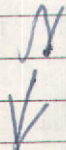
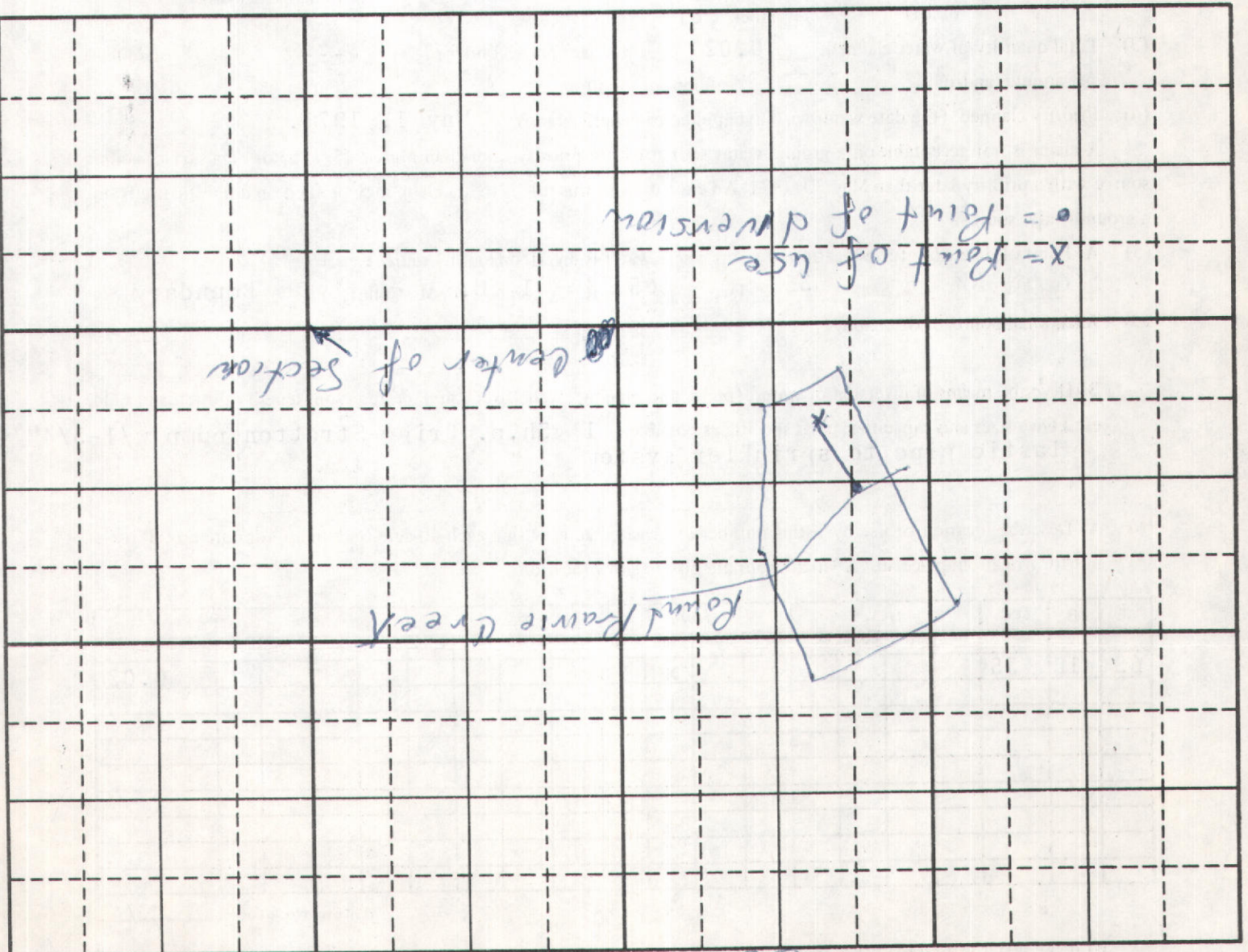


(8) Remarks



35-765N-R1E6M



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 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 affiants knowledge.

Sworn to before me this 21st day of May, 1974.
Jeffrey Manning
(Claimant)

Notary Public
Residing at Bonners Ferry

My commission expires

For Department Use Only

Received by *CP* Date *5-20-74*
Prelim. check by *CP* Date *5-20-74*
\$10.00 fee received by *CP* Date *5-20-74*
Approved for publication by *CP* Date *5-20-74*
Published in *Bonnors Ferry Herald* Date *5-30 & 6-6-74*
Dates

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 Queen Mtn. Lbr. Co., Inc.

(name of claimant)

of Star Rte. 2, Bonners Ferry, Idaho, claims a right to the diversion and beneficial use of

(mailing address)

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) Round Prairie 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>0.02</u>	Use <u>Industrial</u>	Period of Use: From <u>1/1</u>	To <u>12/31</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: 0.02 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) May 1, 1971.

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 NW 1/4, Sec. 35 Twp. 65 Rge. 1 E.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. 1 3h.p. Brigg-Stratton pump w/1-3/4" plastic pipe to sprinkler system

(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.

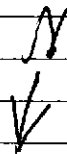
T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
65	1E	35							X										0.02

Total No. of acres N/A

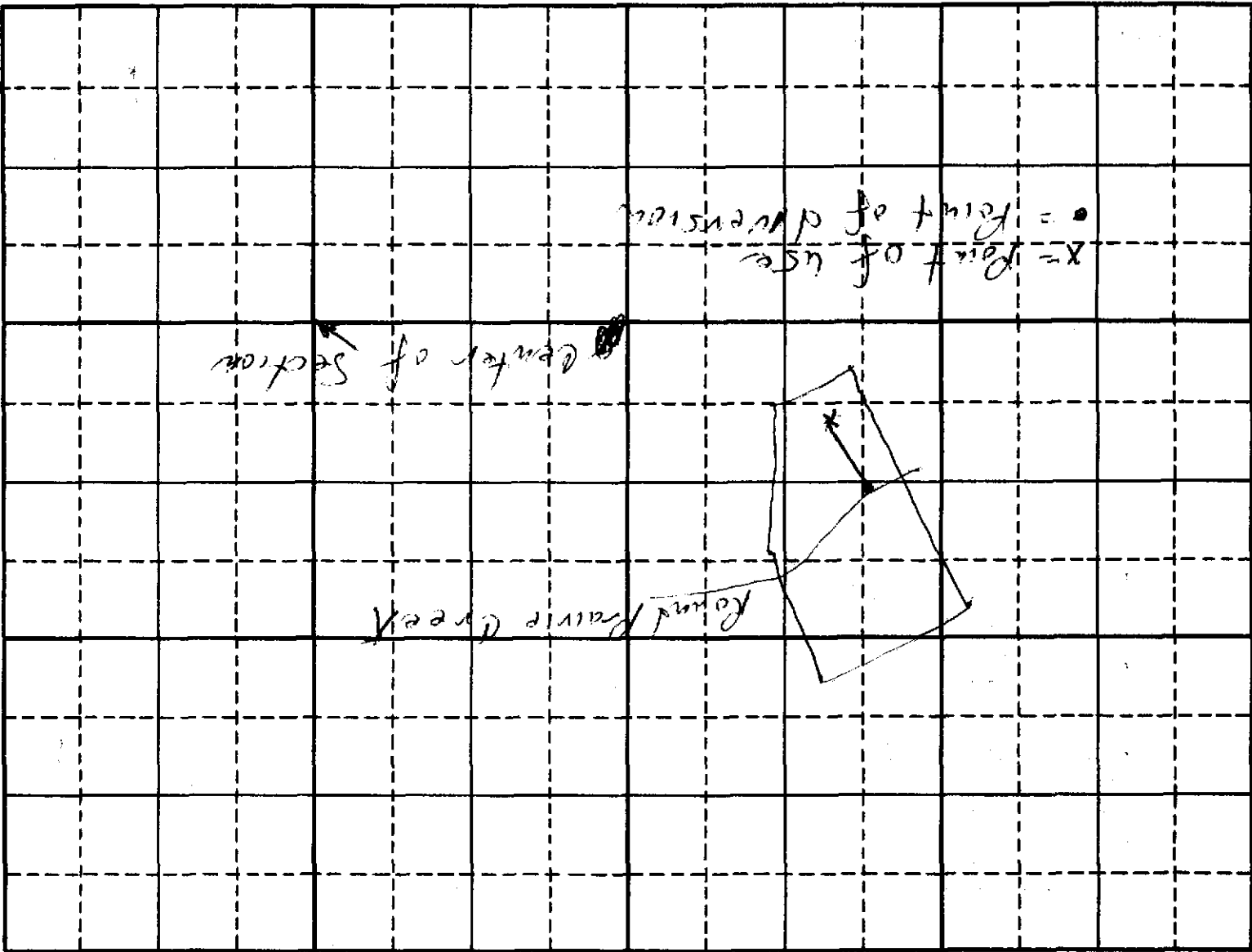
B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: water for a fire fighting and sprinkler system

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

(8) Remarks



35-765N-R1E6M



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 21st day of May, 19 74.
(Claimant) William Bonners Ferry

Notary Public
Residing at Bonners Ferry

My commission expires

For Department Use Only

Received by CP Date 5-8-74 Exception filed by: 5-30-74 Forwarded to 5-30-74 Date 5-30-74 Prelim. check by CP Date 5-30-74 \$10.00 fee received by CP Date 5-30-74 & 14095 Approved for publication by CP Date 5-30-74 Published in Bonners Ferry Herald Dates 5-30 & 6-6-74

AFFIDAVIT OF PUBLICATION

NOTICE OF CLAIM TO A WATER RIGHT

NO. 98-4048

Notice is hereby given that Queen Mountain Lumber Co., Inc., Star Route 2, Bonners Ferry, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.02 cubic feet per second of water from Round Prairie Creek with point of diversion in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 65N, R. 1E, B.M., Boundary County.

The water is claimed to be used from Jan. 1 to Dec. 31 for industrial purposes with a priority of May 1, 1971; the place of use is within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 65N, R. 1E, B.M.

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

R. KEITH HIGGINSON

Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on May 30 and June 6, 1974-idwa

STATE OF IDAHO

County of Boundary

ss.

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 Department of Water Administration**

a **Notice of Claim #98-4048 Queen Mt. Lumber Co.**

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 **May 30, 1974**, 196, and ending with the issue dated **June 6, 1974**, 196.

Subscribed and sworn to before me this 17 day of June, 1974.

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

98 4048

September 7, 1978

Re: Claim No.'s 98-4047 & 98-4048

James C. McElhose
Star Route #2, Box 148
Bonners Ferry, ID 83805

Dear Mr. McElhose:

We have received your letter in which you state that Orval and Helen Nichols now own the property covered by these water rights.

We will keep this letter in the files and a copy of all further correspondence concerning these claims will be mailed to Mr. and Mrs. Nichols.

Please be advised that claims cannot be assigned as they are appurtenant to the land. Therefore, whoever owns the land has the water right covering the land.

If you have any questions, please contact us.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kw

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

NORTHERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

401 Front Ave., Rm. 209
Coeur D'Alene, Idaho 83814
(208) 667-6484

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

June 18, 1974

Re: Claim to a Water Right No. 98-4047
" " " " " 98-4048

Queen Mountain Lumber Company, Inc.
Star Route 2
Bonners Ferry, ID 83805

Gentlemen:

The Department of Water Administration has completed the processing of your claims to a water right, and no further action is authorized under Section 42-225a and 42-225b, Idaho Code. Your claims 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 files, you may have that information or evidence added at any time. Please refer to your claim numbers when corresponding with this office.

We are enclosing, for your records, copies of your claims. 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

Enclosures

cc: Peter B. Wilson, Attorney

98 4048

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

NORTHERN DISTRICT OFFICE



Cecil D. Andrus
Governor

R. Keith Higginson
Director

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(208) 667-6484

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

May 28, 1974

Re: Claim to a Water Right No. 98-4047 - Queen Mountain Lumber Co., Inc.
" " " " " " 98-4048 - " " " " "
" " " " " " 98-4049 - James McElhose

Mr. Peter B. Wilson
WILSON & WALTER
Attorneys at Law
P.O. Box 749
Bonners Ferry, ID 83805

Dear Mr. Wilson:

Attached are your receipt Nos. 14094 in the amount of \$10 and 14095 in the amount of \$20 for the filing fees on the above referenced claims which were received in this office.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:CP

Enclosures

8 4048

May 24, 1974

Re: Claim No. 98-4046 Claim No. 98-4048
 " " 98-4047 " " 98-4049

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

Gentlemen:

Enclosed are legal notices 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 galley proofs for review before publication.

After sending us galley proofs, proceed with the publications on the dates we have inserted, assuming the notices are correct. If we have any corrections, we will notify you before the first publications. If you cannot publish the notices on the proposed dates, please contact us immediately.

Affidavits of publication must be submitted to this office along with the publication bills. Your cooperation in this matter is appreciated.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:CP

Enc: Legal Notices (4)

Bill Submitted 6-17-74 by SP

98 4048

NOTICE OF CLAIM TO A WATER RIGHT

NO. 98-4048

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Star Route 2, Bonners Ferry, Idaho

has filed a claim to a water right established by diversion and application
to beneficial use of 0.02 cubic feet per second ~~gallons per minute~~
of water from Round Prairie Creek

with point of diversion in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 65N, R. 1E, B.M.,
Boundary County

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

with a priority of May 1, 1971;
the place of use is within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 65N, R. 1E, B.M.

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

R. KEITH HIGGINSON
Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho
on May 30 and June 6, 1974

98 4048

**NOTICE OF CLAIM TO A WATER
RIGHT**

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R. KEITH HIGGINSON
Director

- Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on May 30 and June 6, 1974-idwa

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98 4048