

AFFIDAVIT OF PUBLICATION

RECEIVED

AUG 6 1973

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

Department of Water Administration
Northern District Office

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 H.J. Orr/ Idaho dept. of Water Admn.

a Notice of Claim to a Water Right No. 98-4018

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 July 19, 1973, ~~196~~, and ending with the issue dated July 26, 1973, ~~196~~.

Lucas M. Hozlan, bookkeeper

Subscribed and sworn to before me this 3rd day of Aug., 1973.

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

98 4018

NOTICE OF CLAIM TO A WATER RIGHT NO. 98-4018

Notice is hereby given than Henry J. Orr, Star Route No. 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 a ground water source with point of diversion in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 20, T. 63N, R. 2E, B.M., Boundary County.

The water is claimed to be used from Jan. 1 to Dec. 31 for stockwatering purposes with a priority of

Sept., 1969, the place of use is within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 20, T. 63N, R. 2E, 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 July 19 and July 26, 1973.

Section 42-225a, Idaho Code

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.

(name of claimant)

ground water or surface water tributary to _____.

The extent and nature of said claim is as follows:

- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(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) Sept., 1969

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 ¼ NW ¼, Sec. 20 Twp. 63N 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. Gravity flow to stock tank.

- (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.

[illegible]

Total No. of acres

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Water has been used for watering 20 head of stock.

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

My commission expires SEPT. 11, 1978

Notary Public
Residing at Carmel, Cal.

State of Idaho
County of BOYER
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.

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.

A hand-drawn map on a grid. The map features a central point labeled "Point of Diversion" with two arrows pointing outwards. A dashed line, labeled "Line of Use", runs horizontally through the center. Numerical labels are placed at specific grid intersections: "20" is written in the center of the grid, "2E" is written in the upper right quadrant, and "63N" is written in the lower right quadrant. The grid is composed of solid and dashed lines forming a square pattern.

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R. KEITH HIGGINSON
Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on July 19 and July 26, 1973.

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

August 9, 1973

Re: Claim to a Water Right No. 98-4017
" " " " " " 98-4018

Henry J. Orr
Star Route #2
Bonners Ferry, ID 83805

Dear Mr. Orr:

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:CR

Enclosures

98 4018

July 13, 1973

Re: Application No. 98-7076 - Vern Lock
" " 98-7077 - Henry J. Orr
Claim No. 98-4017 - " " "
" " 98-4018 - " " "
" " 98-4019 - Laurence L. Holdeman

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 8-6-73 by CR

FE:CR

Enc: Legal Notices (5)

98 4018

STATEMENT

BONNERS FERRY HERALD

Complete Newspaper Coverage of Boundary County

P. O. Box 539

BONNERS FERRY, IDAHO — 83805

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

1973

July 19 Notice of Claim to a Water Right-
No. 98-4018-H. Orr-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:

BONNERS FERRY HERALD

[Signature], bookkeeper

4018

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Star Route #2, Bonners Ferry, Idaho

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to beneficial use of 0.02 cubic feet per second ~~acre feet per annum~~
of water from a ground water source

with point of diversion in the SW1/4, Sec. 20, T. 63N, R. 2E, B.M.,

Boundary County

The water is claimed to be used from Jan. 1 to Dec. 31 for stock-
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83814.

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" " " " " " 98-4018

Henry J. Orr
Star Route #2
Bonners Ferry, ID 83805

Dear Mr. Orr:

Attached is your receipt No. 10763 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

Enc: Receipt

98 4018