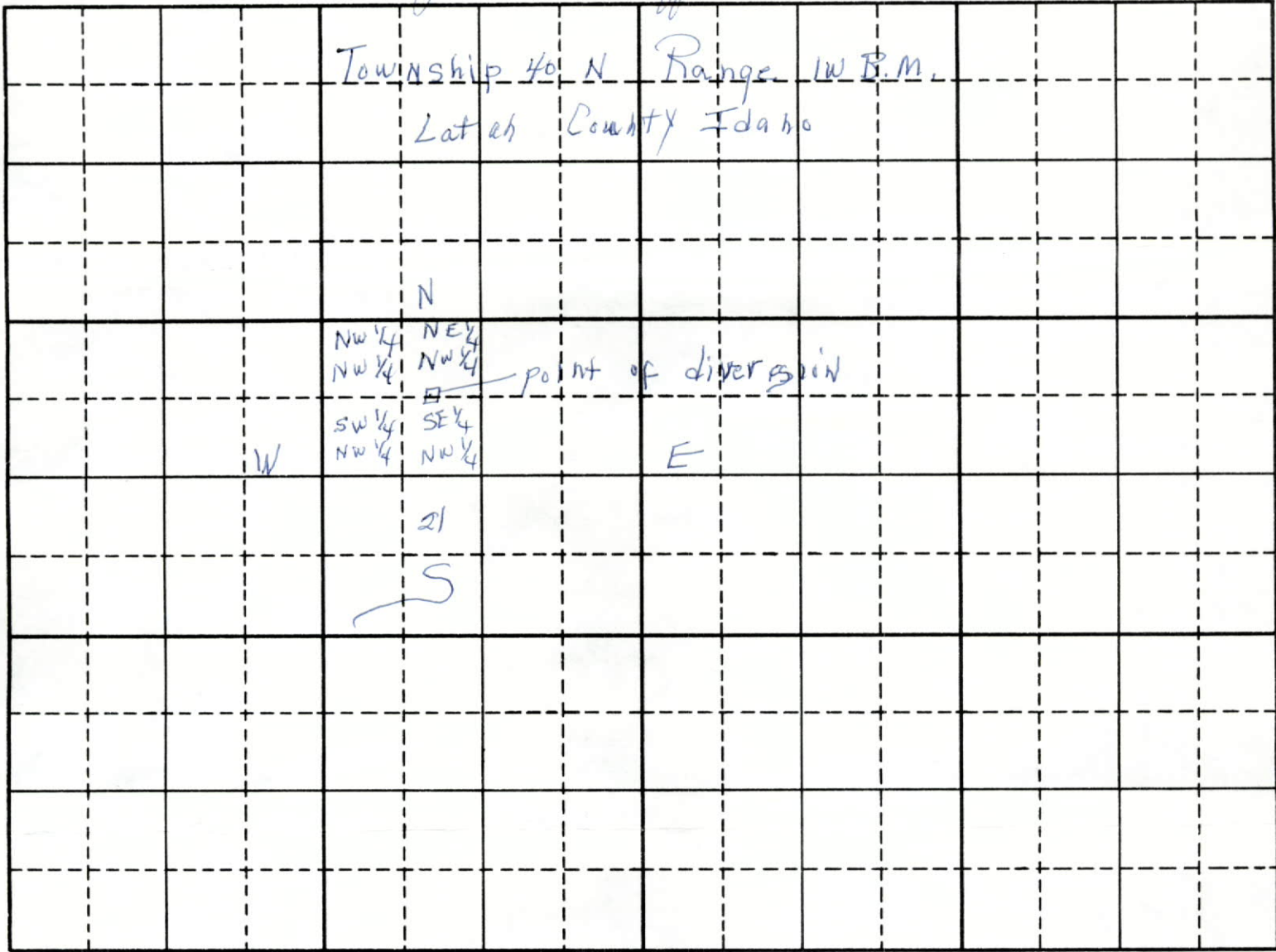


(8) Remarks Amendment is necessary because fence line by mutual agreement in 1949 includes part of SE 1/4 of NW 1/4 and point of diversion is actually outside of legal description shown on County Treasurers Office



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 Latah) 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 4 day of August, 19 75

George L. Linder
(Claimant)
Carley J. Lawrence
Notary Public
Residing at Deary

My commission expires 11/21/77

For Department Use Only

Received by <u>CP</u>	Date <u>8-7-75</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>SP</u>	Date <u>8-7-75</u>		claimant by:	
\$10.00 fee received by <u>NA</u>	Date			
Approved for publication by <u>SP</u>				
Published in <u>Daily Idahonian</u>				
Dates <u>8-14 & 8-21-75</u>				

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

A. J. Maunear

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

That he is the printer of The DAILY IDAHONIAN, a newspaper of general circulation, printed and published daily except Sunday at Moscow, Latah County, Idaho, in compliance with Sections 60-106, 60-107, and 60-108 of the Idaho Code and the amendments thereto; that the notice of which the annexed is a full, true and correct printed copy was published in the regular and entire issues of said newspaper and not in a supplement thereto, upon the following

dates: August 19,

21, 1975

the same being the dates designated for the publication of said legal notice.

[Signature]
Subscribed and sworn to before

me this 25th day of August
19 75

Carol Deage

Notary Public,

residing at Moscow, Idaho

RECEIVED

AUG 27 1975

Department of Water Resources
Northern District Office

NOTICE OF AMENDED CLAIM TO A WATER RIGHT

Notice is hereby given that George G. Liner filed Claim to a Water Right No. 86-4030, claiming 20 gallons per minute of water from a ground water source within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21, T. 40N, R. 1W, B.M., Latah County. The water was claimed to be used from Jan. 1 to Dec. 31 for domestic purposes within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21, T. 40N, R. 1W, B.M., with a priority of 1913 at 3.5 g.p.m. and 1962 at 20 g.p.m.

The claimant now proposes to amend Claim No. 86-4030, claiming 20 gallons per minute of water from a ground water source within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21, T. 40N, R. 1W, B.M., Latah County. The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21, T. 40N, R. 1W, B.M. with a priority of 1913 at 3.5 g.p.m. and 1962 at 20 g.p.m.

Any exception to the amending of this Claim to a Water Right may be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814.

R. KEITH HIGGINSON
Director

Aug. 14, 21, 1975

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

RECEIVED

JUL 3 1975

Department of Water Resources
Northern District Office

A. J. Marneau

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

That he is the printer of The
DAILY IDAHONIAN, a newspaper
of general circulation, printed and
published daily except Sunday at
Moscow, Latah County, Idaho, in
compliance with Sections 60-106,
60-107, and 60-108 of the Idaho
Code and the amendments there-
to; that the notice of which the
annexed is a full, true and correct
printed copy was published in the
regular and entire issues of said
newspaper and not in a supple-
ment thereto, upon the following

dates: June 19, 26,
1975

the same being the dates desig-
nated for the publication of said
legal notice.

[Signature]
Subscribed and sworn to before

me this 1st day of July

19 75

Carol George

Notary Public,

residing at Moscow, Idaho

NOTICE OF CLAIM TO A WATER RIGHT NO. 86-4030

Notice is hereby given that George G.
Liner, Route 1, Box 98, Deary, Idaho has filed
a claim to a water right established by diver-
sion and application to beneficial use of 20
gpm of water from a ground water source
with point of diversion in the NE¹/4NW¹/4, Sec.
21, T. 40N, R. 1W, B.M., Latah County.

The water is claimed to be used from Jan. 1
to Dec. 31 for domestic purposes with a priori-
ty of 1913 at 3.5 gpm and 1962 at 20 gpm the
place of use is within the NE¹/4NW¹/4, Sec. 21,
T. 40N, R. 1W, B.M.

Any exception to this claim of water right
may be filed with the Idaho Department of
Water Resources, 401 Front Ave., Coeur
d'Alene, Idaho. 83814.

R. KEITH HIGGINSON
Director

June 19, 26, 1975

RECEIVED

Amended CLAIM TO A WATER RIGHT

The extent and nature of said claim is as follows:

- | | | | | | | | | |
|--------|----------------------|-----|-------------------------------|----------------|------|---------------|----|------------------------|
| Amount | <u>20 gpm</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) |

- 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.

- 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 is 120 feet deep. Water started to come in at 114 feet in 1962 - 8" hole

- [illegible]

Total No. of acres: 37

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

WATERBURY

(8) Remarks Amendment is necessary because fence line by mutual agreement in 1949 includes part of SE 1/4 of NW 1/4 and point of diversion is actually outside of legal description shown at County Treasurers Office

Township 40 N Range 1W B.M.											
Latah County Idaho											
N											
NW 1/4 NE 1/4											
NW 1/4 NW 1/4											
point of diversion											
SW 1/4 SE 1/4											
NW 1/4 NW 1/4											
W E											
21											
S											

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 Latah) 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 4 day of August, 19 75

George H. Linder
(Claimant)

Carley J. Lawrence
Notary Public
Residing at Deary

My commission expires 11/21/77

For Department Use Only

Received by <u>CP</u>	Date <u>8-7-75</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>JP</u>	Date <u>8-7-75</u>		claimant by:	
\$10.00 fee received by <u>N/A</u>	Date			
Approved for publication by <u>JP</u>				
Published in <u>Daily Idahonian</u>				
Dates <u>8-14 & 8-21-75</u>				

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

a. J. Marnean

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

That he is the printer of The DAILY IDAHONIAN, a newspaper of general circulation, printed and published daily except Sunday at Moscow, Latah County, Idaho, in compliance with Sections 60-106, 60-107, and 60-108 of the Idaho Code and the amendments thereto; that the notice of which the annexed is a full, true and correct printed copy was published in the regular and entire issues of said newspaper and not in a supplement thereto, upon the following

dates: August 19,
21, 1975

the same being the dates designated for the publication of said legal notice.

[Signature]
Subscribed and sworn to before

me this 25th day of August

19 75

Carol George

Notary Public,
residing at Moscow, Idaho

RECEIVED

AUG 27 1975

Department of Water Resources
Northern District Office

NOTICE OF AMENDED CLAIM TO A WATER RIGHT

Notice is hereby given that George G. Liner filed Claim to a Water Right No. 86-4030, claiming 20 gallons per minute of water from a ground water source within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21, T. 40N, R. 1W, B.M., Latah County. The water was claimed to be used from Jan. 1 to Dec. 31 for domestic purposes within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21, T. 40N, R. 1W, B.M., with a priority of 1913 at 3.5 g.p.m. and 1962 at 20 g.p.m.

The claimant now proposes to amend Claim No. 86-4030, claiming 20 gallons per minute of water from a ground water source within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21, T. 40N, R. 1W, B.M., Latah County. The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21, T. 40N, R. 1W, B.M. with a priority of 1913 at 3.5 g.p.m. and 1962 at 20 g.p.m.

Any exception to the amending of this Claim to a Water Right may be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814.

R. KEITH HIGGINSON
Director

Aug. 14, 21, 1975

RECEIVED

RECEIVED

August 25, 1975

AUG 28 1975

Department of Water Resources
Northern District Office

Mr. R. Keith Higginson, Director
Idaho Department of Water Resources
4055 Government Way
Coeur d'Alene, Idaho 83814

Re; Claim of Water Right #86-4030 as Amended to read
the (SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 21, T40N, R1W, B.M. Latah County,
Idaho.

Mr. and Mrs. Lloyd L. Hall of Box 707, Bovill, Idaho.
do hereby make an exception to claim of water right #####
#86-4030 filed by George Liner, Route 1, Box 98, Deary,
Idaho.

AFFIDAVIT IN SUPPORT OF EXCEPTION
TO CLAIM OF WATER RIGHT #86-4030

I.

That I, Lloyd L. Hall Own the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 21,
T40N, R1W, B.M., Latah County, Idaho.

II.

That George Liner has never had Title to any portion
of this said Property.

III.

That George Liner had No Mutual Consent or Agreement
with the former owners; Mr Oscar Peterson, This we will
prove in a Court Of Law at a later date.

IV.

That this Land has been disputed since 1948 after
a boundary fight between George Liner and Oscar Peterson.

V.

That George Liner has paid No portion of the Taxes
on the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 21, T40N, R1W, B. M., Latah
County, Idaho.

VI.

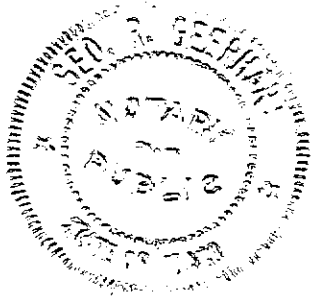
That I am qualified to testify to the facts alleged
herein.

RECEIVED

Dated this 26 day of August, 1975.

Lloyd L. Hall
Lloyd, L. Hall

SUBSCRIBED AND SWORN to before me this 26 day
of August, 1975.



Geo. R. Gierke
NOTARY PUBLIC in and for the
State of Idaho, residing at
TROY, IDAHO, therein. My
Commission expires; 1-18-78

AFFIDAVIT IN SUPPORT OF
EXCEPTION TO CLAIM OF WATER
RIGHT #86-4030 AS AMENDED.

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.

Notice is hereby given that George G. Liner
(name of claimant)
of Route 1, Box 98, Deary, Idaho 83823, 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) Ground water
, 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>20 gpm</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: _____ cubic feet per second, or _____ acre feet per annum, and/or 20 gallons per minute.

(4) Priority claimed: (the date water was first applied to beneficial use) 1913 @ 3.5 gpm / 1962 @ 20 gpm

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.

X (5) A) Point of diversion: (give location of point where water is diverted from its source)
NW 1/4 NW 1/4, Sec. 21 Twp. 40 N Rge. 1 WEST B. M. County of Latah
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 is 120 feet deep. Water started to come in at 114 feet in 1962. 8-inch hole.

(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.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
40N	1W	21					X												

Total No. of acres _____

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Water is used for domestic purposes only.

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

(8) Remarks _____

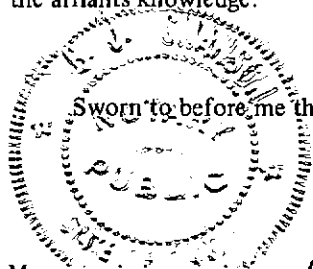
[illegible]

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 LATAH)

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 6th day of

Mrs. George S. Limer
 (Claimant)
 JUNE 19 75

B. J. Swanson

Notary Public

Residing at TROY, IDAHO

My commission expires 6-3-78

For Department Use Only

Received by CP Date 6-9-75 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by TE Date 6-11-75 claimant by: _____
\$10.00 fee received by TE Date 6-11-75
Approved for publication by TE _____
Published in DAILY IRANIAN _____
Dates 6-19 & 6-26-75 _____

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

RECEIVED
JUL 3 1975

Department of Water Resources
Northern District Office

a. J. Marneaux

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

That he is the printer of The
DAILY IDAHONIAN, a newspaper
of general circulation, printed and
published daily except Sunday at
Moscow, Latah County, Idaho, in
compliance with Sections 60-106,
60-107, and 60-108 of the Idaho
Code and the amendments there-
to; that the notice of which the
annexed is a full, true and correct
printed copy was published in the
regular and entire issues of said
newspaper and not in a supple-
ment thereto, upon the following

dates: June 19, 26,
1975

the same being the dates desig-
nated for the publication of said
legal notice.

[Signature]
Subscribed and sworn to before

me this 1st day of July

19 75

Carol Dinger
Notary Public.

residing at Moscow, Idaho

NOTICE OF CLAIM TO A WATER RIGHT NO. 186-4030

Notice is hereby given that George G.
Liner, Route 1, Box 98, Deary, Idaho has filed
a claim to a water right established by diver-
sion and application to beneficial use of 20
gpm of water from a ground water source
with point of diversion in the NE 1/4 NW 1/4, Sec.
21, T. 40N., R. 1W., B.M., Latah County.

The water is claimed to be used from Jan. 1
to Dec. 31 for domestic purposes with a priori-
ty of 1913 at 3.5 gpm and 1962 at 20 gpm the
place of use is within the NE 1/4 NW 1/4, Sec. 21,
T. 40N., R. 1W., B.M.

Any exception to this claim of water right
may be filed with the Idaho Department of
Water Resources, 401 Front Ave., Coeur
d'Alene, Idaho. 83814.

R. KEITH HIGGINSON
Director

June 19, 26, 1975

MICROFILMED

ACT
ION

N OWNER LAST NAME - LINER
N ADDRESS LINE 1 - RT. 1 BOX 98

FIRST NAME - GEORGE G.

CITY - DEARY

STATE - ID ZIP CODE - 83823

N SOURCE - GROUNDWATER

N STAGE - STATRY CLM

N DIVERSION POINT - SENW 21 40W 01W

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

N USE - DOMESTIC

N REMARKS - PRIORITY ALSO 6-1-1962.

N NON IRRIG USE - D/3 HUMES.

PRIORITY - 06-01-1913 COUNTY - LATAH

USE DIV. RATE - .0400CFS

PLACE OF USE - TWN 40N RNG 01W SEC 21 TRACT SENW

TOTAL DIV. RATE - .0400CFS

IDENT. NO. 86-4030

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No.

Old No.

1 86-4030

New No.

Record

1. Original Owner:

George S. Limer

Present Owner:

2. Address:

Rt. 1 Box 98

3. City:

RearyState: IDZip: 83823

4. A. Source of Water:

gw

B. Tributary of:

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

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

C. Priority Date: 6-1-1913D. County: 57E. Total Diversion Rate: .04

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):

6. A. Point of Diversion

Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
<u>SE NW</u>	<u>21</u>	<u>40 N</u>	<u>1 W</u>		

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

from 1-1 to 12-31 for D purposes. Amount .04
(cfs or ~~AC-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 _____

Route 5, Box 203
Suite #1
4055 Government Way

XXXXXXXXXX
XXXXXXXXXXXX

September 9, 1975

Re: Amended Claim to a Water Right No. 86-4030

Mr. George G. Liner
Route 1, Box 98
Deary, ID 83823

Dear Mr. Liner:

The Department of Water Resources has completed the processing of your Amended Claim to a Water Right. Your Amended Claim will be retained in our files for future use by you or the court.

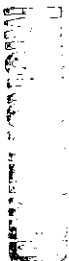
Enclosed is a copy of your Claim for your records. If we may be of any further assistance, feel free to contact us.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:CP

Enclosure





STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Route 5, Box 203
Suite #1
4055 Government Way

Room 209
401 Front Avenue
Coeur d'Alene, Idaho 83814
(208) 667-6484

August 29, 1975

Re: Claim to a Water Right No. 86-4030 (AMENDED)

Mr. George G. Liner
Route 1, Box 98
Deary, ID 83823

Dear Mr. Liner:

In reference to the above claim, the enclosed is a copy of an exception filed by Mr. and Mrs. Lloyd L. Hall in connection with this claim under the provisions of Chapter 2, Section 42-225b of the Idaho Code, which states the following:

"At any time after filing a claim under the provisions of this section, 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. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required."

Only the above action has been contemplated by the Idaho Legislature and we are not authorized to hold hearings or evaluate for confirmation or final censorship of the described rights.

If we may be of any further assistance, feel free to contact us.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:CP

Enclosure

bcc: IDWR-Boise

RECORDED
INDEXED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Route 5, Box 203
Suite #1
4055 Government Way

Room 209
301 K Front Avenue
Coeur d'Alene, Idaho 83814
(208) 667-6484

August 29, 1975

Re: Claim to a Water Right No. 86-4030 - Geroge G. Liner (AMENDED)

Mr. and Mrs. Lloyd L. Hall
Box 707
Bovill, ID 83806

Dear Mr. and Mrs. Hall:

We have received your correspondence concerning the above referenced Claim to a Water Right. The following is a quote from the provisions under which the Claim has been filed (Section 42-225b of the Idaho Code):

"At any time after filing a claim under the provisions of this section, 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. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required."

Only the above action has been contemplated by the Idaho Legislature and we are not authorized to hold hearings or evaluate for confirmation or final censorship of the described rights.

If we may be of any further assistance, feel free to contact us.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:CP

bcc: IDWR-BOISE

RECEIVED

August 25, 1975

AUG 28 1975

Department of Water Resources
Northern District Office

Mr. R. Keith Higginson, Director
Idaho Department of Water Resources
4055 Government Way
Coeur d'Alene, Idaho 83814

Re; Claim of Water Right #86-4030 as Amended to read
the (SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 21, T4ON, R1W, B.M. Latah County,
Idaho.

Mr. and Mrs. Lloyd L. Hall of Box 707, Bovill, Idaho.
do hereby make an exception to claim of water right #####
#86-4030 filed by George Liner, Route 1, Box 98, Deary,
Idaho.

AFFIDAVIT IN SUPPORT OF EXCEPTION
TO CLAIM OF WATER RIGHT #86-4030

I.

That I, Lloyd L. Hall Own the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 21,
T4ON, R1W, B.M., Latah County, Idaho.

II.

That George Liner has never had Title to any portion
of this said Property.

III.

That George Liner had No Mutual Consent or Agreement
with the former owners; Mr Oscar Peterson, This we will
prove in a Court Of Law at a later date.

IV.

That this Land has been disputed since 1948 after
a boundary fight between George Liner and Oscar Peterson.

V.

That George Liner has paid No portion of the Taxes
on the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 21, T4ON, R1W, B. M., Latah
County, Idaho.

VI.

That I am qualified to testify to the facts alleged
herein.

RECEIVED

Dated this 26 day of August, 1975.

Lloyd L. Hall
Lloyd, L. Hall

SUBSCRIBED AND SWORN to before me this 26 day
of August, 1975.

Geo R. Greenhalgh
NOTARY PUBLIC in and for the
State of Idaho, residing at
TRUY, IDAHO, therein. My
Commission expires; 1-18-78

AFFIDAVIT IN SUPPORT OF
EXCEPTION TO CLAIM OF WATER
RIGHT #86-4030 AS AMENDED. -2-



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Route 5, Box 203
Suite #1
4055 Government Way

XXXXXX
Room 209
XXXXXX
Coeur d'Alene, Idaho 83814
(208) 667-6484

August 8, 1975

Re: Amended Claim No. 86-4030 - George G. Liner
Claim No. 87-4012 - David A. Hash

Daily Idahonian
Box 399
Moscow, ID 83843

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,

FRED EISENBARTH
Northern District Manager

FE:CP

Enc: Legal Notice(s)

MAILED
AUG 12 1975
FBI - COEUR D'ALENE

Bill: 9-3-75.4

NOTICE OF AMENDED
CLAIM TO A WATER RIGHT

Notice is hereby given that George G. Liner filed Claim to a Water Right No. 86-4030, claiming 20 gallons per minute of water from a ground water source within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21, T. 40N, R. 1W, B.M., Latah County. The water was claimed to be used from Jan. 1 to Dec. 31 for domestic purposes within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21, T. 40N, R. 1W, B.M., with a priority of 1913 @ 3.5 g.p.m. and 1962 @ 20 g.p.m.

The claimant now proposes to amend Claim No. 86-4030, claiming 20 gallons per minute of water from a ground water source within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21, T. 40N, R. 1W, B.M., Latah County. The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21, T. 40N, R. 1W, B.M., with a priority of 1913 @ 3.5 g.p.m. and 1962 @ 20 g.p.m.

Any exception to the amending of this Claim to a Water Right may be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814.

R. KEITH HIGGINSON
Director

Published in the Daily Idahonian, Moscow, Idaho on Aug. 14 and Aug. 21, 1975.

FILED
AUG 21 1975
IDAHO DEPT. OF WATER RESOURCES



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Route 5, Box 203
Suite #1
4055 Government Way

~~Room 200~~
~~401 Front Avenue~~
~~COEUR D'ALENE, IDAHO 83814~~
(208) 667-6484

July 8, 1975

Re: Claim to a Water Right No. 86-4030

Mr. George G. Liner
Route 1, Box 98
Deary, ID 83823

Dear Mr. Liner:

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, feel free to contact us.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:cp

Enclosure

RECEIVED
JUL 10 1975
NORTH DISTRICT

June 16, 1975

Re: Claim to a Water Right No. 86-4030

Mr. George G. Liner
Route 1, Box 98
Deary, ID 83823

Dear Mr. Liner:

Attached is your receipt No. 910 in the amount of \$10 for the filing fee on the above referenced claim which was received in this office.

Very truly yours,

FRED EISENBARTH
Northern District Supervisor

FE:CP

Attachment

RECEIVED
JUN 17 1975



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Room 209
401 Front Avenue
Coeur d'Alene, Idaho 83814
(208) 667-6484

June 13, 1975

Re: Application No. 83-7016 - Cominco American, Inc.
Claim No. 86-4030 - George G. Liner

Daily Idahonian
Box 299
Moscow, ID 83843

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,

FRED EISENBARTH
Northern District Manager

FE:CP

Enc: Legal Notice(s)

MICROFILMED

Bill: 7-7-75. 4

NOTICE OF CLAIM TO A WATER RIGHT

NO. 86-4030

Notice is hereby given that George G. Liner,

Route 1, Box 98, Deary, Idaho

has filed a claim to a water right established by diversion and application
to beneficial use of 20 gpm ~~xxxxxx~~ ~~xxxxxx~~
of water from a ground water source

with point of diversion in the NE 1/4, Sec. 21, T. 40N, R. 1W, B.M.,
Latah County

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

with a priority of 1913 at 3.5 gpm and 1962 at 20 gpm ;
the place of use is within the NE 1/4, Sec. 21, T. 40N, R. 1W, B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Resources, 401 Front Ave., Coeur d'Alene, Idaho, 83814.

R. KEITH HIGGINSON

Director.

Published in the Daily Idahonian, Moscow, Idaho

on June 19 and June 26, 1975

UNRECORDED

June 5, 1975

Mr. George G. Liner
Route 1, Box 98
Deary, ID 83823

Dear Mr. Liner:

We have typed your Claim to a Water Right and we are returning it for the completion of Item 5. In order to have a more valid Claim, the location of your well should be listed under this item according to 40-acre tract, section, township, and range.

After completing this item, please have your signature notarized once again, return the form to our office along with the filing fee, and we shall begin its processing. Your assistance in this matter is appreciated and if there are any questions, feel free to contact our office.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:CP

Enclosures

RECORDED

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.

Notice is hereby given that George H. Limer (name of claimant)
of Rt. 1 Box 98, Carey, Idaho (mailing address), claims a right to the diversion and beneficial use of
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) from drilled well
_____, 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>20 semi 1962</u> | Use | <u>domestic - house</u> | Period of Use: | From | <u>1913</u> | To | <u>1975</u> | <u>all year</u> |
| Amount | <u>gpm</u> | Use | _____ | Period of Use: | From | _____ | To | _____ | <u>average</u> |
| 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: _____ cubic feet per second, or _____ acre feet
per annum, and/or 20 gallons per minute.
- (4) Priority claimed: (the date water was first applied to beneficial use) 1913 at 3 1/2 gal per min. 1962-20 gal

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)
 _____ ¼ _____ ¼, Sec. _____ Twp. _____ Rge. _____ B. M. County of Latah
 Additional points of diversion: drilled well

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 is 120 ft. deep. Water started to come in at 114 feet in 1962 - 8 inch hole -

- (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. *not used for irrigation*

[illegible]

Total No. of acres _____

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: used for the house - drinking - bathroom etc - very seldom
water lawn & flowers.
- (7) If you are claiming water as a member of an organization, list name of organization: _____

[illegible]

Received by <u>CP</u>	Date <u>6-5-75</u>	Exception filed by:	Forwarded to	Date
Prelim. check by _____	Date _____		claimant by:	
\$10.00 fee received by _____	Date _____			
Approved for publication by _____				
Published in _____				
Dates _____				