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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 Francis C. and Glea J. Mead
(name of claimant)
of Star Rt. 1, Porthill, Idaho 83853, 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) Unnamed 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>10 gpm</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: _____ cubic feet per second, or _____ acre feet per annum, and/or 10 gallons per minute.

(4) Priority claimed: (the date water was first applied to beneficial use) ~~XXXXXXXX~~ April 17, 1968

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)
SE ¼ NE ¼, Sec. 26 Twp. 65 N Rge. 2W B. M. County of Boundary
Additional points of diversion: None

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. Reservoir and 3 inch dia pipeline to house and grounds, gravity feed.

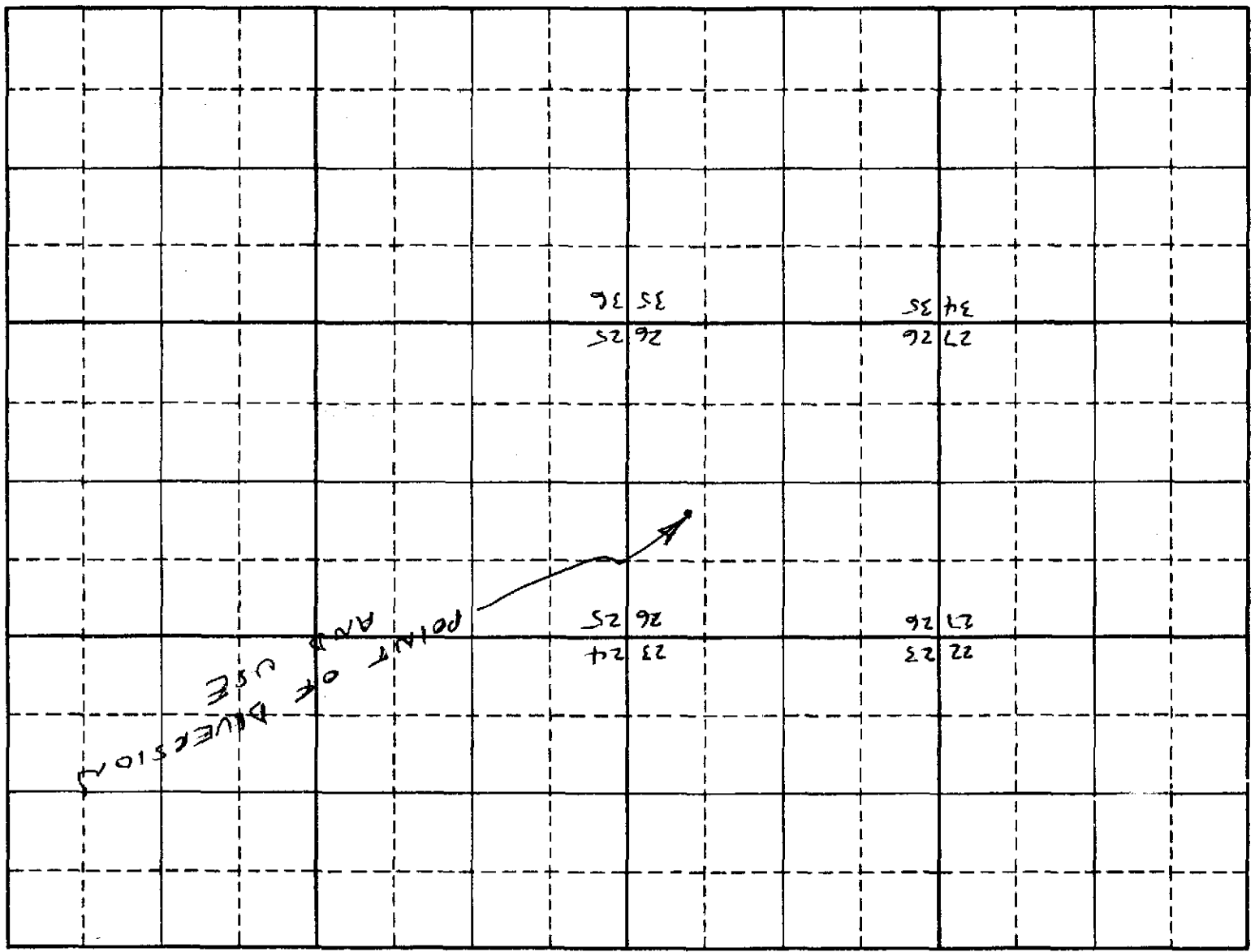
(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
65	2W	26			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

(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 Bonanza
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 1st day of August

Alma G. Moad
(Claimant)
19 73
Barbara Moad
Notary Public
Residing at Bonanza, Ariz.

My commission expires 8-29-76

For Department Use Only

Received by AL Date 8-3-73 Exception filed by: Forwarded to Date
Prepaid, check by 76 Date 8-3-73 claimant by:
Approved for publication by 76 Date 8-3-73 # 11833
Published in Business Ferry Herald
Dates 8-9 & 8-16-73

AFFIDAVIT OF PUBLICATION

VE D

STATE OF IDAHO }
County of Boundary } ss.

W. H. Chubb

1973

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. Water Admn.

a Notice of Claim to a Water Right No. 98-4020/Mead

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 Aug. 9, 1973, ~~xxxx~~, and ending with the issue dated Aug. 16, 1973, ~~xxxx~~

Ruth M. Hoagland, bookkeeper

Subscribed and sworn to before me this 17 day of aug., 1973

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

98 4020

NOTICE OF CLAIM TO WATER RIGHT

NO. 98-4020

Notice is hereby given that Francis C. and Glea J. Mead, Star Route No. 1, Porthill, Idaho have filed a claim to a water right established by diversion and application to beneficial use of 10 gpm of water from an Unnamed Spring with point of diversion in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 26, T. 65N, R. 2W, B.M., Boundary County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes with priority of April 17, 1968; the place of use is within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 26, T. 65N, R. 2W, 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 August 9 and August 16, 1973.

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

Re: Claim to a Water Right No. 98-4020 - Francis C. & Glea J. Mead
" " " " " 98-4021 - " " " " " "

98 4020

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

August 28, 1973

4020

RECEIVED

AUG 20 1973

Department of Water Administration
Northern District Office

*Rt 1, box 404
Bonners Ferry, Ida, 83805*

August 17, 1973

R. Keith Higginson, Director
Idaho Dept. of Water Administration
401 Front Avenue
Coeur d'Alene, Idaho 83814

Re: WATER CLAIM NOS. 98-4020 and 98-4021

Dear Sir:

I have noticed that Mr. F.C. Mead is claiming a total of 27 gallons per minute of water for domestic purposes from two sources. This sounds like it would be far in excess of any reasonable domestic consumption. I respectfully request that you review this request carefully.

Very truly yours,

Terry Howe
TERRY HOWE

TH:jo

98 4020

RECEIVED

AUG 22 1973

PETITION AGAINST WATER RIGHT #98-4021

Department of Water Administration
Northern District Office

WE, THE UNDERSIGNED, ARE REGISTERING A PROTEST AGAINST
WATER RIGHT #98-4021 FILED BY FRANCIS C. AND GLEA J. MEAD
STAR ROUTE 1, PORTHILL, IDAHO FOR DIVERSION AND USE OF
WATER FROM SMITH CREEK.

MR. AND MRS. MEAD ARE MONOPOLIZING SMITH CREEK AND SMITH
CREEK FALLS WHICH IS THE ONLY NATURAL SCENIC ATTRACTION
IN BOUNDARY COUNTY. AT THE PRESENT TIME THEY ARE TRYING
TO CLAIM OWNERSHIP OF SMITH CREEK AND THE FALLS AND ARE
NOT ALLOWING ANYONE INTO THIS AREA.

FOREST SERVICE LAND BORDERS SMITH CREEK FALLS AND THIS
AREA IS TO BE CONSIDERED FOR A STATE PARK OR FOREST SERVICE
CAMPGROUND. THE PUBLIC SHOULD HAVE THIS SCENIC AREA MADE
AVAILABLE TO THEM WITH USE AND ACCESS TO THE WATER.

<u>NAME</u>	<u>ADDRESS</u>
<u>Wilo Halverson</u>	<u>Star Rt #1 Bonners Ferry Ida</u>
<u>Rita Halverson</u>	<u>Star Rt 1 Bonners Ferry Idaho</u>
<u>Leo S. Halverson</u>	<u>Box 55 PORTHILL IDA</u>
<u>Lora Halverson</u>	<u>Box 55 Porthill, Idaho</u>
<u>Gail Halverson</u>	<u>Star Rt. 1 - Bonners Ferry, Ida</u>
<u>Gladys E. Halverson</u>	<u>Star Rt. 1 - Bonners Ferry Idaho</u>
<u>Grace E. Avery</u>	<u>Bonners Ferry, Id. Star 1</u>
<u>Earl Avery</u>	<u>" " " "</u>
<u>John L. Linnemeyer</u>	<u>Bonners Ferry</u>
<u>Margaret Linnemeyer</u>	<u>Bonners Ferry, Ida. St. Rt. #1</u>
<u>Don Avery</u>	<u>Star Rt 1 Bonners Ferry, Idaho</u>
<u>Dorothy Avery</u>	<u>Bonners Ferry, Idaho</u>
<u>Maria Halverson</u>	<u>Bonners Ferry, Idaho</u>
<u>Wm. Lippase</u>	<u>Bonners Ferry, Ida</u>

PORTHILL IDAHO
AUG. 13, 1973

RECEIVED

AUG 22 1973

R. KEITH HIGGINSON
Idaho Department of Water Administration
401 Forrest Ave.
Coeur d'Alene Idaho

Department of Water Administration
Northern Idaho Office

Dear Sir;

We the undersigned protest the claim to a water right no. 98-4021
to be given to Francis C. Mead and Glea J. Mead on the grounds that
they are monopolizing one of the scenic areas of Northern Idaho
and a park and recreation area may be built on adjoining Forest Service
land. . . . A preceding water right may have an adverse effect on this
proposal.

David E. Ripatt Star Rt #1 - Porthill, Idaho
Raymond Hinton Rt #1 Bonners Ferry, Ida
Alice G. Hinton Bonners Ferry, Ida.
Ernest G. Krause Box 1271 Shiprock, N. M. 87420
William T. Krause - Porthill Ida
Robert R Krause Rt #1 Bonners Ferry, Idaho
Donette Meyer Box 128 Bonners Ferry, Idaho
~~Edna~~ Mrs Edward Houck Porthill, Idaho
Edward W Houck
Lloyd W Harner - Porthill Idaho
Bonnie Karnes - Porthill, Idaho

98 4020

September 11, 1973

RE: CLAIM TO A WATER RIGHT NO. 98-4020
CLAIM TO A WATER RIGHT NO. 98-4021

Mr. Francis C. Mead
Star Route 1
Porthill, Idaho 83853

Dear Mr. Mead:

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

98 4020

August 3, 1973

Re: Application No. 98-7080 - James M. Smith
" " 98-7081 - Max O. &/or Beverly A. May
Claim No. 98-4020 - Francis C. & Glea J. Mead
" " 98-4021 - " " " " " "

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

Bill submitted 8-27-73 by S

FE:CR

Enc: Legal Notices (4)

98 4020

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

Aug. 9 Notice of Claim to a water right No.
98-4020/Mead-29 lines 2 times \$ 11.31

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.

SIGNED: Bonnors Ferry Herald

BY [Signature] bookkeeper

98 4020

NOTICE OF CLAIM TO A WATER RIGHT

NO. 98-4020

Notice is hereby given that Francis C. and Glea J. Mead,
Star Route #1, Porthill, Idaho

~~has~~ ^{have} ~~xxx~~ filed a claim to a water right established by diversion and application
to beneficial use of 10 gpm ~~xxxxxx cubic feet per second~~ ~~xxxxxx acre feet per annum~~
of water from an Unnamed Spring
with point of diversion in the SE 1/4, Sec. 26, T. 66N, R. 2W, B.M.,
Bogndary County

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic
purposes
with a priority of April 17, 1968;
the place of use is within the SW 1/4, Sec. 26, T. 65N, R. 2W, 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 Bonnors Ferry Herald, Bonners Ferry, Idaho
on August 9 and August 16, 1973

**NOTICE OF CLAIM TO A WATER
RIGHT**

NO. 188-4020

Notice is hereby given that Francis C. and Glea J. Mead, Star Route No. 1, Porthill, Idaho have filed a claim to a water right established by diversion and application to beneficial use of 10 gpm of water from an Unnamed Spring with point of diversion in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 26, T. 65N, R. 2W, B.M., Boundary County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes with priority of April 17, 1968; the place of use is within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 26, T. 65N, R. 2W, 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 August 9 and August 16, 1973.

*o.k.
8-7-73
cl*

98 4020

August 3, 1973

Re: Claim to a Water Right No. 98-4020
" " " " " " 98-4021

Francis C. Mead
Star Route #1
Porthill, ID 83853

Dear Mr. Mead:

Attached is your receipt No. 11833 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:CR

Enclosure

98 4020