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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 Alberta H. Johnson (name of claimant)  
of P.R.#1 Box 135, Bonners Ferry, claims a right to the diversion and beneficial use of  
(mailing address) 83805  
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, pump - pipeline

- (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>.01</u>        | Use | <u>Livestock</u>           | Period of Use: | From | <u>Jan 1</u>  | To | <u>Dec 31</u>          |
| Amount | <u>.01</u>        | Use | <u>Domestic</u>            | Period of Use: | From | <u>Jan 1</u>  | To | <u>Dec 31</u>          |
| Amount | <u>.01</u>        | Use | <u>Garden</u>              | Period of Use: | From | <u>June 1</u> | To | <u>Sept. 1</u>         |
|        | (cfs, gpm or a/f) |     | (dom., irri., stock, etc.) |                |      |               |    | (both dates inclusive) |

- (3) Total quantity of water claimed: .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) June 1933

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 NE 1/4, Sec. 13 Twp. 62N 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.

Pump and pipeline from well

- (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>62N</u> | <u>1E</u> | <u>13</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, livestock, garden, lawn

- (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.

35.

County of Essex

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.

the affiants knowledge.

Sworn to before me this 23<sup>rd</sup> day of August

Notary Public

Residing at Donners Ferry, Id.

Any commission expires

44-51-8

For Department Use Only

82-25-8

Date 8.7.73

Date 8-27-73

Date 8-27-73

~~SECRET~~

Heard

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# AFFIDAVIT OF PUBLICATION

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STATE OF IDAHO }  
County of Boundary } ss.

SEP 17 1973

**RIGHT**  
**NO. 98-4025**

Notice is hereby given that Alberta H. Johnson, R.R. No. 1, Box 135, 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 NW $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 13, T. 62N, R. 1E, B.M., Boundary County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic (0.02 cfs) and stockwatering purposes (0.01 cfs) with a priority of June, 1933; the place of use is within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 13, T. 62N, 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, Coer d'Alene, Idaho 83814.

R. KEITH HIGGINSON  
Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on Sept. 6 and Sept. 13, 1973.

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 Admn.

a Notice of Claim to a water right No. 98-4025/Johnson

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 Sept. 6, 1973, ~~xxx~~, and ending with the issue dated Sept. 13, 1973, ~~xxx~~

Keith M. Haglan, bookkeeper

Subscribed and sworn to before me this 14 day of Sept, 1973.

C. H. Berry

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

38 4025



**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
NORTHERN REGION

John V. Evans  
Governor

A. Kenneth Dunn  
~~Assistant Director~~  
Director

Suite No. 1  
4055 Government Way  
Coeur d'Alene, Idaho 83814  
(208) 667-6484

June 9, 1981

Mrs. Alberta H. Johnson  
Star Route 3 Box 146  
Bonners Ferry, Id. 83805

Re: 98-4025

Dear Mrs. Johnson:

I am pleased to inform you that by filing Claim No. 98-4025, you have complied with the mandatory filing statute.

If you should have any future questions or problems, I would be pleased to aid you if you were to contact me at this office.

Sincerely,

131  
TOM D. KING  
Senior Water Resource Agent

TDK/pms

cc: IDWR - State Office ✓

Donners Ferry, Ida-  
Star Rt 3. Box 146 - 83805  
June 4, 1981

Dept of Water Adm.,

Dear Sir,

In regard to the law now in effect regarding recording of all water rights in Idaho; I have a Water Right Claim # 98-4025 registered in September 1973 and wish to be advised if this claim can be recorded again and what procedures need be followed to do so.

Yours truly,  
Alberta H. Johnson.

RECEIVED

JUN 8 1981

Department of Water Resources  
Northern District Office

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

September 26, 1973

Re: Claim to a Water Right No. 98-4025

Alberta H. Johnson  
R.R. #1, Box 135  
Bonners Ferry, ID 83805

Dear Ms. Johnson:

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 4025

August 31, 1973

Re: Application No. 98-7086      98-4023  
                         98-7087      98-4024  
                         98-7088      98-4025

Bonniers Ferry Herald  
P.O. Box 539  
Bonniers 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

FE:CP

Enc: Legal Notices (6)

Bill submitted 9-24-73 by cl

98 4025

**STATEMENT**

**BONNERS FERRY HERALD**

**Complete Newspaper Coverage of Boundary County**

**P. O. Box 539**

**BONNERS FERRY, IDAHO — 83805**

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

---

**1973**

**Sept. 6 Notice of Claim-#98-4025-Johnson-  
30 lines 2 times**

**\$ 11.70**

**98 4025**

NOTICE OF CLAIM TO A WATER RIGHT

NO. 98-4025

Notice is hereby given that Alberta H. Johnson,  
R.R. #1, Box 135, 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 ~~acre feet per annum~~  
of water from a ground water source  
with point of diversion in the NW<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub>, Sec. 13, T. 62N, R. 1E, B.M.,  
Boundary County

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic  
(0.02 cfs) and stockwatering purposes (0.01 cfs)  
with a priority of June, 1933;  
the place of use is within the NW<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub>, Sec. 13, T. 62N, 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 Sept. 6 and Sept. 13, 1973

98 4025

August 30, 1973

Re: Claim to a Water Right No. 98-4025

Alberta H. Johnson  
R.R. #1, Box 135  
Bonners Ferry, ID 83805

Dear Ms. Johnson:

Attached is your receipt No. 11586 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 4025

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AUG 27 1973

Department of Water Administration

Dept. of Water Adm.

Dear Sirs,

I mailed an application for a water rights claim to your office today and forgot to enclose a check for the fee. Please find same enclosed.

Yours truly,

Alberta Johnson

Bonniers Ferry, Idaho  
Route 1, Box 135 83805  
August 23, 1973.

RECEIVED

AUG 28 1973

Department of Water Administration  
Northern District Office

98 4025