

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

Ray Rosch

being first duly sworn, on oath,
deposes and says:

That he is the printer of The
DAILY IDAHONIAN, a newspaper
of general circulation, printed and
published daily except Sunday at
Moscow, Latah County, Idaho, in
compliance with Sections 60-106,
60-107, and 60-108 of the Idaho
Code and the amendments there-
of; that the notice of which the
annexed is a full, true and correct
printed copy was published in the
regular and entire issues of said
newspaper and not in a supple-
ment thereto, upon the following

dates:

Aug. 25, Sept 1
1983

the same being the dates desig-
nated for the publication of said
legal notice

Ray Rosch
Subscribed and sworn to before

me this 2nd day of September

1983
Paul Fleenor

Notary Public,

residing at Moscow, Idaho

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been
filed on water right(s) created by di-
version and beneficial use:

87-4157

PURVIANCE, R.J., RT. 1 BOX 132,
POTLATCH, ID 83855; Source: UN-
NAMED STREAM trib. to SINKS;
Priority Date: 12/01/1968; Diversion
Pt: NWSE Sec 26 T 43N R 05W; Use:
IRRIGATION (0.12 CFS); In: NWSE
Sec 26 T 43N R 05W FOR 6 ACRES.

87-4158

BAIN, MARVIN R. &/or M. IRENE,
RT. 2 BOX 29, POTLATCH, ID 83855;
Source: SPRING trib. to SINKS; Prior-
ity Date: 01/01/1957; Diversion Pt.
SWSW Sec 12 T 42N R 05W; Use:
STOCKWATER (0.0045 CFS), DO-
MESTIC (0.0045 CFS); In: SESE Sec 11
T 42N R 05W.

87-4159

BAIN, MARVIN R. &/or M. IRENE,
RT. 2 BOX 29, POTLATCH, ID
83855; Source: GROUNDWATER;
Priority Date: 01/01/1963; Diversion
Pt: SESW Sec 03 T 41N R 05W; Use:
COMMERCIAL (0.0334 CFS), DO-
MESTIC (0.0334 CFS); In: SESW Sec
03 T 41N R 05W.

Exceptions to a claim may be filed
with the Director, Dept. of Water Re-
sources, 4055 Gov't. Way, Coeur d'A-
lene, Id. 83814.

KEN DUNN, Dir.

Aug. 25 & Sept. 1, 1983

RECEIVED

Department of Water Resources
Northern District Office

MICROFILMED

Form No. 245
9/81

RECEIVED
JUN 30 1983

Water P...

CLAIM TO A WATER RIGHT

1964 \$100
1965 \$200

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 Marvin R. and M. Irene Bain

Route 2, Box 29, Potlatch, Idaho
(Mailing Address)

(Name of Claimant)

83855

Telephone No. 875-0954

(1) Date of priority: (When was the water first applied to a beneficial use) 1957

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

(cfs, af)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
Quantity		Use		(Mo., Day)	(Mo., Day)
Quantity	2 gal/min.	Use	Stock	Period of Use From 1957	To present
Quantity	2 gal/min.	Use	domestic	Period of Use From 1957	To present
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

SW ¼ SW ¼, Sec. 12 Twp. 42 N Rge. 5 W B.M., County of hatah

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. pump and cystem for trailer house; gravity flow for stock.

[illegible]

No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: In water stock and for use by trailer house (one family).

NOTE: Include here the type and number of stock watered: approximately 6

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

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.

section, township and range of the public land survey system.

1. *Phylogenetic relationships* – The phylogenetic relationships among the studied taxa were determined using the maximum parsimony (MP) and Bayesian inference (BI) methods. The MP analysis was performed using the PAUP 4.0b10 software (Felsenstein, 2001). The BI analysis was performed using the MrBayes 3.2.2 software (Ronquist and Huelsenbeck, 2003). The nucleotide substitution model was selected using the jModelTest 2.1.10 software (Darriba et al., 2012). The results of the MP and BI analyses are presented in the Supplementary Material (Fig. S1 and S2, respectively).

affiant's knowledge.

attitude & knowledge:

Sworn to before me this 27th day of June, 1985.

Notary Public

Residing at _____

_____ *[Signature]* *[illegible]*

1800 1810 1820 1830 1840 1850 1860 1870 1880 1890 1900

1789 French Revolution 1804 Napoleon Bonaparte 1815 Napoleon Bonaparte 1820 1825 1830 1835 1840 1845 1850 1855 1860 1861-1865 American Civil War 1869 1870 1875 1880 1885 1890 1895 1900

10/12/18

RECEIVED BY _____ DATE 2-1-68 EXEMPTION MADE BY: SECRET DATE 2/5/68

3/28/81 Date

3/28/81 Date

_____ 85/11 + 57/18 _____ Dates

3/28/81 Date

RECEIVED BY _____ DATE 2-1-68 EXEMPTION MADE BY: SECRET DATE 2/5/68

RECEIVED BY _____ DATE 2-1-68 EXEMPTION MADE BY: SECRET DATE 2/5/68

Received by _____
Date 6/30/81
Exception filed by _____
Forwarded to _____
(Date)

Received by _____
Date 6/30/81
Exception filed by _____
Forwarded to _____
(Date)

3/28/81 Date

RECEIVED BY _____ DATE 2-1-68 EXEMPTION MADE BY: SECRET DATE 2/5/68

Received by _____
Date 6/30/81
Exception filed by _____
Forwarded to _____
(Date)

_____ 85/11 + 57/18 _____ Dates

_____ 85/11 + 57/18 _____ Dates

Southwest quarter of the Southwest quarter in Section 12, Township 42 North, Range 5 W.B.M. EXCEPTING THEREFROM a tract of land commencing at a point 1,006.5 feet North and 868 feet East more or less of the G.L.O. Section corner common to Sections 11, 12, 13 and 14, Township 42 North, Range 5. W.B.M., said point being on the Southerly right of way of County Road as now located; thence South a distance of 325 feet; thence West a distance of 134 feet; thence North to the Southerly right of way of County Road; thence Southeasterly along said right of way to place of beginning; all above located in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 12, Township 42 North, Range 5, W.B.M.

*This is the land where the spring
is located.*

*This is the
land that
the waters
diverted to.*

Southeast quarter of the Southeast quarter in Section 11, Township 42 North, Range 5 W.B.M., EXCEPTING THEREFROM the following described tract: All that portion of the Southeast Quarter of the Southeast Quarter of Section 11, Township 42 North, Range 5 West Boise Meridian, lying West of the Main branch of the North and South Highway running through said lands.

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

Ray Rosch

being first duly sworn, on oath, deposes and says:

That he is the printer of The DAILY IDAHONIAN, a newspaper of general circulation, printed and published daily except Sunday at Moscow, Latah County, Idaho, in compliance with Sections 60-106, 60-107, and 60-108 of the Idaho Code and the amendments thereto; that the notice of which the annexed is a full, true and correct printed copy was published in the regular and entire issues of said newspaper and not in a supplement thereto, upon the following

dates:

Aug. 25, Sept 1
1983

the same being the dates designated for the publication of said legal notice

Ray Rosch
Subscribed and sworn to before

me this 2nd day of September

1983
Paul H. Lee

Notary Public,

residing at Moscow, Idaho

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

87-4157

PURVIANCE, R.J., RT. 1 BOX 132, POTLATCH, ID 83855; Source: UN-NAMED STREAM trib. to SINKS; Priority Date: 12/01/1968; Diversion Pt. NWSE Sec 26 T 43N R 05W; Use: IRRIGATION (0.12 CFS); In: NWSE Sec 26 T 43N R 05W FOR 6 ACRES.

87-4158

BAIN, MARVIN R. &/or M. IRENE, RT. 2 BOX 29, POTLATCH, ID 83855; Source: SPRING trib. to SINKS; Priority Date: 01/01/1957; Diversion Pt. SWSW Sec 12 T 42N R 05W; Use: STOCKWATER (0.0045 CFS), DOMESTIC (0.0045 CFS); In: SESE Sec 11 T 42N R 05W.

87-4159

BAIN, MARVIN R. &/or M. IRENE, RT. 2 BOX 29, POTLATCH, ID 83855; Source: GROUNDWATER; Priority Date: 01/01/1963; Diversion Pt. SESW Sec 03 T 41N R 05W; Use: COMMERCIAL (0.0334 CFS), DOMESTIC (0.0334 CFS); In: SESW Sec 03 T 41N R 05W.

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814.

KEN DUNN, Dir.

Aug. 25 & Sept. 1, 1983

FILED

RECEIVED
SEP 1 1983
IDAHO DEPT. OF WATER RESOURCES

RECEIVED
SEP 1 1983
IDAHO DEPT. OF WATER RESOURCES

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: SB

Right Number 87-4158 Applicant Bain

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 9/26/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By DC Date 11-1-83



82-4158-

BAIN, MARVIN R. &/or M. IRENE

RT. 2 BOX 29, POTLATCH, ID 83855

Source: SPRING trib. to SINKS

Priority Date: 01/01/1957

Diversion Pt: SWSW Sec 12 T 42N R 05W

Use: STOCKWATER	(0.0045 CFS)
DOMESTIC	(0.0045 CFS)

In: SESE Sec 11 T 42N R 05W

NOT
FILMED

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

SEPTEMBER 12, 1983

MARVIN R. BAIN
M. IRENE BAIN
RT. 2 BOX 29
POTLATCH

ID 83855

RE: Claim No. 87-4158

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 G. Haynes, P.E.
Regional Supervisor

Enclosure

NORTHERN REGION

A. Kenneth Dunn
Director

Suite No. 9
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

Date: April 1, 1983

Dear Mr & Mrs Bain :

This office is in receipt of your Application for a Permit and Check No. 92-31 in the amount of \$ 30.00 and we are returning same to you because the Application cannot be formally receipted until the following information is provided:

Complete Name - Item 1. Time Required to Complete Work - Item 7.

Complete Mailing Address - Item 1.

Location of Place of Use - Items 8a1
(Acres irrigated if water is for irrigation.) & 8b.

Source of Water - Item 2.

Location of Point(s) - Item 3.
of Diversion.

Ownerships - Items 9a & 9b & 9c.

Amount, Nature & Period of Use - Item 4. Filing Fee - \$.

Total Quantity Appropriated - Item 5. ✓ Map - Item 11.

Description of Diverting Works - Item 6. Signature.

Other Item 6 and the map do not
agree

Please note that your Application has been initialed and dated as being received. If the information is provided within 30 days of the date of this letter, your date of priority will be maintained.

Instructions for completing an Application for a Permit are included for your information. However, if you desire assistance, please feel free to contact this office.

Sincerely,

Larry Beard
IDAHO DEPARTMENT OF WATER RESOURCES

pms

Enc. - Application
Check
Instructions

RECEIVED
AUG 8 1983
Department of Water Resources
Northern District Office

Form No. 243
9/81

RECEIVED
JUN 30 1983

Water

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 Marvin R. and M. Irene Bain
(Name of Claimant)

Route 2, Box 24, Pottlatch, Idaho (Mailing Address) (Name of Claimant) 83855 Telephone No. 875-0954 (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) 1957

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)

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

(cfs, af)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>2 gal/min.</u>	Use	<u>Stock</u>	Period of Use From	<u>1957</u> To <u>present</u>
Quantity	<u>2 gal/min</u>	Use	<u>domestic</u>	Period of Use From	<u>1957</u> To <u>present</u>
Quantity	_____	Use	_____	Period of Use From	_____ To _____
Quantity	_____	Use	_____	Period of Use From	_____ To _____
Quantity	<u>4 gal/min</u>	Use	_____	Period of Use From	_____ To _____
(cfs, af)		TOTAL QUANTITY USED.			

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

SW ¼ SW ¼, Sec. 12 Twp. 42 N Rge. 5 W B.M., County of Idaho
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. Describe any changes in the system and give the date of the change. pump and system for trailer house; gravity flow for stock.

(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]

No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Is water stock
and for use by trailer house (one family).

NOTE: Include here the type and number of stock watered: approximately 6

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

Remarks _____

Journal 42N, Road 5 WBM

Township 42N, Range 5105W

Sec. 11

Sec. 12

place of use

spring

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

Katahan

1 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 affiant's knowledge.

Sworn to before me this 29th day of

M. Irene Bain
(Claimant)
Jesse, 1983.

Notary Public
Residing at _____

Mary Ellsworth
Patterson

lifetime

FOR DEPARTMENT USE ONLY

Received by gaa

Date 6/30/81

Exception filed by:

Forwarded to
claimant by:

Date _____

Prelim. check by

Date _____

\$30.00 fee received by

Date _____

Published in

Dates