

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Clearwater } ss.

Nancy Noble

being first duly sworn, on oath, deposes and says:

That I am and at all times herein mentioned have been a citizen of the United States and of the State of Idaho, over 21 years of age, and that I am not a party to nor interested in the above entitled proceeding; that I am and at all times herein mentioned have been the Editor, Foreman, of THE CLEARWATER TRIBUNE: That said Clearwater Tribune is a newspaper of general circulation, printed and published weekly at Orofino, in the County of Clearwater and State of Idaho; that the Clearwater Tribune has been continuously and uninterruptedly published in Clearwater County, Idaho during the period of seventy-eight consecutive weeks prior to the first publication of attached copy of

Notice of Claim to a Water Right
No. 84-4042 H. Barnes

That said Notice

of which the annexed is a full, true and correct printed copy, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for full period of two consecutive issues commencing on the 8th day of September, 19 77, and ending on the 15th day of September, 19 77.

Nancy Noble

Subscribed and sworn to before me this 16th day of September, 19 77

James Wilson

NOTARY PUBLIC IN AND FOR THE STATE OF IDAHO
RESIDING AT OROFINO THEREIN

NOTICE OF CLAIM TO A WATER RIGHT NO. 84-4042

Notice is hereby given that Howard B. Barnes, Rt. 3, Box 21, Orofino, Id. 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 an unnamed spring with point of diversion in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 11, T35N, R2E, B.M., Clearwater County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes with a priority of 1956; the place of use is within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 11, T35N, R2E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho, 83814.

C. Stephen Allred, Director
9-8,15c

OK
9-23-77
\$

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

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.

Notice is hereby given that Howard B. Barnes
(name of claimant)
of Rt 3 Box 21, Orifino, Id 83544, claims a right to the diversion and beneficial use of
(mailing address)
the public water of the State of Idaho

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, tributary to, _____
- (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>0.03</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: 203 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) 1956

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 $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 11 Twp. 35N Rge. 2E B. M. County of Clearwater
 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. Developed Spring w/ pipeline to place of use

- (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: Domestic for one house hold

- (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.

State of Idaho)
County of) ss.
[Signature]

the affiants knowledge.

Howard B. Barnes,
(Claimant)
1922,
John B. Barnes

Notary Public
Residing at *Redwood City*

John Doe

Received by Date 8-30-77
Prelim. check by Date 8-31-77
Exception filed by:
Forwarded to Date

Approved for publication by _____
Shawar Mahmood - owner
 Dates 9-8-15-22

Shaw-Walker - 6-84

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Clearwater } ss.

Nancy Noble

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Notice of Claim to a Water Right

No. 84-4042 H. Barnes

That said Notice

of which the annexed is a full, true and correct printed copy, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for full period of two consecutive issues commencing on the 8th day of September, 19 77, and ending on the 15th day of September, 19 77

on the 15th day of September, 19 77

Nancy Noble

Subscribed and sworn to before me this 16th day of September, 19 77

G. A. W. White

NOTARY PUBLIC IN AND FOR THE STATE OF IDAHO

RESIDING AT OROFINO THEREIN

NOTICE OF CLAIM TO A WATER RIGHT NO. 84-4042

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C. Stephen Allred, Director
9-8, 15c

OK
9-23-77
\$



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

July 24, 2001

DIRK KEMPTHORNE
Governor

RECEIVED KARL J. DREHER
Director

HOWARD B BARNES
13013 E MISSION AVE APT 56
SPOKANE WA 99216-1029

JUL 30 2001

Re: Snake River Basin Adjudication (SRBA)
Water Rights #84-4041, 84-4042, 84-10447 and 84-10449
Change of Address

Department of Water Resources

Records Modified 7-31-01

Dear Water Right Holder:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your water right or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary and **list any other water rights you may have** before returning this letter by July 31, 2001. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the water right record.

Sincerely,

Sally Sherman

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

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The address is correct as shown above or as otherwise changed.

Howard B. Barnes

1-509-921-0548

Claimant Signature

Telephone No.

Signed 7-28-01 H.B.

MICROFILMED

SEP 25 2001

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

RECEIVED

JUL 16 2001

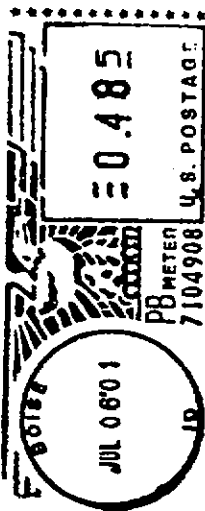
Department of Water Resources

July 6, 2001

HOWARD B BARNES
1309 N EVERGREEN RD APT 9
SPOKANE WA 99216-3715

MICROFILMED

SEP 25 2001



POSTAGE
PAID CLASS

84-4041
84-4042
84-10447
84-10449

992162009 1A00 04 07/11/01
BARNES TO SENDER
RETURN HOWARD B
BARNES MISSION AVE APT 56
SPOKANE WA 99216-1029

84-1725 - 0003 1 4



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED

JUL 16 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

July 6, 2001

HOWARD B BARNES
1309 N EVERGREEN RD APT 9
SPOKANE WA 99216-3715

RE: Snake River Basin Adjudication (SRBA)
Water Rights #84-4041, 84-4042, 84-10447, 84-10449

Dear Water Right Holder:

Mail sent to you by the SRBA Court was returned to the SRBA Court by the Postal Service. We received the returned mail on July 2. The Postal Service advised us your address has changed to the above address. We have enclosed the returned mail.

Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, list **any other water rights you have**, and return this letter by July 31, 2001. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records. Be sure to list your water right numbers.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1/800-451-4129 to obtain a form to make this required change to the water right records.

Sincerely,

Sally Sherman

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosure:

Returned Mail

#####

The address is correct as shown above or as otherwise changed.

Water Right Holder's Signature

MICROFILMED

Telephone No.

SEP 25 2001

8A-104A
8A-104A
8A-104A
8A-104A
8A-104A

PARN51Z
 035447019 1999 05 01/09/01
 TIME EXP RTN TO SEND
 FORWARD
 BARNES, HOWARD B
 1309 N EVERGREEN RD APT 9
 SPOKANE WA 99216-3715

RECEIVED - 1981 JAN 14

63303-2707

Abstract

8A-704129
8A-704449
8A-704449

Water Right

NAME AND ADDRESS: HOWARD B BARNES
3512 GREER RD
OROFINO, ID 83544

BARNES12 035442019 1999 05 01/03/01
 FORWARD TIME EXP RTN TO SEND
 BARNES, HOWARD B
 1300 N EVERGREEN RD APT 9
 SPOKANE WA 99216-3715

~~MICROFILMED~~

SEP 25 2008



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT
4055 Government Way
667-6484

COEUR D' ALENE, IDAHO 83814

September 26, 1977

RE: Claim No. 34-4041 & 84-4042

Howard B Barnes
Rt 3 Box 21
Orofino, Id 83544

Dear Mr Barnes,

The Department of Water Resources 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 our 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, please contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH:ab

Enclosure

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

September 1, 1977

RE: Claim No 84-4041 & 84-4042.

Clearwater Tribune
Box 71
Orofino, Id 83544

Gentlemen:

Enclosed is 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 our office along with the publication bill. Your cooperation in this matter is appreciated.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:ab

Enc: Legal Notice(s)

*Ball Received
9-23-77
B*

NOTICE OF CLAIM TO A WATER RIGHT

NO. 84-4042

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Rt 3 Box 21, Orofino, Id
has filed a claim to a water right established by diversion and application
to beneficial use of 0.03 cubic feet per second ~~gallons per minute~~
of water from an unnamed spring
with point of diversion in the SE 1/4 Sec 11, T35N, R2E, B.M., Clearwater
County

The water is claimed to be used from Jan 1 to Dec 31
for domestic purposes

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83814.

C. STEPHEN ALLRED
Director

Published in the Clearwater Tribune, Orofino, Id
on September 8 and September 15, 1977

MICROFILMED
SEP 11 1977
FBI - IDAHO