

(8) Remarks _____

28 Q T-37N

R-2E

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)
) ss.
County of Kootenai)

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 22 day of April, 1922

Notary Public

Residing at Kathdum Rd

My commission expires 12/31/2011

For Department Use Only

Received by KK Date 4/22/77 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by _____ Date 4/22/77 # 5441 claimant by: _____
\$10.00 fee received by KK Date 4/22/77 _____
Approved for publication by [Signature] 5-22-77 _____
Published in CLEARWATER TRIBUNE _____
Dates 5-5; 5-12-77 _____

5-22-77 OK. JS

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. 84-4029 Firzlaff

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 5th day of May, 1977, and ending on the 12th day of May, 1977.

Subscribed and sworn to before me this 13th day of May, 1977

Nancy Noble

Dans White

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

NOTICE OF CLAIM TO A WATER RIGHT NO. 84-4029

Notice is hereby given that James R. &/or Betty A. Firzlaff, Rt. 3, Box 94A, Orofino, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.05 cubic feet per second of water from a ground water source with point of diversion in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 28, T37N,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 April, 1975; the place of use is within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec 28, T37N,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
Published in the Clearwater Tribune, Orofino, Idaho on May 5 and May 12, 1977.

OK
5-23-77

MICROFILMED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

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.

Betty A. Anderson Betty A.

Notice is hereby given that Betty A. And/or Betty A.
Mrs. JAMES R. FIRZLAFF
(name of claimant)

of Pc. 3 Box 94A, DEOFINO, IDA 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) GROUNDWATER -
_____, 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 0.05 Use DOMESTIC Period of Use: From JAN 1 To DEC 31
 Amount _____ Use _____ Period of Use: From _____ To _____
 Amount _____ Use _____ Period of Use: From _____ To _____
 (cfs, gpm (dom., irri., stock, etc.) (both dates inclusive)

- (3) Total quantity of water claimed: 0.05 cubic feet per second, or _____ acre feet per annum, and/or 23 gallons per minute.

- (4) Priority claimed: (the date water was first applied to beneficial use) APRIL 1975

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 $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 28 Twp. 37N 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. WELL

- (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]

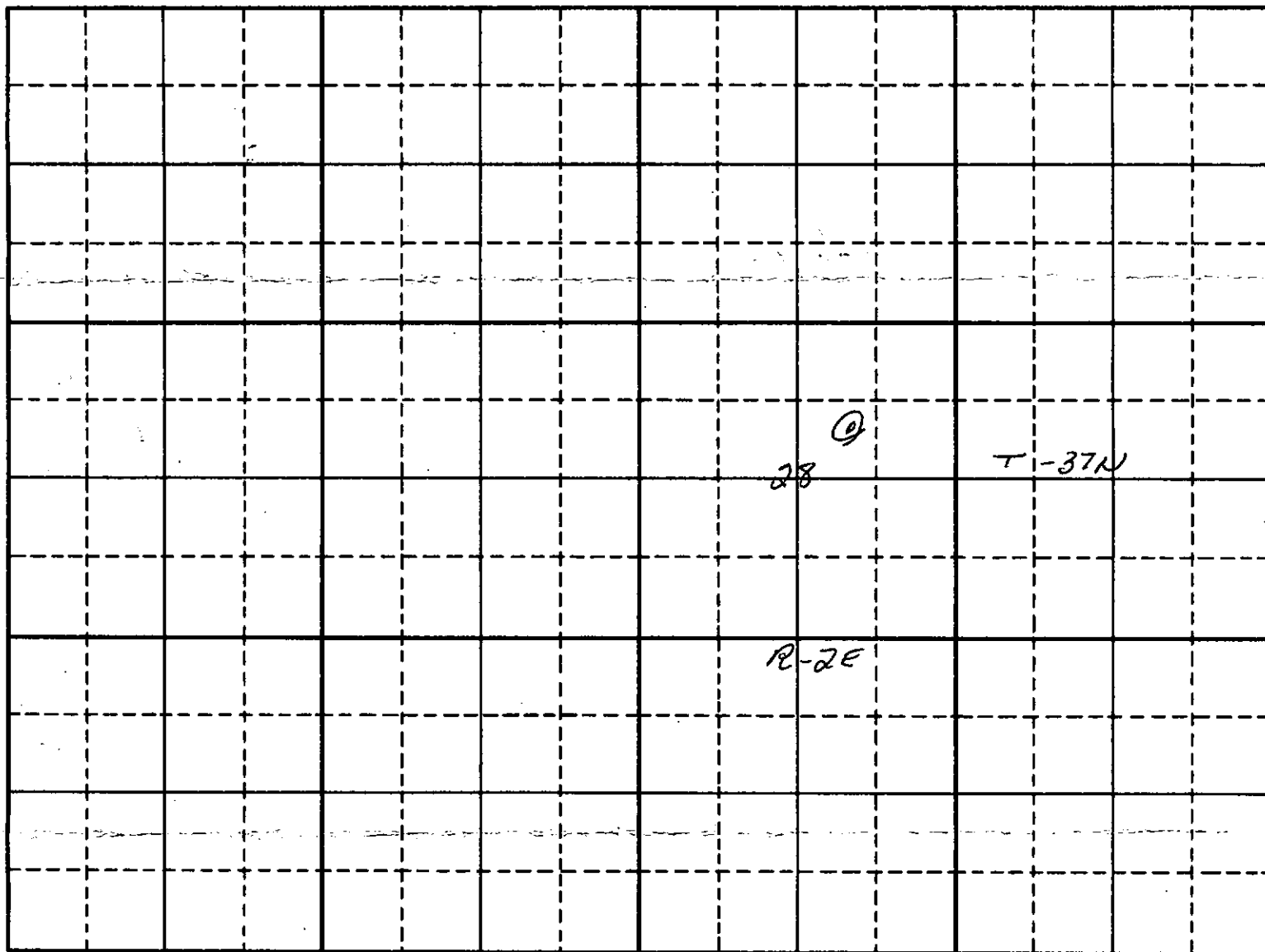
Total No. of acres _____

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible:**

DOMESTIC USE ONE HOUSEHOLD

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

(8) Remarks _____

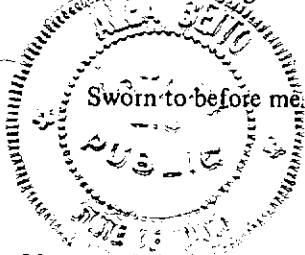


Scale: 2 inches equal 1 mile.

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 Kootenai) 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.



James R. Firlzloff
Betty A. Firlzloff
(Claimant)

Alma B. Pinto
Notary Public
Residing at Partholman Rd

My commission expires life

For Department Use Only

Received by <u>KK</u>	Date <u>4/22/77</u>	Exception filed by:	Forwarded to	Date
Prelim. check by _____	Date <u>4/22/77</u>	<u>#5441</u>	claimant by:	
\$10.00 fee received by <u>KK</u>	Date <u>4/22/77</u>			
Approved for publication by <u>AD</u>	Date <u>5-22-77</u>			
Published in <u>CLEARWATER TRIBUNE</u>				
Dates <u>5-5; 5-12-77</u>				

5-22-77 OK. JB

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. 84-4029 Firzlauff

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 5th day

of May, 1977, and ending on the 12th day of May, 1977.

Subscribed and sworn to before me this 13th day of May, 1977.

Nancy Noble

Dans White

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

NOTICE OF CLAIM TO A WATER RIGHT

NO. 84-4029

Notice is hereby given that James R. &/or Betty A. Firzlauff, Rt. 3, Box 94A, Orofino, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.05 cubic feet per second of water from a ground water source with point of diversion in the SW 1/4 NE 1/4 Sec 28, T37N, 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 April, 1975; the place of use is within the SW 1/4 NE 1/4, Sec 28, T37N, 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
Published in the Clearwater Tribune, Orofino, Idaho on May 5 and May 12, 1977.

OK 5-23-77



RECORDED

ACT
ION

N OWNER LAST NAME - FIRZLAFF

FIRST NAME - BETTY A.

N OWNER LAST NAME - FIRZLAFF

FIRST NAME - JAMES R.

N ADDRESS LINE 1 - RT. 3 BOX 94A

CITY - OROFINO

STATE - ID ZIP CODE - 83544

N SOURCE - GROUNDWATER

N STAGE - STATRY CLM

PRIORITY - 04-01-1975 COUNTY - CLEARWATER TOTAL DIV. RATE - .0500CFS

N DIVERSION POINT - SWNE 28 37N 02E

N FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE DIV. RATE - .0500CFS

N USE - DOMESTIC

PLACE OF USE - TWN 37N RNG 02E SEC 28 TRACT SWNE

IDENT. NO. 84-4029

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 184-4029
Old No. _____ New No. _____

Record

1. Original Owner: Betty A. + James R. Fierzlaff

Present Owner: _____

2. Address: Box 94A

3. City: Orapine State: Id Zip: 83544

4. A. Source of Water: Sw

B. Tributary of: _____

5. A. Stage (A,P,L,D,S,J): I

B. Status (D,L,R,C,A,I,F - leave blank if valid): _____

C. Priority Date: 4-1-1975

D. County: 35

E. Total Diversion Rate: .05

F. Total Diversion Volume: _____

G. Transfer/Amendment (P,T of A or blank): _____

H. Water District: _____

I. DLE/Carey Act (D,C or blank): _____

J. Right Basis (for adjudication claims A,B,C only): _____

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>SWNE</u>	<u>28</u>	<u>37N</u>	<u>2E</u>	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____

7. Period of Use, Use, Diversion Rate/Volume:

from 1-1 to 12-31 for R purposes. Amount .05
(cfs or AG FT/yr)

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: 

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):



STATE OF IDAHO

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

COEUR D'ALENE, IDAHO 83814

May 23, 1977

RE: Claim No. 84-4029

James R. &/or Betty A Firzlaff
Rt 3 Box 94A
Orofino, Id 83544

Dear Mr & Mrs Firzlaff,

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 DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

April 28, 1977

RE: Claim to a Water Right No. 84-4029 - Firzlaff

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:cp

Enc: Legal Notice(s)

Bill Perovich
5-23-77
\$

MICROFILMED

NOTICE OF CLAIM TO A WATER RIGHT

NO. 84-4029

Notice is hereby given that James R. Eiler Betty A. Firzlaff

Rt 3 Box 94A, Orofino, Id

has filed a claim to a water right established by diversion and application
to beneficial use of 0.05 cubic feet per second ~~gallons per minute~~

of water from a ground water source

with point of diversion in the SW 1/4 Sec 28, T37N, 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 April, 1975;

the place of use is within the SW 1/4 Sec 28, T37N, 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

Published in the Clearwater Tribune, Orofino, Id

on May 5 and May 12, 1977

MICROFILMED