

No Color
Documents
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 FOREST A. TANNER (name of claimant)
of STAR RT 2 BONNERS FERRY, ID 83805, (mailing address)
claims a right to the diversion and beneficial use of
ground water or surface water tributary to MOYIE RIVER;

The extent and nature of said claim is as follows:

(1) Describe source of water: (name of stream, lake, spring, etc., or ground water) FEIST 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	<u>0.24</u>	Use	<u>DOMESTIC</u>	Period of Use: From	<u>JAN 1</u>	To	<u>DEC 31</u>
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: 0.24 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) 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)

NW 1/4 SW 1/4, Sec. 11 Twp. 64N Rge. 2E 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. DIVERSION DAM WITH GRAVITY FLOW 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	
<u>44N</u>	<u>2E</u>	<u>11</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:

DOMESTIC USE - 5 CABINS / HOUSEHOLD - LAWN AND GARDENS.

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

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(The following section contains several horizontal lines for writing.)

Scale: 2 inches equal 1 mile.

SS,

Kostenlos

the alphas knowledge.

day of

1975

Residing at

3/26/78

Date _____

Exception filed by:

Date 11/2/75

\$10.00 fee received by

Approved for publication by

Published in *BONNERS FERRY HERALD*

1-9 + 1-16-1975

RECEIVED

AFFIDAVIT OF PUBLICATION

JAN 16 1975

NOTICE OF CLAIM TO A WATER RIGHT

NO. 98-4057

Notice is hereby given that Forrest A. Tanner, Star Route 2, Bonners Ferry, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.24 cubic feet per second of water from Felst Creek with point of diversion in the NW1/4-SW1/4, Sec. 11, T. 64N, R. 2E, B.M., Boundary County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes with a priority of 1937; the place of use is within the NW1/4SW1/4, Sec. 11, T. 64N, 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 Jan. 9 and Jan. 16, 1975.-ldwr

STATE OF IDAHO }
County of Boundary } ss.

Echo Turnbull, bkpr. for W. H. Chubb Department of Water Resources being first duly sworn upon his oath, deposes and says that he is Not a 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 #98-4057

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 Jan. 9, 1975, 196, and ending with the issue dated Jan. 16, 1975, 196.

Subscribed and sworn to before me this 15 day of JAN, 1975

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

January 28, 1975

Re: Claim to a Water Right No. 98-4057 - Forrest A. Tanner

Ms. Colleen Robinson
849 Warmlands Avenue
Vista, CA 92083

Dear Ms. Robinson:

Enclosed is a copy of the above referenced Claim filed by Forrest A. Tanner.

Filing a Claim is a procedure in which a person can record water rights which have previously been established through diversion and beneficial use. It does not grant any right to increase the quantity or volume of water used.

Any time after the filing of a Claim, any person who disagrees that a right has been established as set forth in the Claim may file an exception in duplicate, in affidavit form, accompanied by such proof as that person deems appropriate. An exception filed is made a part of the file of the Claim and is considered the same as other evidence in that file. A copy of an exception is forwarded to the claimant.

We do not hold hearings in which to discuss the validity of Claims; however, since a hearing will be rescheduled for your Permit No. 98-7124, Mr. Tanner's Claim may be discussed at that time.

We hope we have answered your questions. If we may be of any further assistance, feel free to contact us.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:cp

Enclosure

RECORDED

RECEIVED

JAN 20 1975

1-16-75

Dear Sirs, Department of Water Resources
Northern District Office

I would like to protest the claim to a water right by Forrest A. Tanner, Star Route 2, Bonners Ferry, Idaho # 98-4057 - because I filed for a ~~claim~~^{permit} # 98-7124 on Oct. 17, 1974 on the same First Creek. Mr. Tanner protested it and there was a hearing on Dec. 18, 1974 that I was not notified of so I did not appear. I have written Mr. Dunn of this when I received the notice that my application may be voided because of my failure to appear, requesting a new hearing.

So maybe we can have a hearing on Mr. Tanners application and mine also.

Thank you,

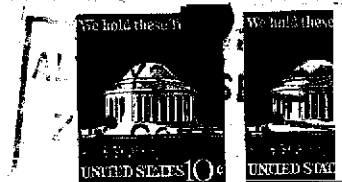
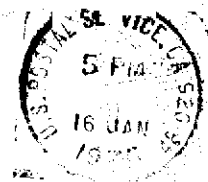
Karen Robinson
849 Warm Sands Ave
Vista, Calif. 92083

after Jan 31, 1975 I will be in Bonners Ferry, Idaho - I am in the process of moving now.
my temp. address there will be

Star Rt 2
Bonners Ferry, Idaho 83805
% Karen Robinson

MICROFILMED

William Robinson
849 Warmlands
Vista, Calif 92083



A.D.
1/20/75

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CERTIFIED
No. 872033
MAIL

Idaho Department of Water
Resources

401 Front Ave

Coeur d'Alene

AIR MAIL

Idaho

83814

1st Notice
2nd Notice
Return
JAN 20 1975
Feb 5 75

Amma



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

January 28, 1975

Re: Claim to a Water Right No. 98-4057

Mr. Forrest A. Tanner
Star Route 2
Bonners Ferry, ID 83805

Dear Mr. Tanner:

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

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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

January 6, 1975

Re: Claim No. 98-4057 - Forrest A. Tanner

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,

FRED EISENBARTH
Northern District Manager

FE:cp

Enc: Legal Notice(s)

BILL SUBMITTED 1-20-75. 4

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STATEMENT

BONNERS FERRY HERALD

Complete Newspaper Coverage of Boundary County

P. O. Box 539

BONNERS FERRY, IDAHO — 83805

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

RECEIVED

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Jan 9 Notice of Claim #98-4057
32 lines 2 times

\$12.48

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NOTICE OF CLAIM TO A WATER RIGHT

NO. 98-4057

Notice is hereby given that Forrest A. Tanner,

Star Route 2, Bonners Ferry, Idaho

has filed a claim to a water right established by diversion and application
to beneficial use of 0.24 cubic feet per second ~~XXXXXXXXXXXXXXXXXXXX~~
of water from Feist Creek

with point of diversion in the NW¹SW¹, Sec. 11, T. 64N, R. 2E, B.M.,

Boundary County

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

with a priority of 1937;

the place of use is within the NW¹SW¹, Sec. 11, T. 64N, 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 Jan. 9 and Jan. 16, 1975

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**NOTICE OF CLAIM TO A
WATER RIGHT**

NO. 98-4057

Notice is hereby given that Forrest A. Tanner, Star Route 2, Bonners Ferry, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.24 cubic feet per second of water from Feist Creek with point of diversion in the NW $\frac{1}{4}$ -SW $\frac{1}{4}$, Sec. 11, T. 64N, R. 2E, B.M., Boundary County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes with a priority of 1937; the place of use is within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 11, T. 64N, 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 Jan. 9 and Jan. 16, 1975.-idwr

OK.
1-13-75
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