with a priority of October, 1903;

the place of use is within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, T. 62N, R. 2E, 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

**NOTICE OF CLAIM TO A
WATER RIGHT**

NO. 98-4059

Notice is hereby given that

Cleve Dennis Shearer, Box 173,
Bonners Ferry, Idaho has filed
a claim to a water right estab-
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cation to beneficial use of 0.05
cubic feet per second of water
from a Spring with point of
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Boundary County.

The water is claimed to be
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cfs); and from June 15 to
Sept. 15 for the irrigation of
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ority of October, 1903; the place
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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-ldwr

OK
4-18-15