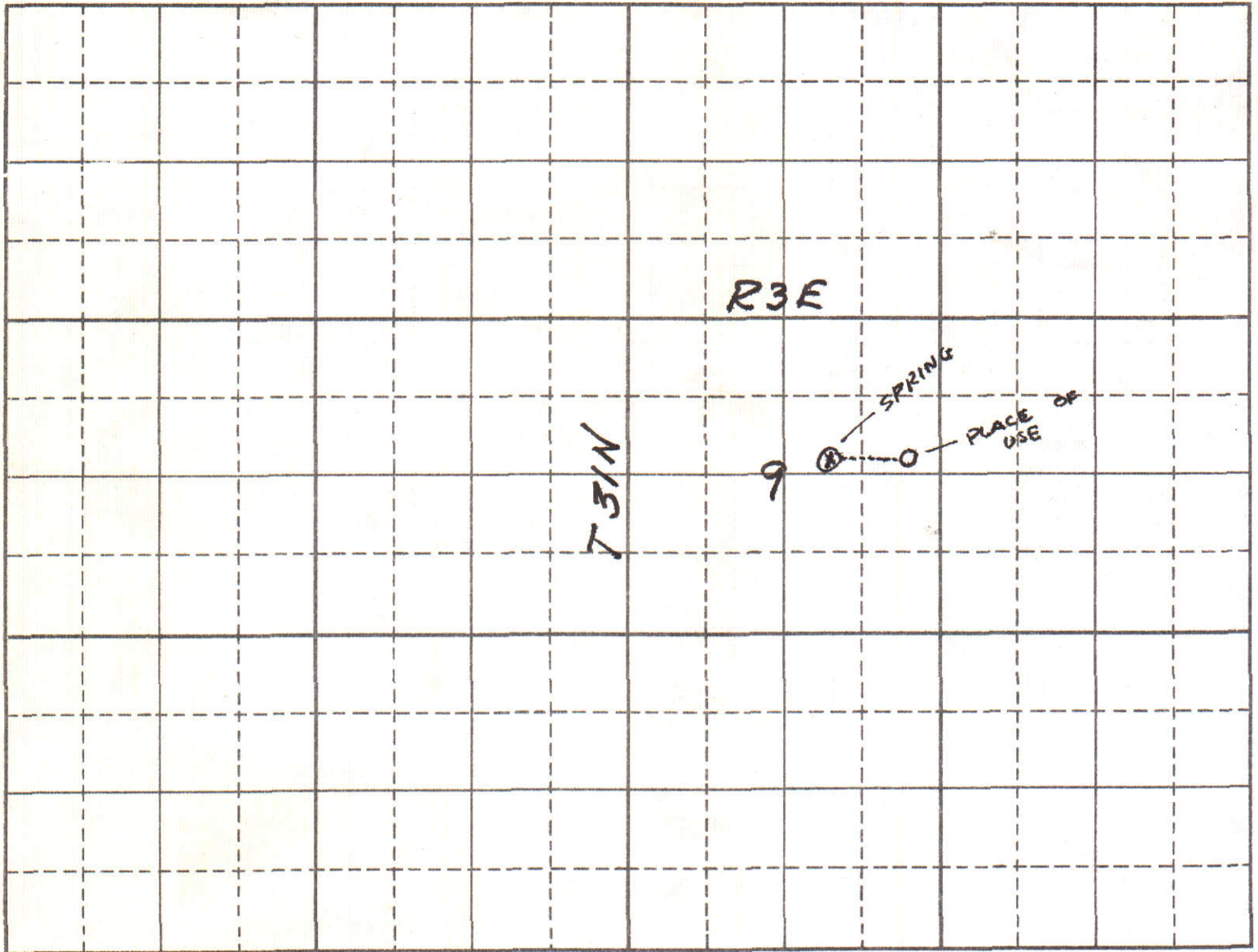


(8) Remarks This spring is a reliable source of good quality water and has never failed since it was developed.



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 affiants knowledge.

Sworn to before me this 16th day of

Mary Ann Joch
(Claimant), 19 73
August

Notary Public

Residing at

Lenneth H. Folt
Boise, Idaho

My commission expires May 26, 1974

For Department Use Only

Received by KHF Date 8/16/73 Exception filed by: _____ Date _____
Prelim. check by KHF Date 8/16/73 Forwarded to claimant by: _____
\$10.00 fee received by KHF Date 8/16/73 Rec'd # 11535
Approved for publication by FE
Published in IDAHO COUNTY FREE PRESS
Dates 9-5 + 9-12-73

85 4050

RECEIVED

SEP 18 1973

Department of Water Administration
Northern District Office

AFFIDAVIT OF PUBLICATION

NOTICE OF CLAIM TO A WATER RIGHT

No. 85-4050

Notice is hereby given that Mary Ann Foltz &/or David Foltz &/or Liza Foltz &/or James Foltz, 200 Horizon Drive, Boise, Idaho have 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 an Unnamed Spring with point of diversion in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9, T. 31N, R. 3E, B.M., Idaho County.

The water is claimed to be used from Jan. 1 to Dec. 31 for stockwatering purposes with a priority of April 1, 1926; the place of use is within the SE $\frac{1}{4}$ -NE $\frac{1}{4}$, Sec. 9, T. 31N, R. 3E, B.M.

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

R. KEITH HIGGINSON
Director

Published in the Idaho County Free Press, Grangeville, Idaho on Sept. 5 and Sept. 12, 1973.

S5-12

Gary D. Cash being first duly

sworn, says he is the Office Manager

of the IDAHO COUNTY FREE PRESS, a weekly newspaper which is published and issued weekly at Grangeville, Idaho County,

State of Idaho, and which is of general circulation in said county and state; that the said notice, of which the one hereto attached

is a true copy, was published in said paper for two weeks,

being published two times, the first publication being

on the 5th day of September, 1973,

and the last publication on the 12th day of

September, 1973; and that the said notice

was published in the newspaper proper and not a supplement;

that said newspaper has been continuously and uninterruptedly

published in said county during a period of more than seventy-

eight consecutive weeks prior to the first publication of said

notice or advertisement.

Gary D. Cash

Subscribed and sworn to before me this 12th day

of September, 1973

Richard C. Hatch

Notary Public

for State of Idaho, residing at Grangeville, Idaho.

85 4050

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 MARY ANN FOLTZ &/or DAVID FOLTZ &/or LISA FOLTZ &/or JAMES FOLTZ
(name of claimant)
of 200 Horizon Dr., Boise, Idaho 83702, claims a right to the diversion and beneficial use of
(mailing address)
ground water or surface water tributary to unnamed stream;

The extent and nature of said claim is as follows:

(1) Describe source of water: (name of stream, lake, spring, etc., or ground water) spring

(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>0.05 c.f.s</u>	Use	<u>Stockwater</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: 0.05 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) April 1, 1926

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 ¼ NE¼, Sec. 9 Twp. 31 N Rge. 3 E B. M. County of Idaho
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. Spring development, gravity 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.

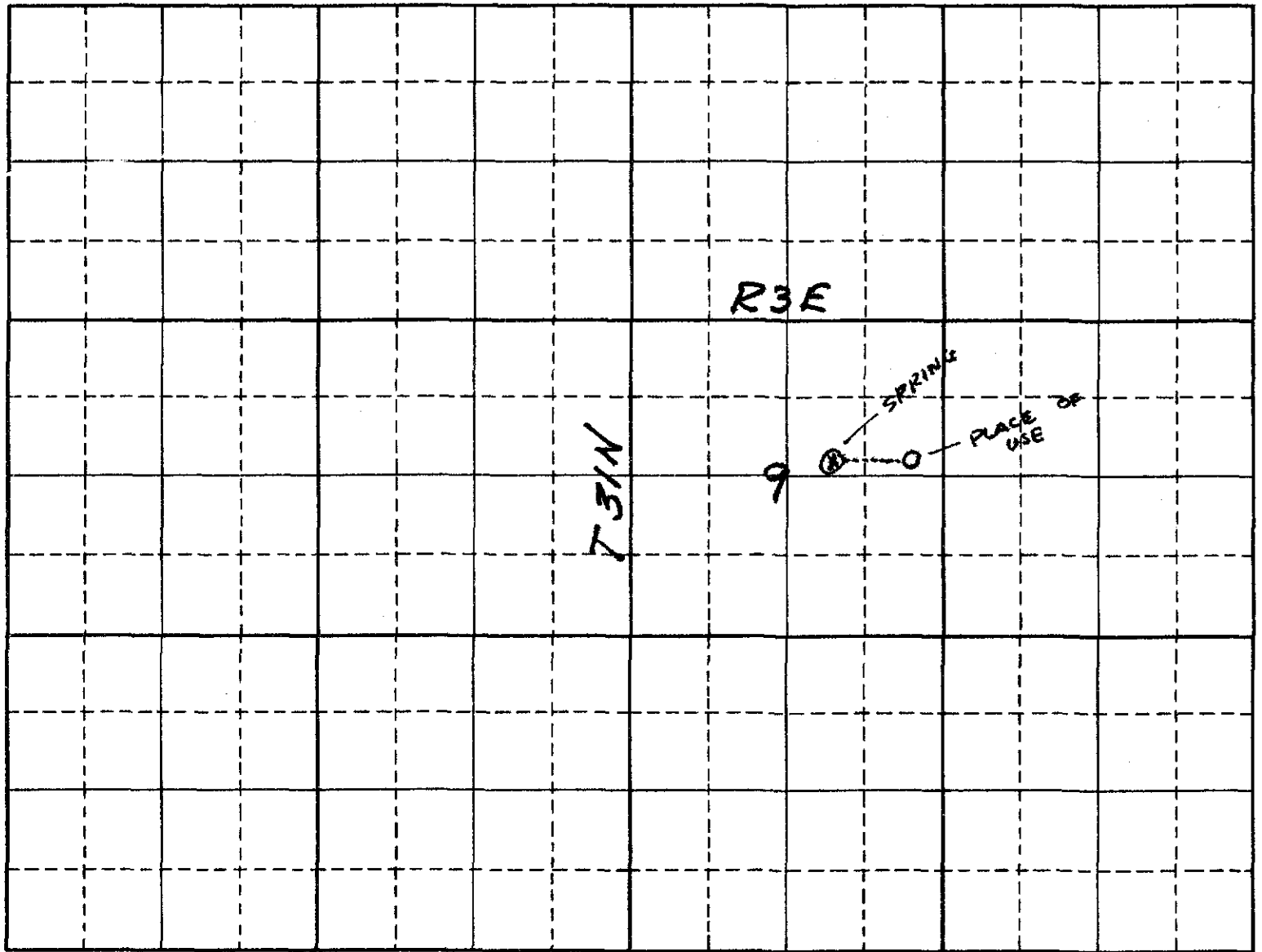
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
31N	3E	9				X													

Total No. of acres _____

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: 100 head of range cattle

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

(8) Remarks This spring is a reliable source of good quality water and has never failed since it was developed.



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 affiants knowledge.

Sworn to before me this 16th day of August, 19 73

Notary Public

Residing at

Mary Ann Jolly
(Claimant)

Kenneth H. Jolly
Boise, Idaho

My commission expires

May 26, 1974

For Department Use Only

Received by

KHF

Date

8/16/73

Exception filed by:

Forwarded to

Date

Prelim. check by

KHF

Date

8/16/73

claimant by:

\$10.00 fee received by

KHF

Date

8/16/73

Rec'd #11535

Approved for publication by

FE

Published in

IDAHO COUNTY FREE PRESS

Dates

9-5 + 9-12-73

RECEIVED

SEP 14 1973

IDAHO COUNTY FREE PRESS
Grangeville, Idaho

AFFIDAVIT OF PUBLICATION

Gary D. Cash being first duly

sworn, says he is the Office Manager

of the IDAHO COUNTY FREE PRESS, a weekly newspaper which is published and issued weekly at Grangeville, Idaho County, State of Idaho, and which is of general circulation in said county and state; that the said notice, of which the one hereto attached is a true copy, was published in said paper for two weeks, being published two times, the first publication being on the 5th day of September, 1973, and the last publication on the 12th day of September, 1973; and that the said notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of said notice or advertisement.

Gary D. Cash

Subscribed and sworn to before me this 12th day of September, 1973

Richard C. Hatch, Notary Public
for State of Idaho, residing at Grangeville, Idaho.

**NOTICE OF CLAIM TO
A WATER RIGHT**
No. 188-8320
Notice is hereby given that
Marc Ann Fortz and David
Fortz, or Marc Fortz &/or
David Fortz, 200 Horizon Drive,
Boise, Idaho, have filed a claim
to a water right established by
diversion and application to
beneficial use of 100 cubic feet
per second of water from an
unincorporated source of water of
diversion in the SE 1/4, Sec. 16,
T. 1N, R. 1E, BLM, Idaho County,
Idaho.
The water is claimed to be
used for irrigation of for
agricultural purposes with a
priority of April 1, 1966; the
place of use is located in the SE 1/4,
T. 1N, R. 1E, BLM, BLM, Idaho County,
Idaho.
Any objection to this claim
of water right may be filed with
the Idaho Department of Water
Administration, 401 Front Ave-
nue, Coeur d'Alene, Idaho
88301.
R. FORTER HENDERSON
Director
Idaho Department of Water
Administration, Boise, Idaho
on Sept. 5 and Sept. 12, 1973.
88-12

55 4050

ACTION

N OWNER LAST NAME - FOLTZ FIRST NAME - MARY ANN
N OWNER LAST NAME - FOLTZ FIRST NAME - DAVID
N OWNER LAST NAME - FOLTZ FIRST NAME - LISA
N OWNER LAST NAME - FOLTZ FIRST NAME - JAMES

N ADDRESS LINE 1 - 200 HORIZON DR.

N CITY - BOISE STATE - ID ZIP CODE - 83702

N SOURCE - SPRING TRIBUTARY OF - UNNAMED STREAM

N STAGE - STATRY CLM PRIORITY - 04-01-1926 COUNTY - IDAHO TOTAL DIV. RATE - .0500CFS

N DIVERSION POINT - SWNE 09 31N 03E

N FROM - 01-01 TO - 12-31 USE - STOCKWATER USE DIV. RATE - .0500CFS

N USE - STOCKWATER PLACE OF USE - TWN 31N RNC 03E SEC 09 TRACT 5ENE

N NON IRRIG USE - S/100 RANGE.

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 1 85-4050
Old No. New No.

Record

1. Original Owner: Mary Ann + David + ~~Lisa~~ Lisa + James Foltz

Present Owner: _____

2. Address: 200 Horizon Dr.3. City: Boise State: ID Zip: 837024. A. Source of Water: SpringB. Tributary of: unnamed stream5. 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: 4-1-1926D. County: 49E. 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>9</u>	<u>31N</u>	<u>3E</u>		

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

from 1-1 to 12-31 for S purposes. Amount .05
(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 _____

8. Use Code: S

[illegible]

9. A. Decree Name:

B. Decree Date:

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

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

5/100 range.

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 ADMINISTRATION
NORTHERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

401 Front Ave., Rm. 209
Coeur D'Alene, Idaho 83814
(208) 667-6484

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

September 26, 1973

Re: Claim to a Water Right No. 85-4050

David &/or Mary Ann Foltz
James &/or Lisa Foltz
200 Horizon Drive
Boise, ID 83702

Dear Mr. & Mrs. Foltz:

The Department of Water Administration 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 this 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

85 4050

August 31, 1973

Re: Application No. 81-7023 - Dennis R. Ulery
" " 82-7019 - Orogrande Water Association
Claim No. 85-4050 - Foltz

Idaho County Free Press
Box 267
Grangeville, ID 83530

Gentlemen:

Enclosed you will find 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 the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

Fred Eisenbarth
Northern District Manager

Bill submitted 9-24-73 by CP

FE:CP

Enc: Legal Notices (3)

85 4050

ALL KINDS
OF
COMMERCIAL
PRINTING
LETTERPRESS AND OFFSET



USE FREE PRESS
CLASSIFIED ADS

"THEY GET RESULTS"



TELEPHONES:
983-1070 OR 983-1071

"PROMPT SERVICE"

RECEIVED

SEP 18 1973

Department of Water Administration
Boise, Idaho

STATE

IDAHO COUNTY FREE PRESS

COUNTY SEAT NEWSPAPER OF IDAHO COUNTY — FOUNDED JUNE 18, 1886

E. Q. AND J. L. OLMSTED

PRINTERS AND PUBLISHERS

Grangeville, Idaho Sept. 14, 1973

State of Idaho
Dept. of Water Administration
401 Front Ave., Rm. 209
Coeur d'Alene, Idaho 83814

DATE	INVOICE NO. / ITEMS	AMOUNT
Sept. 5-12	34 lines, 2 times--Not. Claim. #85-4050	\$ 12.58

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

IDAHO COUNTY FREE PRESS

BY: Gary D. Cash
Gary D. Cash, Office Mgr.

85 4050

NOTICE OF CLAIM TO A WATER RIGHT

NO. 85-4050

Notice is hereby given that Mary Ann Foltz &/or David Foltz &/or Liza Foltz &/or James Foltz, 200 Horizon Drive, Boise, Idaho
have ~~has~~ filed a claim to a water right established by diversion and application
to beneficial use of 0.05 cubic feet per second ~~6000 feet per annum~~
of water from an Unnamed Spring
with point of diversion in the SW 1/4, Sec. 9, T. 31N, R. 3E, B.M., Idaho
County

The water is claimed to be used from Jan. 1 to Dec. 31 for stockwatering
purposes
with a priority of April 1, 1926;
the place of use is within the SE 1/4, Sec. 9, T. 31N, R. 3E, B.M.

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

R. KEITH HIGGINSON

Director

Published in the Idaho County Free Press, Grangeville, Idaho
on Sept. 5 and Sept. 12, 1973

85 4050