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Identification No. 92-4002 92

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)

- Name of claimant Thomas C. Morris
post office address 910 Highland Drive St. Maries, Idaho
- The point of diversion is in SE 1/4 of SW 1/4 of Section 25 Township 46 North
Range 2 W. B.M. located on a small creek which flows in a general northwesterly
direction parallel with and South of Highway 95A
tributary to St. Maries River in Benewah County.
- 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.
 - Date of priority claimed: See Exhibit "A"
 _____ amount: _____ c.f.s. or _____ acre feet
 _____ amount: _____ c.f.s. or _____ acre feet
 _____ amount: _____ c.f.s. or _____ acre feet
 Total claimed _____ c.f.s. or _____ acre feet.
 - Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:
 use _____ period of use from _____ to _____ (both dates inclusive)
 use _____ period of use from _____ to _____ (both dates inclusive)
 use _____ period of use from _____ to _____ (both dates inclusive)
 use _____ period of use from _____ to _____ (both dates inclusive).
- Description of diverting works: See Exhibit "A"
 - Surface water diversion dam and/or headgate: material is composed of _____
 _____; length is _____ feet; height is _____ feet;
 width at bottom is _____ feet; with at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known _____

 - Underground water diverting works: is well flowing or pumped _____; depth of well is _____ feet; diameter of well is _____ inches; type of pump is _____
 capacity of pump is _____ g.p.m.; name and address of well driller is _____

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EXHIBIT "A"

No. 3 For at least 30 years of my own knowledge this small creek has furnished the owners of the above described land water for watering their livestock. I acquired ownership of this land in 1964. From that time on either I or lessees used this creek for watering their livestock. The livestock consists of cattle and horses. The exact amount of cattle and horses varied from time to time but was never less than 10 head and for the most part would average over 15 head of livestock. I would have no way of knowing the exact amount of water consumed by these animals. I would assume that you would have to base it upon average consumption of a horse or cow. In examining the horse literature, livestock literature, it would appear that an average horse or cow would consume not less than nine gallons per day. Therefore based on an average of 15 head since 1964, the minimum amount of water used continuously from that date until present, and all expectations the use will continue not less, but more, for a total of 135 gallons per day.

No. 4 The type of diverting works consists of small holes or earthen dams so that the livestock can drink therefrom.

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b. Do you get water through a ditch owned by several users? _____ If yes, give the name of the ditch
 _____ The other users and their respective
 interests in the ditch are (if known) _____

6. Where water is used for stock watering, give number of each kind of stock watered Approximately 15
horses and 3 or more cows

7. Where water is used for domestic or municipal purposes give number of families served _____
 name of town supplied Non-Applicable

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 See 9

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation
This creek in addition to furnishing water for my livestock and/or people who
lease my land for the use of their livestock, gives a great deal of pleasure to
my family for picnic use, wading and generally enjoying the small stream
flowing through your land. Also having this stream which flows for approximately
one - quarter mile on my land adds to its present and future potential as home
building sites.

State of Idaho

County of Renewah

} 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 24 day of July, 1973.

Claimant

Law M. Renfrew
 Notary Public
 Residing at St. Maries, Idaho

My commission expires Feb 10, 1976

For Department Use Only

Received by <u>INT</u> Date <u>7-26-73</u>	Exception filed by: _____	Forwarded to claimant by: _____	Date _____
Prelim. check by <u>MT</u> Date <u>7-26-73</u>	_____	_____	_____
Fee received by <u>MT</u> Date <u>7/25/73</u> Fee \$ <u>10.00</u>	_____	_____	_____
Approved for publication by <u>EB</u>	_____	_____	_____
Published in <u>ST. MARIES GAZETTE RECORD</u> Dates <u>8-8-73</u>	_____	_____	_____

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