

PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Nez Perce } ss.

Raelene Thornton

, being duly sworn
deposes and says, I am the Classified Bookkeeper

of the Tribune Publishing Company, a corporation organized and existing under and by virtue of the laws of the State of Idaho, publishers of the LEWISTON MORNING TRIBUNE, a newspaper of general circulation published at Lewiston, Nez Perce County, Idaho; That the said Lewiston Morning Tribune is an established paper and has been published regularly and issued regularly at least once a day for more than 20 consecutive years immediately preceding the first publication of this notice, and has been so published uninterruptedly for said

period; that the Notice of claim to a water right

attached hereto and which is made a part of this affidavit was published in the said Lewiston Morning Tribune, once a week for 2 consecutive weeks, the

first publication thereof being on the 6 day of October, A. D. 19 77, and the last publica-

tion thereof being on the 13 day of October, A. D. 19 77, and said Notice of claim to a

was so published in the regular and entire water right issue of the said newspaper and not in a supplement thereof and was so published in every issue and number of the said paper, during the period and times of publication as set forth above.

Raelene Thornton

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE

13 day of October, 19 77.

Paulitta Hamilton

Notary Public in and for the State of Idaho,
residing at Lewiston, therein.

NOTICE OF CLAIM TO A WATER RIGHT NO. 86-4046

Notice is hereby given that Wayne D. Schwenne, Rt. 2, Box 64, Genesee, Idaho, has filed a claim to a water right established

by diversion and application to beneficial use of 9 gallons per minute of water from Cow Creek, tributary to the Snake River with point of diversion in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 19, T37N, R5W, B.M. and the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 24, T37N, R6W, B.M., Nez Perce County.

The water is claimed to be used from Jan. 1 to Dec. 31 for stockwater purposes with a priority of Early 1900; the place of use is within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 19, T37N, R5W, B.M. & SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 24, T37N, R6W, B.M.

Any exception to this claim of water may be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814.

C. STEPHEN ALLRED,
Director



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

September 29, 1977

RE: Claims No. 86-4045 & 86-4046

Lewiston Morning Tribune
505 C Street
Lewiston, Id 83501

Gentlemen:

Enclosed is 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 our office along with the publication bill. Your cooperation in this matter is appreciated.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:ab

Enc: Legal Notice(s)

Bill Mair
10-14-77
[Signature]

RECEIVED

NOTICE OF CLAIM TO A WATER RIGHT

NO. 86-4046

Notice is hereby given that Wayne D Schwenne
Rt 2 Box 64, Genesee, Id
has filed a claim to a water right established by diversion and application
to beneficial use of 9 ~~cubic feet per second~~ gallons per minute
of water from Cow Creek, tributary to the Snake River
with point of diversion in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 19, T37N, R5W, B.M.
and the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 24, T37N, R6W, B.M., Nez Perce County.

The water is claimed to be used from Jan 1 to Dec 31
for stockwater purposes

with a priority of Early 1900;
the place of use is within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 19, T37N, R5W, B.M. &
SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 24, T37N, R6W, B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho,
83814.

C. STEPHEN ALLRED
Director

Published in the Lewiston Morning Tribune, Lewiston, Id
on October 6 and October 13, 1977

MICROFILMED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

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 Wayne D. Schwenne

(name of claimant)

of Rt. 2 Box 64 Genesee, Idaho 83832, claims a right to the diversion and beneficial use of
(mailing address)

the public water of the State of 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) Cow Creek
, tributary to, Snake River

- (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 9 gpm Use Stock Period of Use: From Jan 1 To Dec. 31

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: _____ cubic feet per second, or _____ acre feet per annum, and/or 9 gallons per minute.

- (4) Priority claimed: (the date water was first applied to beneficial use) Early 1900

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 12 SE 12 ¼, Sec. 24 Twp. 37N Rge. 6W B.M. County of Nez Perce
 Additional points of diversion: At present livestock water directly out of cow creek

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. At present plan to continue watering directly out of cow creek

- (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.

[illegible]

Total No. of acres 0

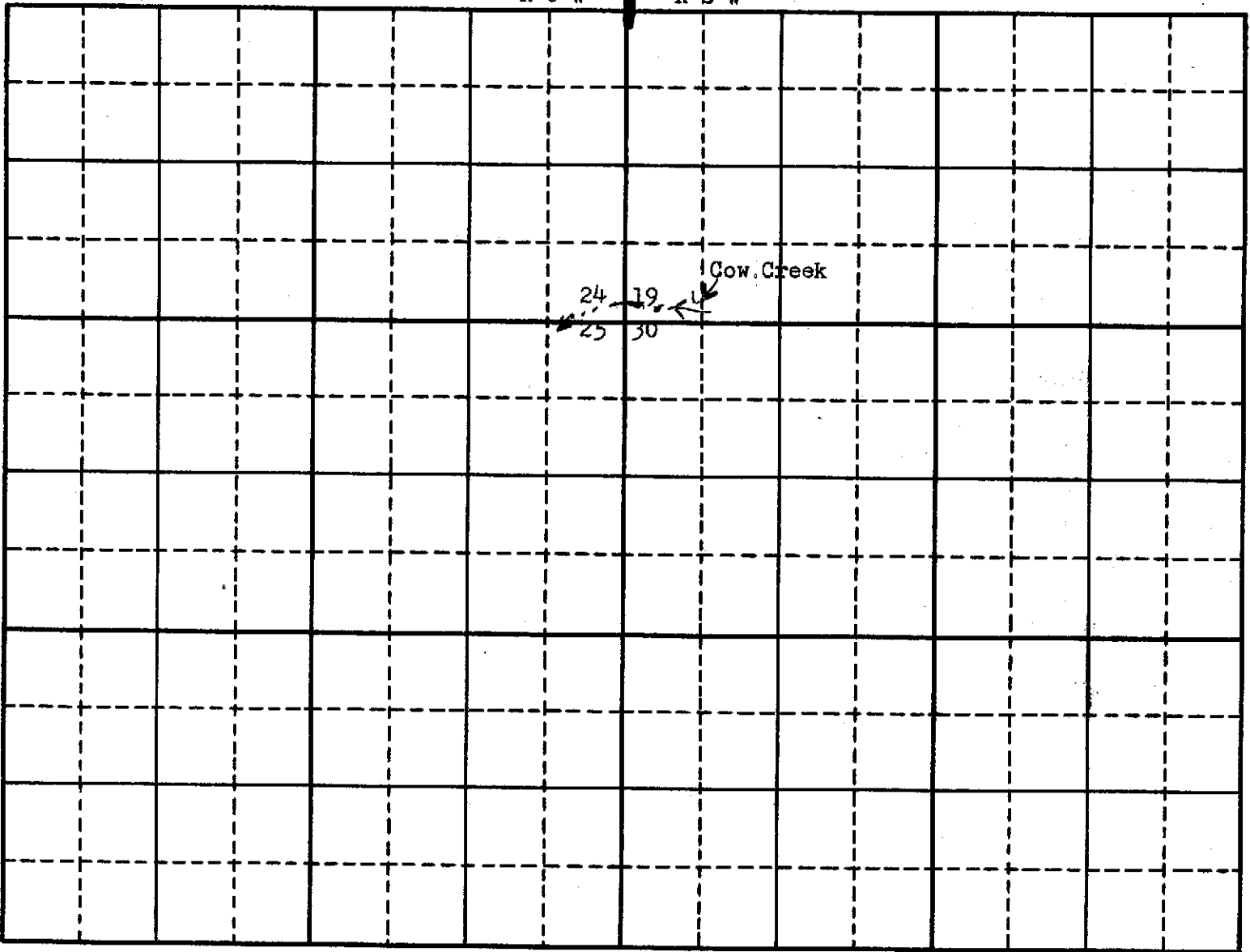
- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Plan to continue using water for livestock-- About 100 head

- (7) If you are claiming water as a member of an organization, list name of organization: No

(8) Remarks _____

R 6 W | R S W

T
37
N



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 Nez Perce)

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 30 day of August, 1977

Wayne A. Schwane
(Claimant)

Richard M. Rughner
Notary Public

Residing at Leviston, Idaho

My commission expires February 1979

For Department Use Only

Received by B. Max

Date 8-31-77

Exception filed by: _____

Forwarded to _____

Date _____

Prelim. check by JK

Date 9-27-77

claimant by: _____

\$10.00 fee received by B

Date 9-28-77

(9410)

Approved for publication by B

Published in Leviston Evening Tribune

Dates 10-6-77

10-13-77

OK 10-14-77 B

PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Nez Perce } ss.

Raelene Thornton, being duly sworn
Classified Bookkeeper

deposes and says, I am the Classified Bookkeeper
of the Tribune Publishing Company, a corporation organized
and existing under and by virtue of the laws of the State of
Idaho, publishers of the LEWISTON MORNING TRIBUNE, a
newspaper of general circulation published at Lewiston, Nez
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is an established paper and has been published regularly and
issued regularly at least once a day for more than 20 consecu-
tive years immediately preceding the first publication of this
notice, and has been so published uninterruptedly for said
period; that the Notice of claim to a water right
attached hereto and which is made a part of this affidavit was
published in the said Lewiston Morning Tribune, once a
week for 2 consecutive weeks, the
first publication thereof being on the 6 day of
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was so published in the regular and entire water right
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Raelene Thornton

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE

13 day of October, 19 77

Paulitta J Hamilton

Notary Public in and for the State of Idaho,
residing at Lewiston, therein.

NOTICE OF CLAIM TO A WATER RIGHT NO. 88-4048

Notice is hereby given that
Wayne D. Schreiner, Rte. 2, Box
84, Genesee, Idaho, has filed a
claim for water right published

by direct application to
beneficial use of 10 cfs per
minute of water in Cow Creek,
tributary to Snake River with
point of diversion in the
SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 24, T37N, R5W,
B.M. and the NE $\frac{1}{4}$ Sec. 24,
T37N, R6W, Nez Perce
County.

The water is to be used
from Jan. 1, 1978 to 31 for
stockwatering. It has with a
priority date of 10: the place of
use is SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec.
19, T37N, R5W, & SE $\frac{1}{4}$ SE $\frac{1}{4}$
Sec 24, B.M.

And this claim of
water right with the Idaho
Department of Resources,
4065 N. 1st St., Coeur
d'Alene, Idaho.

W. ALLRED,
Director



DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT
4055 Government Way
667-6484

COEUR D' ALENE, IDAHO 83814

October 17, 1977

RE: Claims No. 86-0045 & 86-4046

Wayne D Schwenne

Rt 2 Box 64

Genesee, Id. 83832

The Department of Water Resources 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 our 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, please contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH:ab

Enclosure



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

September 29, 1977

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Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:ab

Enc: Legal Notice(s)

*File Mailed
12-14-77*

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for stockwater purposes

with a priority of Early 1900;

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SE¹SE¹ SEC 24, T37N, R6W, B.M.

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83814.

C. STEPHEN ALLRED
Director

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