

PUBLISHER'S AFFIDAVIT OF PUBLICATION

RECEIVED

JAN 31 1975

Department of Water Resources
Northern District Office

NOTICE OF CLAIM TO A WATER RIGHT

No. 86-4027

Notice is hereby given that Ethlyn S. (Brandt) Chilberg, Juliaetta, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 10 gpm of water from a ground water source with point of diversion in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 3, T. 37N, R. 3W, B.M., Nez Perce County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic, stockwatering, and irrigation purposes with a priority of August, 1970; the place of use is within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 3, T. 37N, R. 3W, 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

STATE OF IDAHO, }
County of Nez Perce } ss.

D.N. Sinclair, being duly sworn deposes and says, I am the Personnel Manager of the Tribune Publishing Company, a corporation organized and existing under and by virtue of the laws of the State of Idaho, publishers of the LEWISTON MORNING TRIBUNE, a newspaper of general circulation published at Lewiston, Nez Perce County, Idaho; That the said Lewiston Morning Tribune is an established paper and has been published regularly and issued regularly at least once a day for more than 20 consecutive years immediately preceding the first publication of this notice, and has been so published uninterruptedly for said period; that the Notice of Claim attached hereto and which is made a part of this affidavit was published in the said Lewiston Morning Tribune, once a week for 2 consecutive weeks, the first publication thereof being on the 23rd day of January, A. D. 19 75, and the last publication thereof being on the 30th day of January, A. D. 19 75, and said Notice of Claim was so published in the regular and entire issue of the said newspaper and not in a supplement thereof and was so published in every issue and number of the said paper, during the period and times of publication as set forth above.

D.N. Sinclair

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE

30th day of January, 1975.

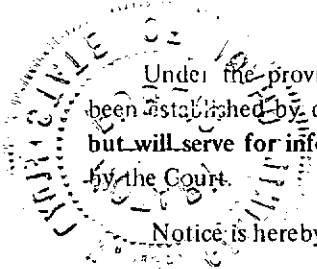
Norman W. Rich 8-28-76

Notary Public in and for the State of Idaho,
residing at Lewiston, therein.

RECORDED

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
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 Ethlyn S. (Brandt) Chilberg
(name of claimant)
of Juliaetta, Idaho 83535, claims a right to the diversion and beneficial use of
(mailing address)

ground water or surface water tributary to _____;

The extent and nature of said claim is as follows:

(1) Describe source of water: (name of stream, lake, spring, etc., or ground water) _____
Well drilled to depth of 185 feet.

(2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed: Well driller informed me that when they installed pump the well yielded at least 10 gpm. Water used for household, watering live-stock and irrigating garden from 1970 to present time.
Amount _____ Use _____ Period of Use: From _____ To _____
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 10 gallons per minute.

(4) Priority claimed: (the date water was first applied to beneficial use) August 1970

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)
NW 1/4 NE 1/4, Sec. 3 Twp. 37N Rge 3 W B. M. County of Nez Perce
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. Pumped from 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.

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	
37N	36W	3		X															

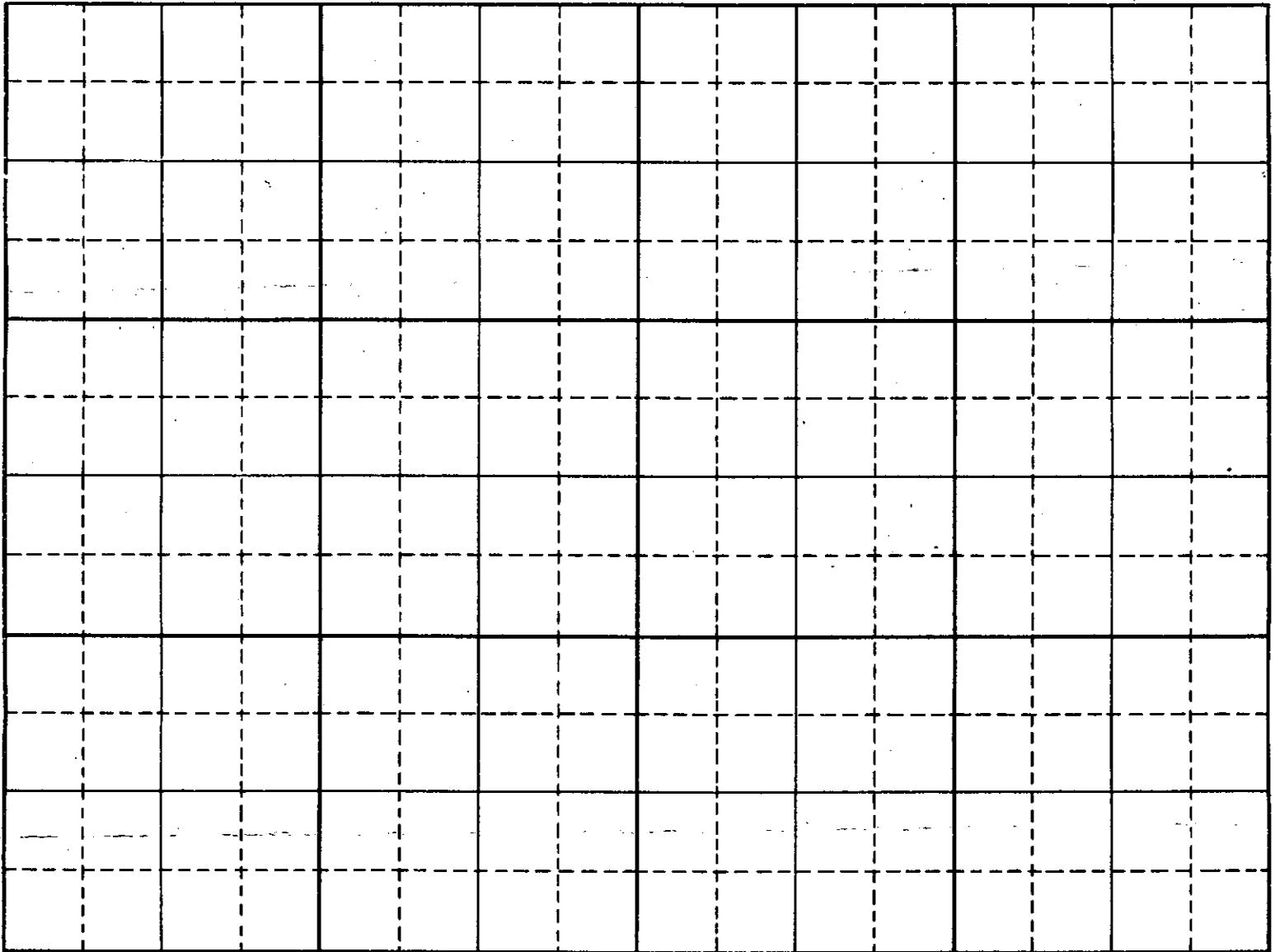
Total No. of acres _____

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

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

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(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

ss.

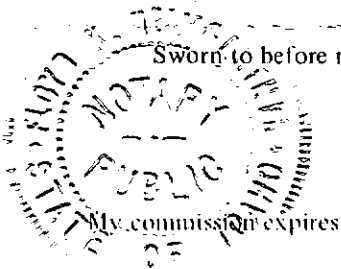
County of NEZ PERCE

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.

Ethelene A. (Brundt) Chubb
(Claimant)

Sworn to before me this 4 day of JANUARY, 19 75

Wm. J. Heimgartner
Notary Public
Residing at JULIAETTA



For Department Use Only

Received by CP Date 1-6-75
Prelim. check by TP Date 1-16-75
\$10.00 fee received by TP Date 1-16-75
Approved for publication by TP
Published in LEWISTON MORNING TRIBUNE
Dates 1-23 + 1-30-75

Exception filed by:	Forwarded to claimant by:	Date

PUBLISHER'S AFFIDAVIT OF PUBLICATION

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JAN 31 1975

Department of Water Resources
Northern District Office

NOTICE OF CLAIM TO A WATER RIGHT

No. 188-4027

Notice is hereby given that Ethlyn S. (Brandt) Chilberg, Juliaetta, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 10 gpm of water from a ground water source with point of diversion in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 3, T. 37N, R. 3W, B.M., Nez Perce County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic, stockwatering, and irrigation purposes with a priority of August, 1970; the place of use is within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 3, T. 37N, R. 3W, B.M.

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R. KEITH HIGGINSON
Director

STATE OF IDAHO, }
County of Nez Perce } ss.

D.N. Sinclair, being duly sworn deposes and says, I am the Personnel Manager of the Tribune Publishing Company, a corporation organized and existing under and by virtue of the laws of the State of Idaho, publishers of the LEWISTON MORNING TRIBUNE, a newspaper of general circulation published at Lewiston, Nez Perce County, Idaho; That the said Lewiston Morning Tribune is an established paper and has been published regularly and issued regularly at least once a day for more than 20 consecutive years immediately preceding the first publication of this notice, and has been so published uninterruptedly for said period; that the Notice of Claim attached hereto and which is made a part of this affidavit was published in the said Lewiston Morning Tribune, once a week for 2 consecutive weeks, the first publication thereof being on the 23rd day of January, A. D. 19 75, and the last publication thereof being on the 30th day of January, A. D. 19 75, and said Notice of Claim was so published in the regular and entire issue of the said newspaper and not in a supplement thereof and was so published in every issue and number of the said paper, during the period and times of publication as set forth above.

D.N. Sinclair

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Norman W. Rich 8-28-76
Notary Public in and for the State of Idaho,
residing at Lewiston, therein.

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10/02/79

WATER RIGHTS EDIT REPORT

WATER RIGHT NUMBER 86-4027

ACT
ION

N OWNER LAST NAME - CHILBERG

N SOURCE - GROUNDWATER

N STAGE - STATRY CLM

N DIVERSION POINT - NWNE 03 37N 03W

USE - STOCKWATER

USE - DOMESTIC

N USE - STOCKWATER

FIRST NAME - ETHLYN S.

CITY - JULIAETTA

STATE - ID ZIP CODE - 83535

PRIORITY - 06-01-1970 COUNTY - NEZ PERCE TOTAL DIV. RATE - .0200CFS

USE DIV. RATE - .0200CFS

PLACE OF USE - TWN 37N RNG 03W SEC 03 TRACT NWNE

IDENT. NO. 86-4027

WATER RIGHT
DATA ENTRY LOG

[illegible]

- DATA ENTRY -

Record

- | | <u>Tract</u> | <u>Sec.</u> | <u>Twp.</u> | <u>Rge.</u> | <u>Gov't</u>
<u>Lot</u> | <u>Rediv.</u> |
|--------------------------|--------------|-------------|-------------|-------------|----------------------------|---------------|
| 6. A. Point of Diversion | NW NE | 3 | 37N | 3W | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |

- from _____ to _____ for ~~35~~²⁵ purposes. Amount 0.2
(cfs or AC-FT/yr)
- from _____ to _____ for ~~35~~²⁵ 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: ~~28~~ 8

[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

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

February 11, 1975

Re: Claim to a Water Right No. 86-4027

Ms. Ethlyn S. (Brandt) Chilberg
Juliaetta,
Idaho 83535

Dear Ms. Chilberg:

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

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January 20, 1975

Re: Claim to a Water Right No. 86-4027

Ms. Ethlyn S. (Brandt) Chilberg
Juliaetta
Idaho 83535

Dear Ms. Chilberg:

Attached is your receipt No. 15177 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 Manager

FE:CP

Attachment

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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

January 17, 1975

Re: Claim No. 86-4027 -Ethlyn S. (Brandt) Chilberg

Lewiston Morning Tribune
505 C Street
Lewiston, ID 83501

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)

BILL SUBMITTED 2-3-75
INDEXED

Re-ordered

THE *Tribune* PUBLISHING CO.

Producers of Printing of Distinction
 5th & C Sts. Lewiston, Idaho 83501
 Phone 743-9411

Sold to

Dept. of Water Resources
 401 Front Ave.
 Coeur d'Alene, Idaho

JAN 31 1975

Department of Water Resources
 Northern District Office

Date January 30, 1975acct # 96675

Requisition No.	Job No.	Quantity	DESCRIPTION	Amount
			Notice of Claim to Water Right (Chilberry) 27 Lines 7 Lines @ 37¢	10.39
MICROFILMED THANK YOU FOR YOUR PATRONAGE Check Your Order Carefully and Call Us If Not Satisfactory				

NOTICE: This is an Invoice of Purchase made by you. Statement will be rendered the first of month.
 Please Retain This Invoice as Your Statement Will Refer to Invoice by Number Only

NOTICE OF CLAIM TO A WATER RIGHT

NO. 86-4027

Notice is hereby given that Ethlyn S. (Brandt) Chilberg,

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to beneficial use of 10 gpm ~~cubic feet per second~~ ~~acres feet per second~~
of water from a ground water source

with point of diversion in the NW¹/4, Sec. 3, T. 37N, R. 3W, B.M., Nez
Perce County

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R. KEITH HIGGINSON

Director

Published in the Lewiston Morning Tribune, Lewiston, Idaho

on Jan. 23 and Jan. 30, 1975

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