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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 ROBERT & THELMA BATTIRELL
(name of claimant)
of Box 574 E Bonners Ferry Idaho 83805, claims a right to the diversion and beneficial use of
(mailing address)
ground water or surface water tributary to Kootenai 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) Spring
- (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>.01</u>	Use	<u>Livestock</u>	Period of Use: From	<u>Jan. 1</u>	To	<u>Dec. 31</u>
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: .04 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)
NW 1/4 NW 1/4, Sec. 12 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. Spring development, pump, pipeline.

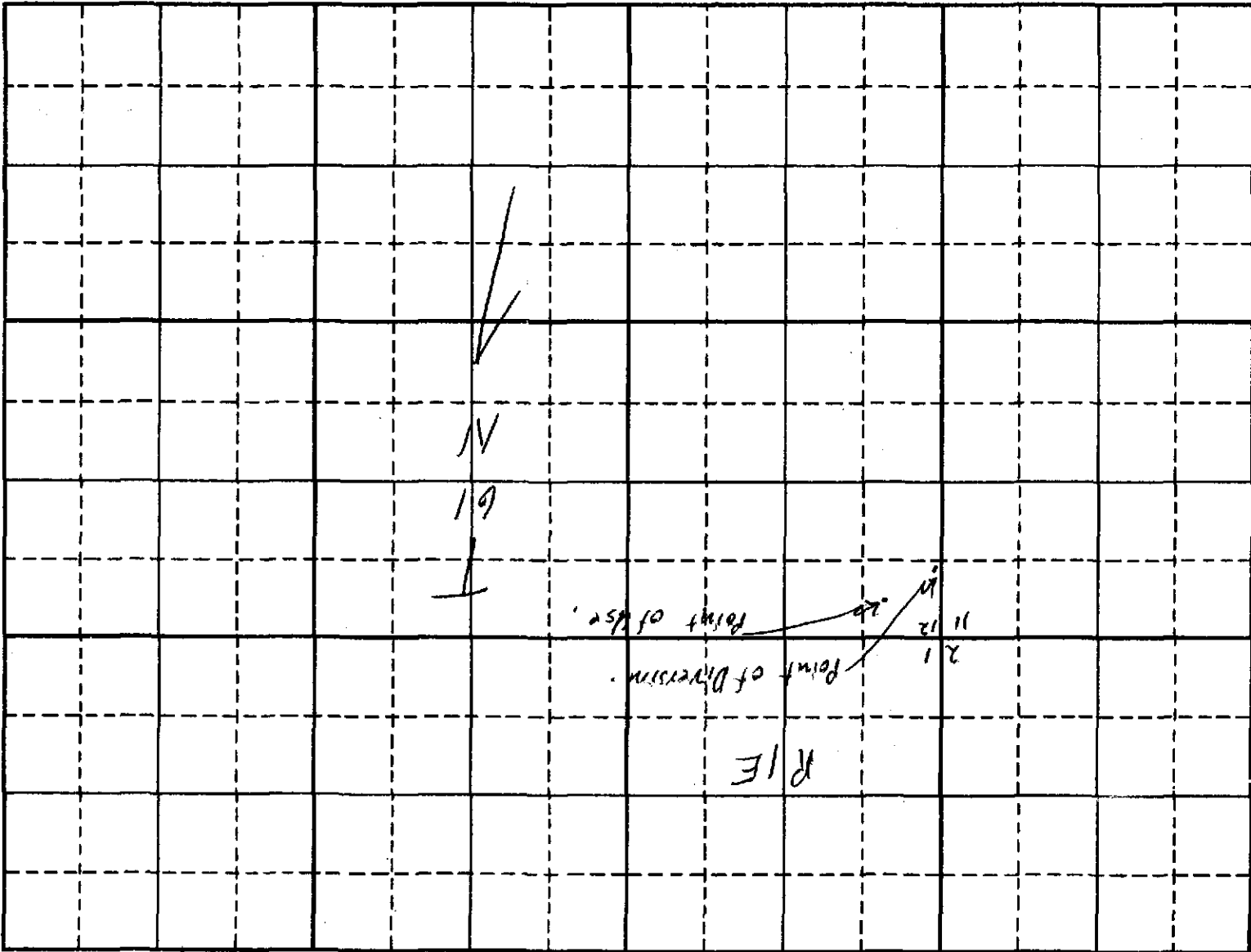
- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

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	
61N	1E	12					X												

Total No. of acres _____

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

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



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 Bannock
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 24th day of October, 19 73
(Claimant) Paul Anderson

My commission expires May 13, 1975
Notary Public
Residing at Banner Ferry, Idaho

For Department Use Only
Received by AL Date 10-30-73 Exception filed by: 10-26-73 Forwarded to claimant by: Date 10/30/73
Prelim. check by AL Date 10/30/73 \$10.00 fee received by AL Date 10/30/73 # 12234
Approved for publication by AL
Published in BANNER FERRY HERALD
Dates 11-8 * 11-15-73

NOTICE OF CLAIM TO A WATER RIGHT

NO. 98-4030

Notice is hereby given that Robert and Thelma Battreall, Route No. 1, Box 514-G, Bonners Ferry, Idaho have filed a claim to a water right established by diversion and application to beneficial use of 0.04 cubic feet per second of water from a Spring tributary to the Kootenai River with point of diversion in the NW1/4NW1/4, Sec. 12, T. 61N, R. 1E, B.M., Boundary County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic (0.03cfs) and stockwatering purposes (0.01 cfs) with a priority of May 1, 1971; the place of use is within the NW1/4NW1/4, Sec. 12, T. 61N, 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. KETH HUGGINSON
Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on Nov. 8 and Nov. 15, 1973-idwa

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

County of Boundary

ss.

William 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 to a water right No. 98-4030/Battreall

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 Nov. 8, 1973, and ending with the issue dated Nov. 15, 1973

Ruth M. Haglan, bookkeeper

Subscribed and sworn to before me this 16 day of Nov, 1973

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

98 4030

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

November 26, 1973

Re: Claim to a Water Right No. 98-4030

**Robert & Thelma Battreall
Route #1, Box 514-G
Bonners Ferry, ID 83805**

Dear Mr. & Mrs. Battreall:

The Department of Water Administration 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 this 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

98 4030

November 2, 1973

Re: Claim No. 98-4030 - Robert and Thelma Battreal

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

Gentlemen:

Enclosed you will find 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 the Department along with the publication bill. ~~In order to receive payment, the following certification must appear on the bill:~~

~~"I hereby certify that the foregoing account is just
and correct, that the amount claimed is legally due,
after allowing all just credits, and that no part of
the same has been paid."~~

--(signature of claimant)

Very truly yours,

Fred Eisenbarth
Northern District Manager

Bill submitted 11-26-73 by CP

FE:CP

Enc: Legal Notice

98 4030

STATEMENT

BONNERS FERRY HERALD

Complete Newspaper Coverage of Boundary County

P. O. Box 539

BONNERS FERRY, IDAHO — 83305

Idaho Department of Water Administration

401 Front Ave.

Coeur d' Alene, Idaho 83814

1973

Nov. 8 Notice of Claim to water right-
No. 98-4030/Battreall-

\$ 12.09

98 4030

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Route #1, Box 514-G, Bonners Ferry, Idaho

~~has~~ ^{have} filed a claim to a water right established by diversion and application
to beneficial use of 0.04 cubic feet per second ~~2000 x feet per second~~
of water from a Spring, tributary to the Kootenai River
with point of diversion in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12, T. 61N, 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 (0.01 cfs)
with a priority of May 1, 1971;
the place of use is within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12, T. 61N, R. 1E, B.M.

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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 Nov. 8 and Nov. 15, 1973

98 4030

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R. KEITH HIGGINSON
Director

Published in the Bonners Ferry
Herald, Bonners Ferry, Idaho on
Nov. 8 and Nov. 15, 1973-idwa

OK
11-7-73
CP

98 4030

November 1, 1973

Re: Claim to a Water Right No. 98-4030

Robert Battreall
Route #1, Box 514-G
Bonners Ferry, ID 83805

Dear Mr. Battreall:

Attached is your receipt No. 12234 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 Manager

FE:CP

Enclosure

98 4030