



Sec. 3

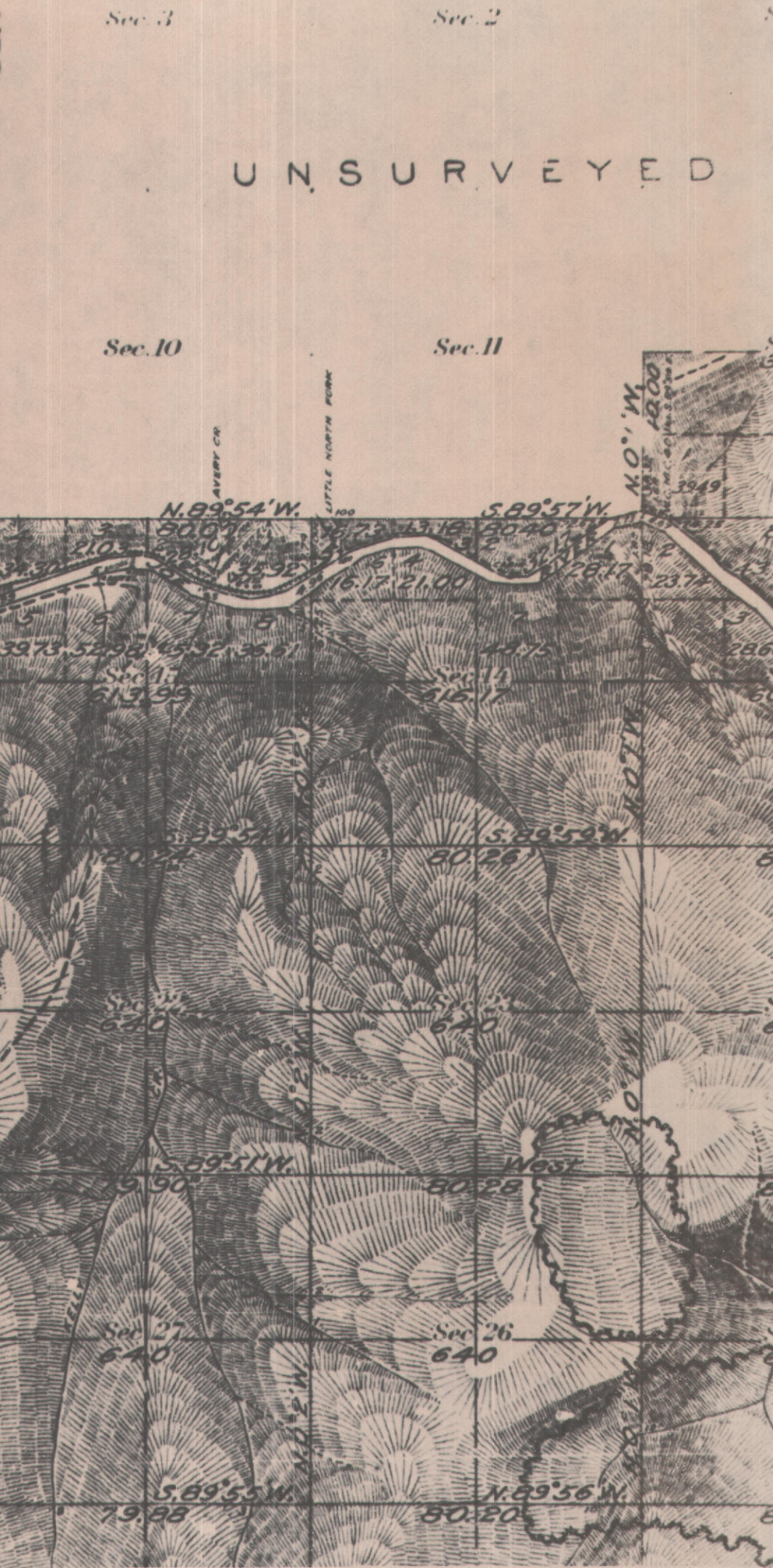
Sec. 2

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UNSURVEYED

Sec. 10

Sec. 11



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Avery School District #394

(Name of Claimant)

Box 7 Avery, Idaho 83802

(Mailing Address)

Telephone No. 245-2479

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) May 31, 1951

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 is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

Therault Creek tributary to the St. Joe River

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

	(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>0.16</u>	Use <u>Domestic</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity	<u>0.20</u>	Use <u>Irrigation</u>	Period of Use From <u>3/15</u>	To <u>11/15</u>
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

- (4) 0.20 TOTAL QUANTITY USED.

(cfs, gpd, AFA)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

GL 5 1/4 & 6 1/4, Sec. 15 Twp. 45N Rge. 5E B.M., County of Shoshone

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. Describe any changes in the system and give the date of the change. diversion dam & reservoir

- (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	
<u>45N</u>	<u>5E</u>	<u>15</u>					<u>7</u>		<u>3</u>										<u>10</u>

No. of acres 10

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

11 homes and one elementary school

NOTE: Include here the type and number of stock watered:

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

MICROFILMED

Received by
Preston, Mich
\$20.00 fee r
Furnished in

Exception filed by:

Date _____

For 1986

Box 478 Cedar, Box 13208

~~and~~ day of

7 1961

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

County of _____

Shachnow

Scale: 2 inches equal 1 mile.

[illegible]

(8) Remarks

PROOF OF PUBLICATION

County of Shoshone,)
)
STATE OF IDAHO)

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim to water right has been established by diversion and application to beneficial use:

94-4025

Name: SCHOOL DISTRICT No. 394
Address: P.O. Box 7, Avery, ID 83802
Priority Date: May 31, 1951
Amount: 0.20 CFS
Source: THERIAULT CREEK
tributary to SAINT JOE RIVER
Diversion Point: LOT 05 LOT 06 Sec 15
T 45N R 05E, SHOSHONE Co.
Place of Use: NENW SWNW Sec 15 T
45N R 05E FOR 10 ACRES
Use: IRRIGATION (0.20 CFS) from
March 15 to Nov. 15; DOMESTIC (0.16
CFS) from Jan. 1 to Dec. 31.

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, ID 83814.

A. KENNETH DUNN
Director

6/16/23/'82

Y344

s/Gary A. Corbeill, being first duly sworn deposes and says:
THE KELLOGG EVENING NEWS, a daily newspaper of general circulation in said county, published in the City of Kellogg, in the County of Shoshone and the State of Idaho, and which has been published continuously in said county for a period of 78 weeks immediately prior to the publication of the notice hereinafter described, and that the _____

Notice of Claims To
Water Rights -

of which the annexed is a true copy, was published in each regular weekly/daily issue of said newspaper, and not in a supplement thereto, for a period of 2 consecutive weeks/days, the

first publication thereof being in its issue dated June 16/1982

and the last publication thereof being in the issue dated

June 23/1982

Subscribed and sworn to before me this 24th day of

June, 1982

Wendell R. Brainerd

Notary Public

RECEIVED

JUL 3 1982

Department of Water Resources
Northern District Office

Sec. 3

Sec. 2

Sec.

UNSURVEYED

Sec. 10

Sec. 11

N. 89° 54' W.

LITTLE NORTH POINT

S. 89° 57' W.

N. 0° 1' W.

Sec. 26

640

79.82

N. 0° 1' W.

N. 89° 54' W.

S. 89° 57' W.

6

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: LB

Right Number 91-4025 Applicant School Dist #394

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☐ Exceptions processed.

By [signature] Date 7/6/82

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By kw Date 7/15/82

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RECEIVED
JUL 16 1982

Department of Water Resources

91-4025

SCHOOL DISTRICT NO. 394

P.O. BOX 7, AVERY, ID 83802

Source: THERIAULT CREEK tributary to SAINT JOE RIVER

Priority Date: 05/31/1951

Amount: 0.20 CFS

Diversion Point: LOT 05 LOT 06 Sec 15 T 45N R 05E, SHOSHONE Co.

Use: IRRIGATION	(0.20 CFS)	from 03/15 to 11/15
DOMESTIC	(0.16 CFS)	from 01/01 to 12/31

Place of Use: NENM SMNM Sec 15 T 45N R 05E FOR 10 ACRES

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

JULY 5, 1982

SCHOOL DISTRICT NO. 394
P.O. BOX 7
AVERY ID 83802

RE: Claim No. 91-4025

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve 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 with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

Robert L. Haynes, P.E.
Regional Supervisor

Enclosure

MICROFILMED