

AFFIDAVIT OF PUBLICATION

RECEIVED

STATE OF IDAHO, }
County of Clearwater } ss.

JUL 16 1973

Nancy Noble

Department of Water Administration
Northern District Office

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 Amended Water Right

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 28th day of June, 1973, and ending on the 5th day of July, 1973

Nancy Noble

Subscribed and sworn to before me this 9th day of July, 1973

[Signature]

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

NOTICE OF AMENDED CLAIM TO A WATER RIGHT

Notice is hereby given that Mr. and Mrs. Rhoda Hunter filed a Claim to a Water Right No. 8540-43, claiming a right to the diversion and beneficial use of 4.8 cubic ft. per sec. of water from an Unnamed Spring, tributary to the Clearwater River, with point of diversion in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, T. 36N, R. 1E, B. M., Clearwater County. The water was claimed to be used from Jan. 1 to Dec. 31 for domestic purposes; and from April 1 to Sept. 30 for the irrigation of 15 acres with a priority of 1911 (0.3 cfs) and July 17, 1969 (4.5 cfs); the place of use was within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, T. 36N, R. 1E, B.M.

The claimant now propose to amend Claim No. 85-4043, claiming 0.46 cubic feet per second of water from an Unnamed Spring, tributary to the Clearwater River with point of diversion in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, T. 36N, R. 1E, B.M., Clearwater County. The water is claimed to be used from Jan. 1 to Dec. 31 for domestic (0.08 cfs) and stockwatering purposes (0.08 cfs); and from April 1 to Sept. 30 for the irrigation of 15 acres (0.30 cfs); the place of use is within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, T. 36N, R. 1E, B.M., with a priority of 1911.

Any exception to the proposed amending of this claim of water right may be filed with the Idaho Department of Water Administration, 401 Front Ave., Room 209, Coeur d'Alene, Idaho 83814.

R. KEITH HIGGINSON,

Director,

Published in the Clearwater Tribune, Orofino, ID on June 28 and July 5, 1973.

85 4043

AFFIDAVIT OF PUBLICATION

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STATE OF IDAHO, }
County of Clearwater } ss.

JUL 9 1973

Nancy Noble

Department of Water Administration
Northern District Office

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. 85-4043

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 7th day

of June, 19 73, and ending on the 14th day of June, 19 73

Nancy Noble.

Subscribed and sworn to before me this 15th day of June, 19 73

H. Am...

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

NOTICE OF CLAIM TO A WATER RIGHT

No. 85-4043

Notice is hereby given that Mr. and Mrs. Rhoda Hunter, Route #1, Orofino, Idaho, have filed a claim to a water right established by diversion and application to beneficial use of 4.8 cubic feet per second of water from an Unnamed Spring tributary to the Clearwater River with point of diversion in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, T. 36N, R. 1E, B.M., Clearwater County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes; and from April 1 to Sept. 30 for the irrigation of 15 acres with a priority of 1911 (0.3 cfs), July 17 1969 (4.5 cfs) the place of use is within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, T. 36N R. 1E, 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 Clearwater Tribune, Orofino, Idaho on June 7 and June 14, 1973.
6-7, 14 c.

85 4043

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Section 42-225a, Idaho Code

AMENDED
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 MR. AND MRS. RHODA HUNTER

(name of claimant)

of Route 1, Orofino, Idaho 83544, claims a right to the diversion and beneficial use of
(mailing address)

ground water or surface water tributary to Clearwater River, Clearwater County, 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

(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>0.08 c.f.s.</u>	Use <u>Household</u>	Period of Use: From <u>Jan. 1</u> To <u>Dec. 31</u>
Amount <u>0.30 c.f.s.</u>	Use <u>Irrigation</u>	Period of Use: From <u>Apr. 1</u> To <u>Sept. 30</u>
Amount <u>0.08 c.f.s.</u>	Use <u>Stock</u>	Period of Use: From <u>Jan. 1</u> To <u>Dec. 31</u>
(cfs, gpm or a/f)	(dom., irri., stock, etc.)	(both dates inclusive)

(3) Total quantity of water claimed: 0.46 cubic feet per second, or c.f.s. acre feet per annum, and/or _____ gallons per minute.

(4) Priority claimed: (the date water was first applied to beneficial use) Prior To 1911

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 ¼ NE ¼, Sec. 4 Twp. 36N Rge. 1E B. M. County of Clearwater

Additional points of diversion: None

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. Water is carried to point of use by 500 feet of 1½ inch plastic pipe.

(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 ¼				NW ¼				SW ¼				SE ¼				TOTAL
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
36N	1E	4		X															15 Acres

Total No. of acres 15

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

In addition to irrigation, this water is used for household and watering of domestic livestock.

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

None

[illegible]

423

Identification No. 85-4043

Claim No. _____

Map No. _____

**STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION**

CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

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.

(Please refer to the instructions on the back of this form)

1. Name of claimant MR AND MRS RHODA HUNTER
post office address ROUTE 1 ORCFINO, IDAHO 83544

2. The point of diversion is in NW $\frac{1}{4}$ of NE $\frac{1}{4}$ Section 4 Township 36N
Range 1E B.M. located on Unnamed Spring
(name of source)
tributary to Clearwater River in Clearwater County.

3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

a. Date of priority claimed: Estimated
Prior To 1911 amount: .3 c.f.s. or _____ acre feet
July 17, 1969 amount: 4.5 c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
Total claimed 4.8 c.f.s. or _____ acre feet.

b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:
use Household period of use from Jan. 1 to Dec. 31 (both dates inclusive)
use Domestic period of use from Jan. 1 to Dec. 31 (both dates inclusive)
use Irrigation period of use from Apr. 1 to Sept. 30 (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive).

4. Description of diverting works:

a. Surface water diversion dam and/or headgate: material is composed of _____
None; length is _____ feet; height is _____ feet;
width at bottom is _____ feet; width at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known _____

b. Underground water diverting works: is well flowing or pumped Flowing; depth of well is _____ feet; diameter of well is _____ inches; type of pump is None
capacity of pump is _____ g.p.m.; name and address of well driller is None
Spring is stone cribbed with gravity flow into reservoir

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85 40-2

b. Do you get water through a ditch owned by several users? No If yes, give the name of the ditch
The other users and their respective
interests in the ditch are (if known) None

6. Where water is used for stock watering, give number of each kind of stock watered 10 Cows,
100 Chickens, and up to 124 rabbits.

7. Where water is used for domestic or municipal purposes give number of families served 2
name of town supplied None

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use,
and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible,
giving dates and quantities. One residence off of owners property and located in
Lot 2, Sec. 4 - T36N, R1E.

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation
(Paragraph 8 - Above) This residence was given verbal permission to connect
water line to the Hunter reservoir overflow pipe. This overflow varies by the
season and amount of water used for irrigation on the Hunter property.

State of Idaho

County of Clearwater } 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 21 day of May, 1973.

Rhoda Hunter
Claimant

Angela Wilson Clerk of the Court
Notary Public

Residing at Chapman Idaho
by Thomas Gilgert, Deputy

My commission expires _____

For Department Use Only

Received by <u>CR</u> Date <u>5-22-73</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>BB</u> Date <u>22 May 73</u>		claimant by:	
Fee received by <u>BB</u> Date <u>20 May 73</u> Fee \$ <u>10</u> <u># 10680</u>			
Approved for publication by <u>BB</u>			
Published in <u>CLEARWATER TRIBUNE</u> Dates <u>6-7-73</u>			
<u>6-11-73</u>			<u>85 487 3</u>

INSTRUCTIONS

Your claim should set forth all necessary information to describe your claimed right. Failure to give enough information may make your claim of little value. Some of the items in the form may not apply to your situation. Please use additional sheets if space provided is not sufficient to fully answer the questions.

Paragraph No.

1. Give full name and post office address of person or company making the claim.
2. Describe the point of diversion by 40-acre subdivision. Give the name of the source, the drainage to which it is tributary if surface water, and the county in which the point of diversion is located. If there is more than one point of diversion, list others in the remarks section.
3. Give the priority dates and the quantities of water that you claim. You should accurately list the dates that you initiated each new use of the water. List separately the dates and amounts of water involved in each enlargement of the diversion. (Example: if you diverted 0.8 c.f.s. of water for irrigation on May 18, 1871, for the first time for use on 40 acres of land, and then later you enlarged the diversion by diverting an additional 0.4 c.f.s. of water to irrigate an additional 20 acres of land on June 1, 1901, your right should be described as follows:

Date of priority claimed:	May 18, 1871	amount:	0.8 c.f.s. or	acre feet
	June 1, 1901	amount:	0.4 c.f.s. or	acre feet
	Total claimed:		1.2 c.f.s. or	acre feet

Since the water was used for irrigation between April 1 and October 31 on that particular farm, part b. would be completed as follows:

use irrigation period of use from April 1 to October 31 (both dates inclusive). If the water had been used for any other purpose, you would have described the priority date, amount, use, and period of use in a similar manner.

4. Describe the diversion works and explain any changes since the right was first initiated.
5. If the water is used for irrigation, give the total acreage and list the lands irrigated by 40-acre subdivisions and complete the other questions.
- 6, 7, & 8. Describe any other uses of water.
9. In the remarks section, give any information or details that you feel are not fully covered or that need clarifying. You might explain your operation, where the water is returned to if for an industrial or non-consumptive right, the condition and temperature of the returned water, and any other information to help explain your claim.

You may wish to include as a part of your claim, affidavits of witnesses who are familiar with your right and who have a personal knowledge of the circumstances which you have described in your claim. You may submit maps, drawings, certified copies of posted notices which may have been filed in the county courthouse, water measurement records, or any other document which you feel will support your claim.

Your claim will be advertised in a county newspaper for two weeks. Exceptions to your claim which dispute the water right that you have described may be received by the Department of Reclamation and you will be provided a copy of such exceptions.

The fee for filing a Claim to a Water Right is \$10.00. Your claim and fee may be submitted to one of the following offices:

Northern District
Idaho Dept. of Water Administration
401 Front Avenue, Room 209
Coeur d'Alene, Idaho 83814

Southern District
Idaho Dept. of Water Administration
1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301

Eastern District
Idaho Dept. of Water Administration
240 South Holmes
Idaho Falls, Idaho 83401

Western District
Idaho Dept. of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

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STATE OF IDAHO, }
County of Clearwater } ss.

JUL 16 1973

Nancy Noble

Department of Water Administration
Northern District Office

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 Amended Water Right

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 23th day of June, 1973, and ending on the 5th day of July, 1973

Nancy Noble

Subscribed and sworn to before me this 9th day of July, 1973

W. A. [Signature]

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

NOTICE OF AMENDED CLAIM TO A WATER RIGHT

Notice is hereby given that Mr. and Mrs. Rhoda Hunter filed a Claim to a Water Right No. 8540-43, claiming a right to the diversion and beneficial use of 4.8 cubic ft. per sec. of water from an Unnamed Spring, tributary to the Clearwater River, with point of diversion in the NW 1/4 NE 1/4 Sec. 4, T. 36N, R. 1E, B. M., Clearwater County. The water was claimed to be used from Jan. 1 to Dec. 31 for domestic purposes; and from April 1 to Sept. 30 for the irrigation of 15 acres with a priority of 1911 (0.3 cfs) and July 17, 1969 (4.5 cfs); the place of use was within the NW 1/4 NE 1/4 Sec. 4, T. 36N, R. 1E, B. M.

The claimant now proposes to amend Claim No. 8540-43, claiming 0.48 cubic feet per second of water from an Unnamed Spring, tributary to the Clearwater River with point of diversion in the NW 1/4 NE 1/4 Sec. 4, T. 36N, R. 1E, B. M., Clearwater County. The water is claimed to be used from Jan. 1 to Dec. 31 for domestic (0.08 cfs) and stockwatering purposes (0.08 cfs) and from April 1 to Sept. 30 for the irrigation of 15 acres (0.3 cfs); the place of use is within the NW 1/4 NE 1/4 Sec. 4, T. 36N, R. 1E, B. M., with a priority of 1911.

Any exception to the proposed amending of the claim of water right may be filed with the Idaho Department of Water Administration, 200 Front Ave., Boise, Idaho 83725, or at the County Clerk's Office, Clearwater County, Idaho 83801.

Published in the Clearwater Tribune, Orofino, ID on June 28 and July 5, 1973.

85 4043

AFFIDAVIT OF PUBLICATION

RECEIVED

STATE OF IDAHO, }
County of Clearwater } ss.

JUL 9 1973

Nancy Noble

Department of Water Administration
Northern District Office

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Notice of Claim to a Water Right

No. 85-4043

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 7th day of June, 19 73, and ending on the 14th day of June, 19 73

Nancy Noble.

Subscribed and sworn to before me this 15th day of June, 19 73

[Signature]

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

NOTICE OF CLAIM TO A WATER RIGHT

No. 85-4043

Notice is hereby given that Mr. and Mrs. Rhoda Jensen, Route #1, Orofino, Idaho, have filed a claim for a water right established by prescription and appropriation to beneficial use of 4.5 cubic feet per second of water from an unnamed Spring tributary to the Clearwater River with point of diversion in the NW 1/4, NE 1/4, Sec. 4, T. 36N, R. 1E, B.M., Clearwater County.

The water is to be used from Jan. 1 to Mar. 31 for domestic purposes; and from April 1 to Sept. 30 for the irrigation of 15 acres with a priority of 1911 (0.3 cfs), July 17, 1969 (4.5 cfs) the place of use is within the NW 1/4, NE 1/4, NW 1/4, Sec. 4, T. 36N, R. 1E, 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 Clearwater Tribune, Orofino, Idaho on June 7 and June 14, 1973.
6-7, 14 c.

85 4043

WATER RIGHT NUMBER 85-4043

WATER RIGHTS EDIT REPORT

12/17/79

PAGE 278

ACT
ION

N OWNER LAST NAME - HUNTER

FIRST NAME - MR. RHODA

N OWNER LAST NAME - HUNTER

FIRST NAME - RHODA

N ADDRESS LINE 1 - RT. 1

CITY - OROFINO

STATE - ID ZIP CODE - 83544

N SOURCE - SPRING

TRIBUTARY OF - CLEARWATER RIVER

N STAGE - STATRY CLM

PRIORITY - 06-01-1911

COUNTY - CLEARWATER TOTAL DIV. RATE -

.4600CFS

N DIVERSION POINT - NWNE 04 36N 01E

N FROM - 04-01 TO - 09-30 USE - IRRIGATION

USE DIV. RATE - .3000CFS

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

USE DIV. RATE - .0800CFS

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

USE DIV. RATE - .0800CFS

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

USE DIV. RATE - .0800CFS

N USE - IRRIGATION

PLACE OF USE - TWN 36N RNG 01E SEC 04 TRACT NWNE

AC 15

IDENT. NO. 85-4043

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 1 85-4043
Old No. New No.

Record

1. Original Owner: Mr. & Mrs. Rhoda Hunter

Present Owner: _____

2. Address: Rt. 13. City: Orpio State: ID Zip: 835444. A. Source of Water: spring
B. Tributary of: Clearwater River5. 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: 6-1-1911D. County: 35E. Total Diversion Rate: .46

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>NWNE</u>	<u>4</u>	<u>36N</u>	<u>1E</u>		

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

from 4-1 to 9-30 for A purposes. Amount .3
(cfs or AC-FT/yr)from 1-1 to 12-31 for S purposes. Amount .08from 1-1 to 12-31 for D purposes. Amount .08

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

111379

[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 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

July 18, 1973

Re: Claim to a Water Right No. 85-4043

Mr. and Mrs. Rhoda Hunter
Route #1
Orofino, ID 83544

Dear Mr. and Mrs. Hunter:

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:CR

Enclosure

85 4043

June 22, 1973

Re: Amended Claim No. 85-4043 - Mr. & Mrs. Rhoda Hunter

Clearwater Tribune
Box 71
Orofino, ID 83544

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 7-16-73 by d

FE:CR

Enc: Leggl Notice (1)

85 4043

NOTICE OF AMENDED
CLAIM TO A WATER RIGHT

Notice is hereby given that Mr. & Mrs. Rhoda Hunter filed a Claim to a Water Right No. 85-4043, claiming a right to the diversion and beneficial use of 4.8 cubic feet per second of water from an Unnamed Spring, tributary to the Clearwater River, with point of diversion in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, T. 36N, R. 1E, B.M., Clearwater County. The water was claimed to be used from Jan. 1 to Dec. 31 for domestic purposes; and from April 1 to Sept. 30 for the irrigation of 15 acres with a priority of 1911 (0.3 cfs) and July 17, 1969 (4.5 cfs); the place of use was within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, T. 36N, R. 1E, B.M.

The claimants now propose to amend Claim No. 85-4043, claiming 0.46 cubic feet per second of water from an Unnamed Spring, tributary to the Clearwater River with point of diversion in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, T. 36N, R. 1E, B.M., Clearwater County. The water is claimed to be used from Jan. 1 to Dec. 31 for domestic (0.08 cfs) and stockwatering purposes (0.08 cfs); and from April 1 to Sept. 30 for the irrigation of 15 acres (0.30 cfs); the place of use is within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, T. 36N, R. 1E, B.M., with a priority of 1911.

Any exception to the proposed amending of this claim of water right may be filed with the Idaho Department of Water Administration, 401 Front Ave., Room 209, Coeur d'Alene, Idaho 83814.

R. KEITH HIGGINSON

Director

Published in the Clearwater Tribune, Orofino, ID on June 28 and July 5, 1973.

85 4043

RECEIVED
Note - ~~Gram~~

FROM CLEARWATER COUNTY AUDITOR

PHONE 476-5615

BOX 586

OROFINO, IDAHO 83854

JUN 20 1973

TO FRED EISENBARTH Department of Water Administration
Northern District Office
DATE JUNE 18, 1973

Dear Sir,

Enclosed please find the amended water claim for us.
I am sorry it took us this long to get it prepared.

I see it has been advertised in the paper, if this is
not necessary, please disregard and return it to us.

Thank You,

Mrs Hunter

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

RECEIVED

JUN 20 1973

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

May 30, 1973

Department of Water Administration
Northern District Office

Rhoda Hunter
Route #1
Orofino, ID 83544

Dear Mr. Hunter:

Enclosed is your receipt No. 10680 in the amount of \$10 for the filing fee on the Claim to a Water Right you submitted to our office.

We have accepted and are processing your claim; however, it is the opinion of our Department that the amount of water you are claiming is excessive for the purposes you have listed. Perhaps there may have been a misunderstanding on the amount of water you filed. 4.8 cubic feet per second is equivalent to 2,160 gallons per minute, which we feel to be excessive for irrigation of 15 acres and domestic purposes for two households.

The normal amount which we would accept on an application for permit is 0.02 c.f.s. per irrigated acre, and 0.04 c.f.s. per household use.

We have enclosed a Claim form for your use. If you should decide to file an amended Claim, there will be no additional fee for this filing. If you have any questions, or if we may be of further assistance, feel free to contact us.

Very truly yours,

Fred Eisenbarth
Northern District Manager

FE:cr

Enclosures

85 4043

June 1, 1973

Re: Claim No. 85-4043 - Mr. & Mrs. Rhoda Hunter

Clearwater Tribune
Box 71
Orofino, ID 83544

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 7-9-73 by cl

FE:CR

Enc: Legal Notice

85 4043

The Clearwater Tribune

"Voice of the Idaho Pine"

John M. and Clo Ann McNeil, Publishers

Phone 476-4571

RECEIVED
JUN 30 1973
P.O. Box 71

Nº 7558

OROFINO, IDAHO 83544

State Dept. of Water Administration
• 401 Front Avenue
Coeur d'Alene, Idaho 83814

June 30, 1973

TERMS: 30 DAYS NET

DEBIT

BALANCE AS PER STATEMENT RENDERED

3½ inches - Rhoda Hunter Claim 85-4043 June 7 & 14

\$13.30

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

SIGNED

Nancy Noble

85 4043

NOTICE OF CLAIM TO A WATER RIGHT

NO. 85-4043

Notice is hereby given that Mr. & Mrs. Rhoda Hunter,
Route #1, Orofino, Idaho

~~have~~
~~xxx~~ has filed a claim to a water right established by diversion and application
to beneficial use of 4.8 cubic feet per second ~~acre feet per annum~~
of water from an Unnamed Spring, tributary to the Clearwater River
with point of diversion in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, T. 36N, R. 1E, B.M.,
Clearwater County

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic
purposes; and from April 1 to Sept. 30 for the irrigation of 15 acres
with a priority of 1911 (0.3 cfs), July 17, 1969 (0.5 cfs);
the place of use is within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, T. 36N, R. 1E, 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 Clearwater Tribune, Orofino, Idaho

on June 7 and June 14, 1973

**NOTICE OF CLAIM
TO A WATER RIGHT**

No. 135-4043

Notice is hereby given that Mr. and Mrs. Rhoda Hunter, Route #1, Orofino, Idaho, have filed a claim to a water right established by diversion and application to beneficial use of 4.8 cubic feet per second of water from an Unnamed Spring tributary to the Clearwater River with point of diversion in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, T. 36N, R. 1E, B.M., Clearwater County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes; and from April 1 to Sept. 30 for the irrigation of 15 acres with a priority of 1911 (0.3 cfs), July 17 1969 (4.5 cfs) the place of use is within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, T. 36N, R. 1E, 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 Clearwater Tribune, Orofino, Idaho on June 7 and June 14, 1973.
6-7, 14 c.

OK.
6-6-73
cl

85 4043

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

May 30, 1973

Rhoda Hunter
Route #1
Orofino, ID 83544

Dear Mr. Hunter:

Enclosed is your receipt No. 10680 in the amount of \$10 for the filing fee on the Claim to a Water Right you submitted to our office.

We have accepted and are processing your claim; however, it is the opinion of our Department that the amount of water you are claiming is excessive for the purposes you have listed. Perhaps there may have been a misunderstanding on the amount of water you filed. 4.8 cubic feet per second is equivalent to 2,160 gallons per minute, which we feel to be excessive for irrigation of 15 acres and domestic purposes for two households.

The normal amount which we would accept on an application for permit is 0.02 c.f.s. per irrigated acre, and 0.04 c.f.s. per household use.

We have enclosed a Claim form for your use. If you should decide to file an amended Claim, there will be no additional fee for this filing. If you have any questions, or if we may be of further assistance, feel free to contact us.

Very truly yours,

Fred Eisenbarth
Northern District Manager

FE:cr

Enclosures

85 4043

RECEIVED

May 15, 1973

MAY 22 1973

Ervin E. Ballou
Water Resource Examiner
Northern Idaho District
401 Front Avenue Rm 209
Coeur D. Alene, Idaho 83814

Department of Water Administration
Northern District Office

Dear Sir:

Enclosed please find our form made out in application for a Water Right, this is filled out to the best of our knowdledge, if we have ommitted something, that needs to be in this instrument to make it completed and legal, would you please advise, as we want to make sure this is correct.

Thanking you in advance, we remain.

Sincerely,

Mrs Hunter

Mr and Mrs Rhoda W. Hunter

2 enc. (Claim and Check)

85 4315

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

March 20, 1973

Mrs. Rhoda Hunter
Box 586
Orofino, ID 83544

Dear Mrs. Hunter:

Enclosed are copies of our Claim to a Water Right forms and also our Application for Permit forms with instructions.

Since March 25, 1963, it has been mandatory to obtain an approved permit from this Department before diverting water from a ground water source. The only exception to this requirement is a well drilled for a single household. For surface water, which would include your spring, it is mandatory to secure a permit as of May 20, 1971.

Diversion and use of water prior to the above mentioned dates may be recorded by filing a Claim to a Water Right. Water systems developed or expanded after the deadline for mandatory permits must be preceeded by an approved permit or must be recorded by filing an application to develop a legal water right.

If surface water surfaces, but at no time leaves your property, or is tributary to a public source, it is considered private property and is not subject to the mandatory permit system (Section 42-201, Idaho Code).

If you have any further questions, please contact this office.

Very truly yours,

Ervin E. Ballou
Water Resource Examiner
Northern District

EEB:cr

Enclosures

85 4013

RECEIVED

RECEIVED

March 12, 1973

Dear Sir:

Department of Land and Water
Administration

Department of Land and Water
Administration

Would you please send the necessary forms for me to fill out so that we might file Water Rights. I understand you must file this, even if a spring is on our property and you have the rights to it in your deed, is this right.

Sincerely,

M. Rhoda Hunter

PS: If you have forms available for this, for the Auditors Office in Clearwater County, please mail to Box 586, Orofino, Idaho

85 4068

Rhoda W. Hunter
Box 586
Orofino, Idaho 83544



Dept. of Water Administration
State House
Boise, Idaho 83707

85 4042