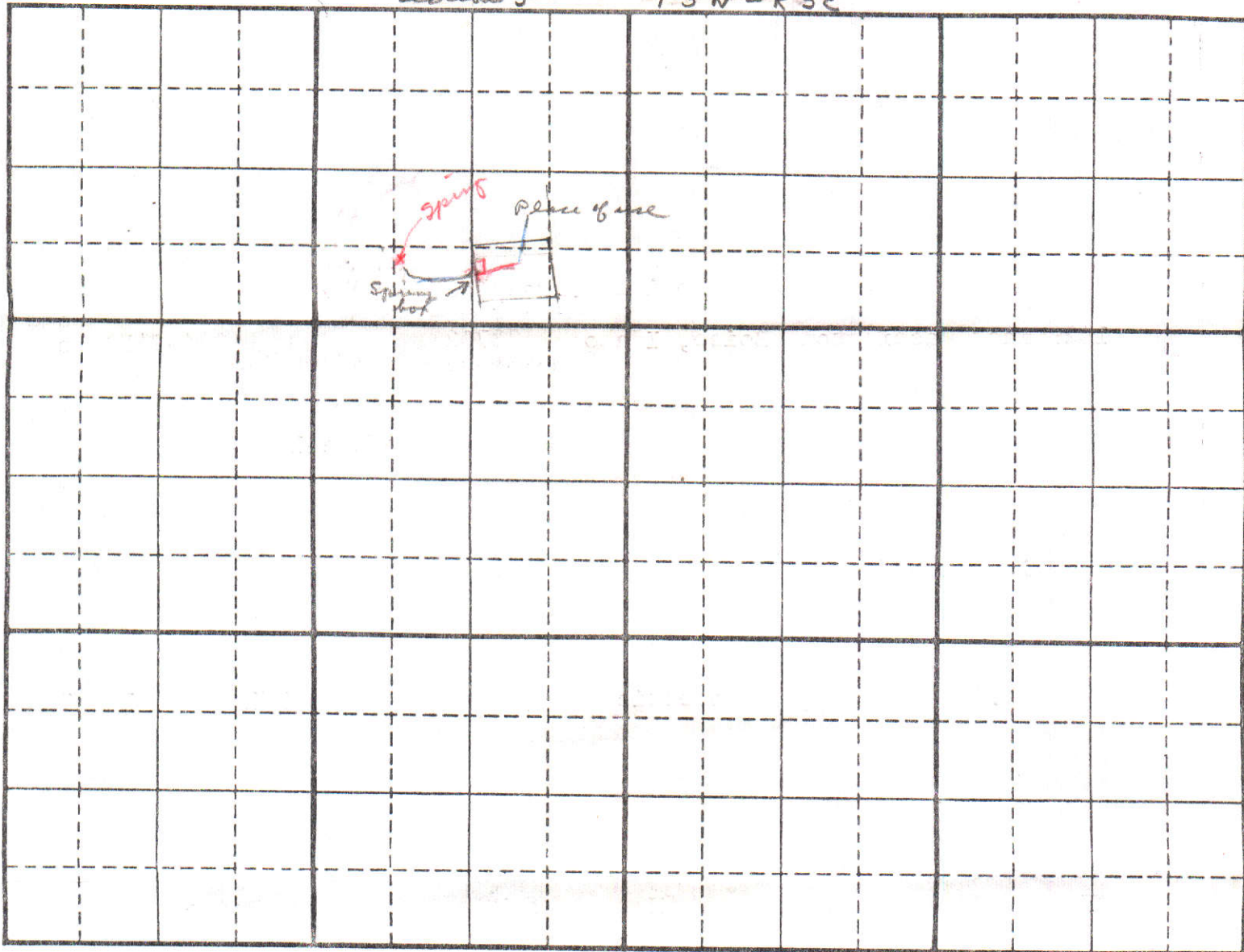


(8) Remarks

Used for drinking water and modest domestic use

Section 5 T 5N - R 5E



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 Ada) 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 24 day of July

Dorine D. Goertzen
(Claimant)

19 79

Dwight J. Bodul
Notary Public
Residing at Boise, Idaho

My commission expires 6/16/79

FOR DEPARTMENT USE ONLY

Received by kw Date 7/26/79 Exception filed by: Forwarded to
Prelim. check by chs Date 8/1/79 #14487 claimant by: Date
\$20.00 fee received by kk Date
Published in The Idaho World U.S. Forest Service KL 9/21/79
Dates 8/10 & 8/17/79 Stephen Butler

STATE OF IDAHO,
County of Boise

*OK
KR
9/21/79*
Bruce Reichert, being
duly sworn, deposes and says:
that he is the manager and principal clerk of THE IDAHO WORLD, a weekly newspaper published at Idaho City, in the County of Boise and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Idaho City; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for
.....²..... consecutive weeks in the entire and regular issue of every number of said paper during the period and time of publication and was published in the newspaper and not a supplement; that said paper has been established and regularly and continuously published for more than seventy-eight weeks past previous to the first publication of this notice. Such notice was published in the issue beginning with

....⁸⁻¹⁷..., 197⁹.. and ending

with the issue of ⁸⁻²⁴.

197⁹..
E. E. E. E. E.

Subscribed and sworn to before

me this ^{19th} day of ^{Sept.} 197⁹.

Ruth N. Sparrow
Clerk Dist. Ct.
By: Kris Hoffman

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

63-4674

GOERTZEN, DORINE D.
1429 EAST WASHINGTON, BOISE, ID. 83702
Source: SPRING RUNOFF
Priority Date: 01/01/1947
Amount: 0.04 CFS
Diversion Point: SWSE Sec 05 T 05N R 05E, BOISE CO.
Use: DOMESTIC (0.04 CFS) from 01/01 to 12/31
Place of Use: SWSE Sec 05T 05N R 05E
Diversion Means: SPRING BOX & PIPELINE

63-4675

GOERTZEN, DORINE D.
1429 EAST WASHINGTON, BOISE, ID. 83702
Source: SPRING
Priority Date: 01/01/1947
Amount: 0.06 CFS
Diversion Point: SESE Sec 05 T 05N R 05E, BOISE, CO.
Use: DOMESTIC (0.06 CFS) from 01/01 to 12/31
Diversion Means: GRAVITY PIPELINE

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83709.

C. STEPHEN ALLRED
DIRECTOR

Published in the IDAHO WORLD, Idaho City, Idaho, 83631, August 17, and August 24, 1979.

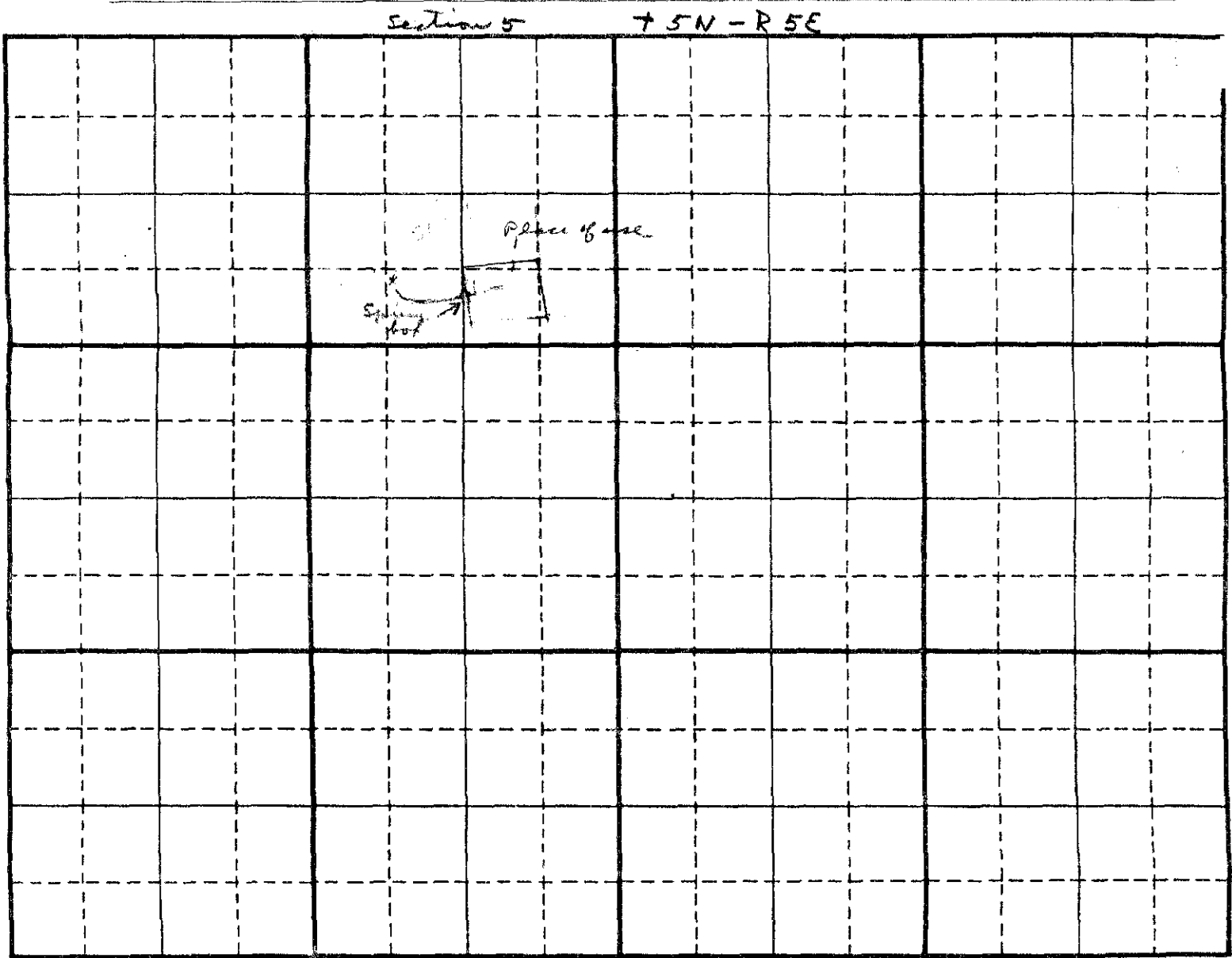
RECEIVED
SEP 20

Department of Water Resources
Western Regional Office

MICKUTILMED

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

(8) Remarks Used for drinking water and modest domestic use



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 Ada) 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 24 day of July, 19 79.

Dorine D. Goertzen
(Claimant)
Dwight J. Bodul
Notary Public
Residing at Boise, Idaho

My commission expires 6/16/79

FOR DEPARTMENT USE ONLY

Received by <u>kk</u>	Date <u>7/26/79</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>kk</u>	Date <u>8/1/79</u>		claimant by:	
\$20.00 fee received by <u>kk</u>	Date <u>8/1/79</u>	<u>#14487</u>		
Published in <u>The Idaho World</u>	<u>U.S. Forest Service</u>		<u>KL</u>	<u>9/21/79</u>
Dates <u>8/10 & 8/17/79</u>	<u>Stephen Butler</u>			

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE

Idaho City Ranger District
Idaho City, ID 83631

August 28, 1979



Mr. C. Stephen Allred
Director
Idaho Dept. of Water Resources
92 S. Cole Road
Boise, ID 83709

Your Ref. Water Rights application #63-4674 & #63-4675

Dear Mr. Allred,

In the Legal Section of the Idaho World, August 17 & 24, 1979 two applications, #63-4674 & #63-4675, were made by a Mrs. Dorine D. Goertzen. I am contesting this application for the following reasons.

1. The land is National Forest land.
2. A mining claim is filed by Mrs. Goertzen, but she has applied for water to be used domestically and not for mining purposes.
3. I suspect that the cabins on the mining claim are used as a summer home and not for the purpose of extracting minerals.

I am in the process of getting this trespass taken care of. At this time I would like to postpone the issuing of this water right. Your cooperation is appreciated.

STEPHEN D. BUTLER
District Forest Ranger

RECEIVED

AUG 30 1979

Department of Water Resources
Western Regional Office

NOTICE OF CLAIMS TO WATER

Notice is hereby given that the claim(s) to water right(s) have been by diversion and application to ben

63-4674

GOERTZEN, DORINE D.
1429 EAST WASHINGTON, BOISE, ID. 83702
Source: SPRING RUNOFF
Priority Date: 01/01/1947
Amount: 0.04 CFS
Diversion Point: SWSE Sec 05 T 05N R 05E, BOISE CO.
Use: DOMESTIC (0.04 CFS) from 01/01 to 12/31
Place of Use: SWSE Sec 05T 05N R 05E
Diversion Means: SPRING BOX & PIPELINE

63-4675

GOERTZEN, DORINE D.
1429 EAST WASHINGTON, BOISE, ID. 83702
Source: SPRING
Priority Date: 01/01/1947
Amount: 0.06 CFS
Diversion Point: SESE Sec 05 T 05N R 05E, BOISE, CO.
Use: DOMESTIC (0.06 CFS) from 01/01 to 12/31
Diversion Means: GRAVITY PIPELINE
Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83709.
C. STEPHEN ALLRED
DIRECTOR
Published in the IDAHO WORLD, Idaho City, Idaho, 83631, August 17, and August 24, 1979.

STATE OF IDAHO,
County of Boise

Bruce Reichert, being duly sworn, deposes and says: that he is the manager and principal clerk of THE IDAHO WORLD, a weekly newspaper published at Idaho City, in the County of Boise and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Idaho City; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for consecutive weeks in the entire and regular issue of every number of said paper during the period and time of publication and was published in the newspaper and not a supplement; that said paper has been established and regularly and continuously published for more than seventy-eight weeks past previous to the first publication of this notice. Such notice was published in the issue beginning with

....8-17-1979, and ending

with the issue of 8-24-1979.

1979. *B. Reichert*

Subscribed and sworn to before

me this 19th day of Sept. 1979.

R. L. N. [Signature]
By: [Signature]

RECEIVED
SEP 20

Department of Water Resources
Western Region

Gordon Scott
1610 North 10th
Boise, ID
September 4, 1979

Mr. C. Stephen Allred
Director
Dept. of Water Resources
92 South Cole Road
Boise, ID 83709

RE: 63-4674 & 63-4675

Dear Mr. Allred:

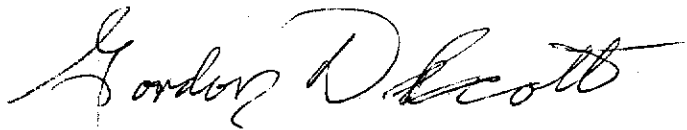
In the Leal Section of the Idaho World, August 17 & 24, 1979 two applications, #63-4674 and #63-4675, were made by a Mrs. Dorine D. Goertzen. I am contesting this application for the following reasons.

1. Wrong legal description.
2. Filed on our property without an easement.

I take exception to these filings for the above reasons.

Sincerely,

GORDON SCOTT



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PAGE 1
17-DEC-1985 21:44:31

D A T E S		D A T E S		F L A G S	
47	PRIORITY - 1-JAN-1947	55	LICENSE -	63	TRANSFER/AMENDED -
48	PROOF DUE -	56	APPL RECEIVED -	64	DLE/CAREY ACT -
49	PROOF MADE -	57	FIELD EXAM MADE -	65	FLAG_1 -
50	APPROVE/DENIED -	58	DECREE -	66	FLAG_2 -
51	PROTESTED -	59	START WORK -	67	FLAG_3 -
52	HEARING -	60	ORDER SHOW CAUSE -		
53	VERIFIED -	61	DATE_1 -		
54	LAST UPDATE - 17-DEC-1985	62	DATE_2 -		

IDENT. NO.

WATER RIGHT
DATA ENTRY LOG

Item

8/13

Transfer Approved

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: G. H. Sisco

Right Number 003-4674 Applicant Boertzen

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☒ Exceptions processed.

By DBS Date 9/21/79

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Juni Date 9/25/79

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

92 South Cole Road
Boise, Idaho 83709
(208) 384-2190

AUGUST 29, 1979

DORINE D. GOERTZEN
1429 EAST WASHINGTON
BOISE ID 83702

RE: Claim No. 63-4674

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

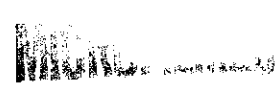
If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

DAVID B. SHAW
Western Region Supervisor

Enclosure





State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83705

JOHN V. EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED
Director

(208) 384-2190

September 4, 1979

Stephen B. Butler
District Forest Ranger
Idaho City Ranger District
Idaho City, ID 83631

RE: Claim to a Water Right Nos. 63-4674 & 63-4675

Dear Mr. Butler:

This office acknowledges receipt of your correspondence concerning the above referenced claim to a water right.

The Department will not schedule a hearing in the matter or evaluate for conformation the right claimed, since Section 42-244, Idaho Code, states in part the following:

"At anytime after the filing of a claim, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources."

If we can be of further assistance, please contact us.

Sincerely,

DAVID B. SHAW
Western Region Supervisor

kk

DBS:kk

MICKFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83705

JOHN V. EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED
Director

(208) 384-2190

September 4, 1979

Gordon Scott
1610 North 10th
Boise, Id 83702

RE: Claim to a Water Right Nos. 63-4674 & 63-7675

Dear Mr. Scott:

This office acknowledges receipt of your correspondence concerning the above referenced claim to a water right.

The Department will not schedule a hearing in the matter or evaluate for conformation the right claimed, since Section 42-244, Idaho Code, states in part the following:

"At anytime after the filing of a claim, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources."

If we can be of further assistance, please contact us.

Sincerely,

DAVID B. SHAW
Western Region Supervisor

kk

DBS:kk

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MICHIGAN



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83705

JOHN V. EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED
Director

(208) 384-2190

September 4, 1979

Dorine D. Goertzen
1429 East Washington
Boise, ID 83702

RE: Claim to a Water Right Nos. 63-4674 & 63-4675

Enclosed are copies of exceptions filed by the U.S. Forest Service and Gordon Scott in connection with the above referenced claim to a water right.

The Department will not schedule a hearing in this matter or evaluate for conformation the right claimed, since Section 42-244, Idaho Code states in part the following:

"At anytime after the filing of a claim, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources."

If we can be of further assistance, please contact us.

Sincerely,

DAVID B. SHAW
Western Region Supervisor

kk

Enclosures

MICROFILMED

NOTICE OF CLAIMS TO WATER RIGHTS

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Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83709.

C. STEPHEN ALLRED

Director

Published 8/8 & 8/15/79.

MICROFILMED

63-4674-

GOERTZEN, DORINE D.

1429 EAST WASHINGTON, BOISE, ID 83702

Source: SPRING RUNOFF

Priority Date: 01/01/1947

Amount: 0.04 CFS

Diversion Point: SWSE Sec 05 T 05N R 05E, BOISE Co.

Use: DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: SWSE Sec 05 T 05N R 05E

Diversion Means: SPRING BOX & PIPELINE

MICROFILMED