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Documents
In File

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



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

Notice is hereby given that Jack & Sheray Nygaard
(Name of Claimant)
Rt 2 Box 30 Pateh, Ida 83855 Telephone No. 208-875-0620
(Mailing Address) (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) 1969

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)

tribe the source of water: (Name of stream, lake, spring, etc., or ground water)
Palouse River tributary to Snake 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:

		(Both dates inclusive)	
(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Mo., Day)	(Mo., Day)
Quantity <u>0.30 cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>3/15</u>	To <u>11/15</u>
Quantity <u>0.02 cfs</u>	Use <u>Stock</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____

(4) 0.32 cfs TOTAL QUANTITY USED.
(cfs. gpd. AFA)

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

NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3 Twp. 41N Rge. 5W B.M., County of Latah

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. Pump and pipeline

(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 15

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

NOTE: Include here the type and number of stock watered: 30 head cattle or horses

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

Affidavit of Publication

RECEIVED

OCT 3 1983

STATE OF IDAHO
County of Latah

ss.

Department of Water Resources
Northern District Office

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-
to; 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: _____

Sept. 22, 29
1983

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

Ray Rosch
Subscribed and sworn to before

me this 27th day of September

19 83
Paul E. Heenan

Notary Public,
residing at Moscow, Idaho

NOTICE OF CORRECTION

Notice is hereby given that Claim of
Water Right No. 87-4151 in the Name
of Nygaard, Jack & Sherry was adver-
tised incorrectly on 8/18, 1983.

The Irrigation rate was incorrectly
advertised as 0.03 CFS; whereas, cor-
rectly it should be 0.3 CFS.

Any exception to the above-refer-
enced correction must be filed with
the State of Idaho Department of Wa-
ter Resources, 4055 Government Way,
Coeur d'Alene, Idaho 83814, on or be-
fore October 11, 1983.

A. Kenneth Dunn,
Director

Sept. 22, 29, 1983

NOTICE OF CORRECTION

Notice is hereby given that Claim of Water Right No. 87-4151
in the Name of Nygaard, Jack & Sherry
was advertised incorrectly on 8/11 and 8/18
19 83.

The Irrigation rate was incorrectly advertised as 0.03 CFS; whereas, correctly
it should be 0.3 CFS.

*Newspaper
error.
Please do not
Bill.*

Any ~~protest~~/exception to the above-referenced correction must be filed
with the State of Idaho Department of Water Resources, 4055 Government
Way, Coeur d'Alene, Idaho 83814, on or before October 11, 1983.

A. KENNETH DUNN

Director

Published in the Daily Idahonian on
9/22 and 9/29, 1983.

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 11, 18, 1983

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

Subscribed and sworn to before

me this 31st day of August

1983

Notary Public,

residing at Moscow, Idaho

NOTICE OF CLAIM TO WATER RIGHT

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

86-4216

HAZELTINE, ELMA, KENDRICK, ID 83537, Source: SPRINGS trib. to SINKS, Priority Date: 01/01/1961, Diversion Pt: NWNW Sec 18 T 38N R 02W NESE SWNE Sec 12 T 38N R 03W SESE NESE Sec 01 T 38N R 03W, Use: STOCKWATER (0.02 CFS), In: NWNW Sec 18 T 38N R 02W NESE SESE Sec 01 T 38N R 03W SWNE NESE Sec 12 T 38N R 03W.

86-4217

CHAMBERLAIN, CECIL C. &/or ELSIE, RT. 2 BOX 29, KENDRICK, ID 83537, Source: UNNAMED STREAMS trib. to SINKS, Priority Date: 01/01/1956, Diversion Pt: NENW NWNE Sec 21 T 39N R 02W, Use: IRRIGATION (0.02 CFS), IRRIGATION STORAGE (8.0 AF), STOCKWATER (0.02 CFS), STOCKWATER STORAGE (8.0 AF), STOCKWATER FROM STORAGE (8.0 AF), COMMERCIAL (0.02 CFS), COMMERCIAL STORAGE (8.0 AF), COMMERCIAL FROM STORAGE (8.0 AF), In: NWNW Sec 21 T 39N R 02W NWNE NENW Sec 21 T 39N R 02W FOR 1 ACRES.

86-4218

PERRYMAN, HARLEY V. &/or IDA, RT. 2 BOX 1104, KENDRICK, ID 83537, Source: SPRING trib. to SINKS, Priority Date: 01/01/1939, Diversion Pt: NENW Sec 09 T 38N R 01W, Use: DOMESTIC (0.04 CFS), In: SENW Sec 09 T 38N R 01W.

86-4229

WILSON, WILLIAM A., RT. 2 BOX 1125, KENDRICK, ID 83537, Source: SPRING trib. to CEDAR CREEK, Priority Date: 01/01/1930, Diversion Pt: NENE Sec 13 T 38N R 02W, Use: STOCKWATER (0.04 CFS), DOMESTIC (0.04 CFS), In: SWNW Sec 18 T 38N R 01W.

86-4230

MAY, JR., WARNEY, LIFE ESTATE, RT. 1, BOX 102, KENDRICK, ID 83537, Source: GROUNDWATER, Priority Date: 01/01/1924, Diversion Pt: SESE Sec 08 T 38N R 03W, Use: IRRIGATION (0.03 CFS), STOCKWATER (0.03 CFS), DOMESTIC (0.04 CFS), In: SESE Sec 08 T 38N R 03W FOR 1 ACRES.

86-4231

MAY, JR., WARNEY, LIFE ESTATE, RT. 1 BOX 102, KENDRICK, ID 83537, Source: GROUNDWATER, Priority Date: 01/01/1910, Diversion Pt: SWSE Sec 04 T 38N R 03W, Use: IRRIGATION (0.03 CFS), STOCKWATER (0.03 CFS), COMMERCIAL (0.04 CFS), DOMESTIC (0.04 CFS), In: SWSE Sec 04 T 38N R 03W FOR 1 ACRES.

87-4151

NYGAARD, JACK &/or SHERRY, RT. 2 BOX 30, POTLATCH, ID 83855, Source: PALOUSE RIVER trib. to SNAKE RIVER, Priority Date: 01/01/1969, Diversion Pt: NESE Sec 03 T 41N R 05W, Use: IRRIGATION (0.03 CFS), STOCKWATER (0.02 CFS), In: NESE Sec 03 T 41N R 05W FOR 15 ACRES.

87-4152

CHESNUT, WAYNE, 603 W. PALOUSE RIVER DR., MOSCOW, ID 83843, Source: GROUNDWATER, Priority Date: 07/01/1961, Diversion Pt: NWNE Sec 19 T 39N R 05W, Use: IRRIGATION & 0.2340 CFS, DOMESTIC (0.45 CFS), In: NWNE Sec 19 T 39N R 05W FOR 12 ACRES.

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. 11 & 18, 1983

SEP 8 1983

Department of Water Resources
Northern District Office

.30
their
error

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number 87-4151 Applicant Hygaard

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 10/7/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By AC Date 10-25-83

RECEIVED
OCT 27 1983
DEPT. OF WATER RESOURCES
BOISE, IDAHO

BZ-4151

NYGAARD. JACK &/or SHERRY

RT. 2 BOX 30. POTLATCH. ID 83855

Source: PALOUSE RIVER trib. to SNAKE RIVER

Priority Date: 01/01/1959

Diversion Pt: NESE Sec 03 T 41N R 03W

Use: IRRIGATION	(0.30 CFS)
STOCKWATER	(0.02 CFS)

In: NESE Sec 03 T 41N R 03W FOR 15 ACRES

UNRECORDED

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

AUGUST 23, 1983

JACK NYGAARD
SHERRY NYGAARD
RT. 2 BOX 30
POTLATCH

ID 83855

RE: Claim No. 87-4151

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

FILED