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Documents  
In File

Identification No. 98-4012  
Claim No. \_\_\_\_\_  
Map No. \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF WATER ADMINISTRATION

CLAIM TO A WATER RIGHT  
Established by Diversion and Application to Beneficial Use

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.

(Please refer to the instructions on the back of this form)

1. Name of claimant Remata D. Dodge  
post office address Box 22 Eastport, Idaho 83826  
2. The point of diversion is in SE 1/4 of NW 1/4 Section 34 Township 65N  
Range 2E B.M. located on Round Prairie Creek  
(name of source)  
tributary to Moxie River in Boundary County.

3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

a. Date of priority claimed:  
1910 amount: .02 c.f.s. or \_\_\_\_\_ acre feet  
1910 amount: .01 c.f.s. or \_\_\_\_\_ acre feet  
\_\_\_\_\_ amount: \_\_\_\_\_ c.f.s. or \_\_\_\_\_ acre feet  
Total claimed .03 c.f.s. or \_\_\_\_\_ acre feet.

b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:

.02 use Domestic period of use from 1/1 to 12/31 (both dates inclusive)  
.01 use Stockwater period of use from 1/1 to 12/31 (both dates inclusive)  
use \_\_\_\_\_ period of use from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
use \_\_\_\_\_ period of use from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive).

4. Description of diverting works: "See remarks"

a. Surface water diversion dam and/or headgate: material is composed of \_\_\_\_\_  
\_\_\_\_\_ ; length is \_\_\_\_\_ feet; height is \_\_\_\_\_ feet;  
width at bottom is \_\_\_\_\_ feet; width at top is \_\_\_\_\_ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

b. Underground water diverting works: is well flowing or pumped \_\_\_\_\_ ; depth of well is \_\_\_\_\_ feet; diameter of well is \_\_\_\_\_ inches; type of pump is \_\_\_\_\_  
capacity of pump is \_\_\_\_\_ g.p.m.; name and address of well driller is \_\_\_\_\_  
\_\_\_\_\_

attach well logs if available; has there been any change in pump or motor since well was first completed \_\_\_\_\_; if so, give dates and explain \_\_\_\_\_

c. Conveying works: length of ditch to place of use is \_\_\_\_\_ feet; width of ditch at top is \_\_\_\_\_ feet.

Conveying works: length of ditch to place of use is \_\_\_\_\_ feet; width of ditch at top is \_\_\_\_\_ feet; width of bottom of ditch is \_\_\_\_\_ feet; depth of water is \_\_\_\_\_ feet; grade of ditch per 1000 feet is \_\_\_\_\_ feet; material through which ditch passes is \_\_\_\_\_; maximum length of pipe line to first place of use is \_\_\_\_\_ feet; diameter of pipe line is \_\_\_\_\_ inches; type of pipe \_\_\_\_\_; grade of pipe per 1000 feet is \_\_\_\_\_.

Please explain any changes or increase in size of conveying system since water was first appropriated, giving date and dimensions if possible \_\_\_\_\_.

d. If water is stored, name of reservoir \_\_\_\_\_.

total capacity of reservoir is \_\_\_\_\_ acre feet; active capacity of reservoir is \_\_\_\_\_ acre feet;  
year construction commenced \_\_\_\_\_; year completed \_\_\_\_\_; date first used \_\_\_\_\_  
period of storage is from \_\_\_\_\_ to \_\_\_\_\_; is reservoir drained each year \_\_\_\_\_;  
is reservoir on or off stream \_\_\_\_\_ explain \_\_\_\_\_

if feeder canal is used give maximum carrying capacity \_\_\_\_\_ c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions \_\_\_\_\_

has there been any enlargement of the reservoir since it was first built \_\_\_\_\_, if so, give dates and describe \_\_\_\_\_

5. a. Where water is used for irrigation, describe area irrigated by 40-acre subdivisions and give total acres:

[illegible]

Total number of acres to be irrigated

Explain any significant increase in area irrigated since first use, give dates and acreages if known.

b. Do you get water through a ditch owned by several users? No If yes, give the name of the ditch  
The other users and their respective  
interests in the ditch are (if known) \_\_\_\_\_  
\_\_\_\_\_

6. Where water is used for stock watering, give number of each kind of stock watered 10 head cattle

7. Where water is used for domestic or municipal purposes give number of families served 1 family  
name of town supplied \_\_\_\_\_

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use,  
and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible,  
giving dates and quantities \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation

Water is diverted by use of buckets.  
A landing has been built from which the water  
is obtained by buckets. Cattle drink directly  
from the stream.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

State of Idaho

County of BOOTENAI } 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 2ND day of April, 1973.

Gomala D. Dodge  
Claimant

Corda M. Roberts  
Notary Public

Residing at COEUR D'ALENE, IDAHO

My commission expires SEPT. 11, 1976

For Department Use Only

|                                                                 |                           |                                 |            |
|-----------------------------------------------------------------|---------------------------|---------------------------------|------------|
| Received by <u>ZB</u> Date <u>4/2/73</u>                        | Exception filed by: _____ | Forwarded to claimant by: _____ | Date _____ |
| Prelim. check by <u>ZB</u> Date <u>4/2/73</u> <u>\$8600</u>     | _____                     | _____                           | _____      |
| Fee received by <u>ZB</u> Date <u>4/2/73</u> Fee <u>\$10.00</u> | _____                     | _____                           | _____      |
| Approved for publication by <u>ZB</u>                           | _____                     | _____                           | _____      |
| Published in <u>BOATERS FERRY HERALD</u> Dates <u>4-12-73</u>   | _____                     | _____                           | _____      |
| <u>4-19-73</u>                                                  |                           |                                 |            |

98 4012

RECEIVED

MAY 4 1901

INSTRUCTIONS

Your claim should set forth all necessary information to describe your claimed right. Failure to give enough information may make your claim of little value. Some of the items in the form may not apply to your situation. Please use additional sheets if space provided is not sufficient to fully answer the questions.

Paragraph No:

1. Give full name and post office address of person or company making the claim.
2. Describe the point of diversion by 40-acre subdivision. Give the name of the source, the drainage to which it is tributary if surface water, and the county in which the point of diversion is located. If there is more than one point of diversion, list others in the remarks section.
3. Give the priority dates and the quantities of water that you claim. You should accurately list the dates in each enlargement of the diversion. (Example: if you diverted 0.8 c.f.s. of water for irrigation on May 18, 1871, for the first time for use on 40 acres of land, and then later you enlarged the diversion by diverting an additional 0.4 c.f.s. of water to irrigate an additional 20 acres of land on June 1, 1901, your right should be described as follows:

|                           |               |         |               |           |
|---------------------------|---------------|---------|---------------|-----------|
| Date of priority claimed: | May 18, 1871  | amount: | 0.8 c.f.s. or | acre feet |
|                           | June 1, 1901  | amount: | 0.4 c.f.s. or | acre feet |
| Total claimed:            | 1.2 c.f.s. or |         |               | acre feet |

Since the water was used for irrigation between April 1 and October 31 on that particular farm, part b. would be completed as follows:

use irrigation period of use from April 1 to October 31 (both dates inclusive). If the water had been used for any other purpose, you would have described the priority date, amount, use, and period of use in a similar manner.

4. Describe the diversion works and explain any changes since the right was first initiated.
5. If the water is used for irrigation, give the total acreage and list the lands irrigated by 40-acre subdivisions and complete the other questions.
- 6, 7, & 8. Describe any other uses of water.
9. In the remarks section, give any information or details that you feel are not fully covered or that need clarifying. You might explain your operation, where the water is returned to if for an industrial or non-consumptive right, the condition and temperature of the returned water, and any other information to help explain your claim.

You may wish to include as a part of your claim, affidavits of witnesses who are familiar with your right and who have a personal knowledge of the circumstances which you have described in your claim. You may submit maps, drawings, certified copies of posted notices which may have been filed in the county courthouse, water measurement records, or any other document which you feel will support your claim.

Your claim will be advertised in a county newspaper for two weeks. Exceptions to your claim which dispute the water right that you have described may be received by the Department of Reclamation and you will be provided a copy of such exceptions.

The fee for filing a Claim to a Water Right is \$10.00. Your claim and fee may be submitted to one of the following offices:

Northern District  
Idaho Dept. of Water Administration  
401 Front Avenue, Room 209  
Coeur d'Alene, Idaho 83814

Southern District  
Idaho Dept. of Water Administration  
1041 Blue Lakes Blvd. North  
Twin Falls, Idaho 83301

Eastern District  
Idaho Dept. of Water Administration  
240 South Holmes  
Idaho Falls, Idaho 83401

Western District  
Idaho Dept. of Water Administration  
Statehouse - Annex 2  
Boise, Idaho 83707

# RECEIVED

## AFFIDAVIT OF PUBLICATION

### NOTICE OF CLAIM TO A WATER RIGHT NO. 98-4012

Notice is hereby given that Romola D. Dodge, Box 22, Eastport, 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 Round Prairie Creek, tributary to Moyie River with point of diversion in the SE14NW14, Sec. 34, T. 65N, R. 2E, 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 1910; the place of use is within the SE14NW14, Sec. 34, T. 65N, 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 April 12 and April 19, 1973.

STATE OF IDAHO }  
County of Boundary } ss.

APR 24 1973

William H. Chubb

being first duly sworn upon his oath, deposes and says that he is the publisher of the Bonners Ferry Herald at Bonners Ferry, Idaho in the Northern District Office

**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 State of Idaho Department of Water

a Notice of Claim to Water-No. 98-4012/Dodge

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 April 12, 1973, ~~1968~~, and ending with the issue dated April 19, 1973, ~~1968~~

Arthur M. Hays, bookkeeper

Subscribed and sworn to before me this 20 day of April, 1973

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

98 4012

STATEMENT

**BONNERS FERRY HERALD**

Complete Newspaper Coverage of Boundary County

P. O. Box 539

BONNERS FERRY, IDAHO — 83805

State of Idaho Dept. of Water Admin.  
401 Front Ave. Rm. 209  
Coeur d'Alene, Idaho 83814

1973

Apr. 12 Notice of Claim to Water-No. 98-4012-  
Dodge-30 lines 2 times

\$ 11.70

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.

**THE BONNERS FERRY HERALD**

SIGNED:

BY:

*John M. Hylman*

bookkeeper

98 401

98-4012

RECEIVED

Department of Water Administration

Spokane, Washington  
19 March 1973

SUBJECT: Water Rights Request.

TO: Mr. KIETH HIGGINSON  
State Reclamation Engr.  
Idaho Dept. of Reclamation  
Statehouse  
Boise, Idaho

RECEIVED

MAR 27 1973

Department of Water Administration  
Northern District Office

FROM: ROMOLA D. DODGE  
S 1511 SE Blvd.  
Spokane, Wash. 99203  
By ADRIAN B. DODGE (husband)

Dear Sir,

My wife has requested that I write to you for an application for water rights on her property at SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Sec 34 T65N, R2E, located approximately 4 miles south of EASTPORT, IDAHO and astride ROUND PRAIRIE CREEK just north of junction with MOYLE RIVER.

I understand that the same form may be used for domestic use from the creek and for application for rights to drill a well? Irrigation?

Any instructions regarding application and water rights laws of the State of IDAHO and the U.S. pertaining to the State of IDAHO will be greatly appreciated.

Sincerely yours,

*Adrian B. Dodge*

ADRIAN B. DODGE  
S 1511 SE BLVD.  
Spokane, Wash 99203

FORMS SENT 3-23-73. *cd*

Also:  
Box 22  
Eastport, Ida. 83805

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

May 3, 1973

Re: Claim to a Water Right No. 98-4012

Romola D. Dodge  
Box 22  
Eastport, ID 83826

Dear Ms. Dodge:

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:CR

Enc: copy of claim

98 4012

April 6, 1973

Re: Claim No. 98-4012 - Romola D. Dodge

Bonnors Ferry Herald  
212 Main  
Bonnors 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 4-30-73 by de

FE:CR

Enc: Legal Notice

98 4012

NOTICE OF CLAIM TO A WATER RIGHT

NO. 98-4012

Notice is hereby given that Romola D. Dodge,

Box 22, Eastport, Idaho

has filed a claim to a water right established by diversion and application  
to beneficial use of 0.03 cubic feet per second ~~acres feet per annum~~

of water from Round Prairie Creek, tributary to Moyie River

with point of diversion in the SE 1/4, Sec. 34, T. 65N, R. 2E, 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 1910;

the place of use is within the SE 1/4, Sec. 34, T. 65N, R. 2E, B.M. 2

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 Bonnerr's Ferry Herald, Bonners Ferry, Idaho

on April 12 and April 19, 1933

**NOTICE OF CLAIM TO A WATER**

**RIGHT**

**NO. 98-4012**

Notice is hereby given that Rom-

ola D. Dodge, Box 22, Eastport,

Idaho has filed a claim to a water

right established by diversion and

application for beneficial use of 0.03

cubic feet per second of water from

Round Prairie Creek, tributary to

Moyie River with point of diversion

in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 34, T. 65N,

R. 2E, B.M., Boundary County.

The water is claimed to be used

from Jan. 1 to Dec. 31 for domestic

(0.02 cfs) and stockwatering pur-

poses (0.01 cfs) with a priority of

1910; the place of use is within the

SE $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 34, T. 65N, R. 2E,

B.M.

Any exception to this claim of

water right may be filed with the

Idaho Department of Water Admin-

istration, 401 Front Avenue, Coeur

d'Alene, Idaho 83814.

R. KEITH HIGGINSON

Director

Published in the Bonners Ferry

Herald, Bonners Ferry, Idaho on

April 12 and April 19, 1973.

2104 86

OK  
4-13-73  
CR