

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE PALOUSE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 59576

Claim ID: 87-10375

Date Received: 4-24-19

Receipt No: N034224

Claim Fee: 25.00 By: JD

RECEIVED

MAY 02 2019

IDWR / NORTH

NOTICE OF CLAIM TO A WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day

Please type or print clearly

1. Name of claimant(s) SAMUEL G AND/OR DEBORAH A DUNCAN Phone (509) 336-3362
 Mailing address 3804 MOSCOW MTN RD MOSCOW ID Zip 83843
Street or Box City State
 Email address (optional) TRANGLE@TURBONET.COM
2. Date of priority: (Only one per claim) 1887 (Explain priority date selected in Remarks)
Month/Day/Year (YYYY)
3. Source of water supply (Check one) Ground Water (✓) or Other () (a) _____
 which is tributary to (b) _____
4. Location of point of diversion is: Township 40N, Range 05W, Section 26
NE 1/4 of SW 1/4, or Govt. Lot _____ BM, County of LATAH
 Parcel no. RP40N05W264806
 Additional points of diversion, if any: _____
 If available, GPS coordinates: _____
5. Description of diverting works (wells, pumps, spring boxes, pipelines, etc.) including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well.
WELL PIPED TO HOME
6. Water is claimed for the following: (limited to domestic and/or stockwater uses - see page 1 of the instructions)

For	DOMESTIC	purposes from	Month/Day	to	Month/Day	cfs (✓) or AFY ()
			<u>01/01</u>		<u>12/31</u>	<u>0.02</u>
For	STOCKWATER	purposes from	<u>01/01</u>	to	<u>12/31</u>	amount <u>0.02</u>
7. Total quantity claimed 0.02 cfs (✓) or AFY ()
8. Non-irrigation uses. Describe fully. (Domestic: give number of homes; Stockwater: list number and kind)
DOMESTIC USE ONE HOME, 10 HEAD MIXED STOCK

9. Location of place of use is: Township 40N, Range 05W, Section 26,
NE 1/4 of SW 1/4, Govt. Lot _____ BM, Parcel no. SAME
If different than shown in Item 4
for (check one) **Domestic** () **Stock** () **Domestic and Stock** (✓)

Additional places of use, if any _____

10. In which county(ies) are lands listed above as place of use located? LATAH

11. Do you own the property listed above as place of use? Yes (✓) No ()
If the answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None (✓)

13. Remarks (include an explanation of the priority date selected):
WRITTEN ORAL HISTORY AND DEED RECORDS

14. Basis of claim (check one) **Beneficial Use** (✓) **Posted Notice** () **License** () **Permit** () **Decree** ()
Court _____ Decree Date _____ Plaintiff v. Defendant _____
If applicable provide IDWR Water Right Number _____

15. **Signature(s)**

- (a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notices in the Palouse River Basin Water System Adjudication."
(b.) I/We do () do not (✓) wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals: I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s) _____ Date: 4/29/2019
_____ Date: 4/29/2019

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am, and that I have signed the foregoing document in the space below as the

_____ of _____
Agent's title (Please print) Name of organization (Please print)

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Printed Name of Authorized Agent _____

16. **Notice of Appearance:**

Notice is hereby given that I, (please print) _____, will be acting as attorney at law of behalf on the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____ Date _____

Address _____

Name of claimant(s) SAMUEL G AND/OR DEBORAH A DUNCAN Claim ID _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

**IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM**

CIVIL CASE NUMBER: 39576

Claim ID: _____
Date Received: 4-24-2019
Receipt No: N034224
Claim Fee: \$25.97 By: JA

RECEIVED NOTICE OF CLAIM TO A WATER RIGHT

APR 22 2019

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day

IDWR / NORTH

Please type or print clearly

1. Name of claimant(s) SAMUEL G AND/OR DEBORAH A DUNCAN Phone (509) 336-3362
Mailing address 3804 MOSCOW MTN RD MOSCOW ID Zip 83843
Street or Box City State
Email address (optional) TRANGLE@TURBONET.COM
2. Date of priority: (Only one per claim) 1887 (Explain priority date selected in Remarks)
Month/Day/Year (YYYY)
3. Source of water supply (Check one) Ground Water (✓) or Other () (a) _____
which is tributary to (b) _____
4. Location of point of diversion is: Township 40N, Range 05W, Section 26,
NE 1/4 of SW 1/4, or Govt. Lot _____ BM, County of LATAH,
Parcel no. RP40N05W264806
Additional points of diversion, if any: _____
If available, GPS coordinates: _____
5. Description of diverting works (wells, pumps, spring boxes, pipelines, etc.) including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well.
WELL PIPED TO HOME
6. Water is claimed for the following: (limited to domestic and/or stockwater uses - see page 1 of the instructions)
For DOMESTIC purposes from 01/01 to 12/31 amount 0.02 cfs (✓) or AFY ()
For STOCKWATER purposes from 01/01 to 12/31 amount 0.02 cfs (✓) or AFY ()
7. Total quantity claimed 0.02 cfs (✓) or AFY ()
8. Non-irrigation uses. Describe fully. (Domestic: give number of homes; Stockwater: list number and kind)
DOMESTIC USE ONE HOME, 10 HEAD MIXED STOCK

9. Location of place of use is: Township 40N, Range 05W, Section 26,
NE 1/4 of SW 1/4, Govt. Lot _____ BM, Parcel no. RP40N05W264806
If different than shown in Item 4

for (check one) **Domestic** () **Stock** () **Domestic and Stock** (✓)

Additional places of use, if any _____

10. In which county(ies) are lands listed above as place of use located? LATAH

11. Do you own the property listed above as place of use? Yes (✓) No ()

If the answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.

_____ or None (✓)

13. Remarks (include an explanation of the priority date selected):

14. Basis of claim (check one) **Beneficial Use** (✓) **Posted Notice** () **License** () **Permit** () **Decree** ()

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number _____

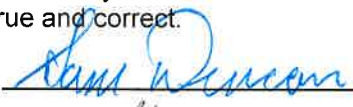
15. **Signature(s)**

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How You Will Receive Notice in the Snake River Basin Adjudication."

(b.) I/We do () do not (✓) wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals: I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s)  Date: 4/15/2019

 Date: 4/18/2019

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am, and that I have signed the foregoing document in the space below as the

_____ of _____,
Agent's title (Please print) Name of organization (Please print)

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Printed Name of Authorized Agent _____

16. **Notice of Appearance:**

Notice is hereby given that I, (please print) _____, will be acting as attorney at law of behalf on the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____ Date _____

Address _____

Name of claimant(s) SAMUEL G AND/OR DEBORAH A DUNCAN Claim ID _____

SENE 22 SWSW SESW 23 SWSE SENE

NENE NWNW NENW NWNE NENE

SENE SWSW PIN:RP40N05W264806 SWNE SENE

27 40N05W 87 26 NESW NWSE NESE

SENE SWSW SENE SWSW NENE NWNW

34 35

The USDA-FSA Aerial Photography Field office asks to be credited in derived products.

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MOSCOW MOUNTAIN HISTORY

by

Merrill Hart

he tore Taylor Hall down and now there is nothing to show where it even stood.

Also, the old Frazier school building which had been moved from its original location to where the new school building was in later years, had been moved to that place and stood on the flat on the west side of Howard Gulch. It was used as a place to store grain for years but was torn down a number of years ago.

Adjoining that place up Gnat Creek was the place that Joe Reilly mined. After Joe left, it was sold to a man named Poole, I think. There might have been an owner between Reilly and Poole, but I do not believe so. When Poole left he sold it to W.J. Leith who lived there and farmed it for a number of years. There were four children in the Leith family. Roy is now dead. Hazel married Milton Butler, Clark Butler's oldest son, and as far as I know she is still living somewhere near Woodburn, Oregon. Two identical twin girls married and probably moved away from this area. I do not know where they are. I think the original house on that place was built by Joe Reilly about 1887 and still stands. Leith had built another small house for his mother who had lived there for awhile, and later owners used that as the main dwelling place.

For a time a family named Davis lived there and later it

of Walla Walla Wash, personally known to me as the real person whose name is subscribed to the foregoing instrument appeared before me this day in person and acknowledged that he executed and delivered the said instrument as his free and voluntary act, for the use and purpose therein set forth.

Given under my hand and official seal this 10 day of September 1891.



Josephus M. Moore,
Notary Public.

Residing at Walla Walla Wash.

Filed for record September 17th 1891.

At 10 o'clock A.M.

Reg. Levi Crawford. \$1.25

W.B. Kyle

Recorder, Latah County, Idaho.

By Geo. S. Wynne, Deputy.

General Land Office:

No. 16979.

Mineral Certificate.

No. 4.

The United States of America.

To all to whom these presents shall come, Greeting:
Whereas, in pursuance of the provisions of the Revised Statutes of the United States, Chapter Six, Title Thirty-two, and legislation supplemental thereto, there has been deposited in the General Land Office of the United States the Certificate, No. 4, of the Register of the Land Office at Lewiston, in the Territory of Idaho, accompanied by other evidence, whereby it appears that Joseph Rielly did, on the thirtieth day of November, A.D. 1887, duly enter and pay for that certain Placer mining claim and premises known as the Washington placer mining claim, and described as the east half of the Northeast quarter of the South West

quarter of Section Twenty six, in Township Forty North of Range Five West, Boise meridian, situate in Moscow, Idaho, mining district, Nez Perces County, Idaho, and containing twenty acres of land, more or less.

Now Know Ye, That there is therefore hereby granted by the United States unto the said Joseph Rully and to his heirs and assigns, the said placer mining premises hereinbefore described.

To Have and to Hold said mining premises, together with all the rights, privileges, immunities and appurtenances of whatsoever nature thereunto belonging, unto the said grantee above named, and to his heirs and assigns forever, subject nevertheless to the following conditions and stipulations:

First: That the grant hereby made is restricted in its exterior limits to the boundaries of the said mining premises, and to any veins or lodes of quartz or other rock in place bearing gold, silver, cinnabar, lead, tin, copper, or other valuable deposits, which may have been discovered within said limits subsequent to and which were not known to exist on the twentieth day of September A.D. one thousand eight hundred and eighty-seven.

Second: That should any vein or lode of quartz or other rock in place bearing gold, silver, cinnabar, lead, tin, copper, or other valuable deposits be claimed or known to exist within the above described premises at said last named date, the same is expressly excepted and excluded from these premises.

Third: That the premises hereby conveyed may be entered by the proprietor of any vein or lode of quartz or other rock in place bearing gold, silver, cinnabar, lead, tin copper or other valuable deposits, for the purpose of extracting and removing the ore from such vein or lode.

4/22/2019

RECEIVED

APR 24 2019

IDWR / NORTH

I forgot to include payment for the well
water claim. This is the one we tracked
back to 1887. Thank you for your help in
filing these claims.

Sincerely,

Dale Duncan
3804 Moscow north Rd
Moscow, Id 83843