



RECEIVED

Form No. 243

Claim No. 87-4145

RECEIVED

JUN 14 1983

JUN 9 1983

Department of Water Resources
Northern District OfficeDepartment of Water Resources
Northern District OfficeSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

NOTE:

The filing deadline has been extended with a substantially increased fee:

Date Claim Filed	Fee
Until 6-30-1983	\$ 30
7-01-1983 thru 6-30-1984	\$100
7-01-1984 thru 6-30-1985	\$200

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 GARY W. CUMMINGS
(Name of Claimant)
3196 Lundquist Lane Moscow, Idaho 83843
(Mailing Address) (Zip Code) Telephone No. 882-4124

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) 1955
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)
GROUND WATER tributary to _____

- (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>.03 CFS</u>	Use	<u>DOMESTIC</u>	Period of Use From	<u>1-1</u>	To	<u>12-31</u>
Quantity	<u>.3</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) .33 CFS TOTAL QUANTITY USED.
(cfs, gpd, AFA)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)
SE 1/4 NE 1/4, Sec. 16 Twp. 39N 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 & well

- (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.

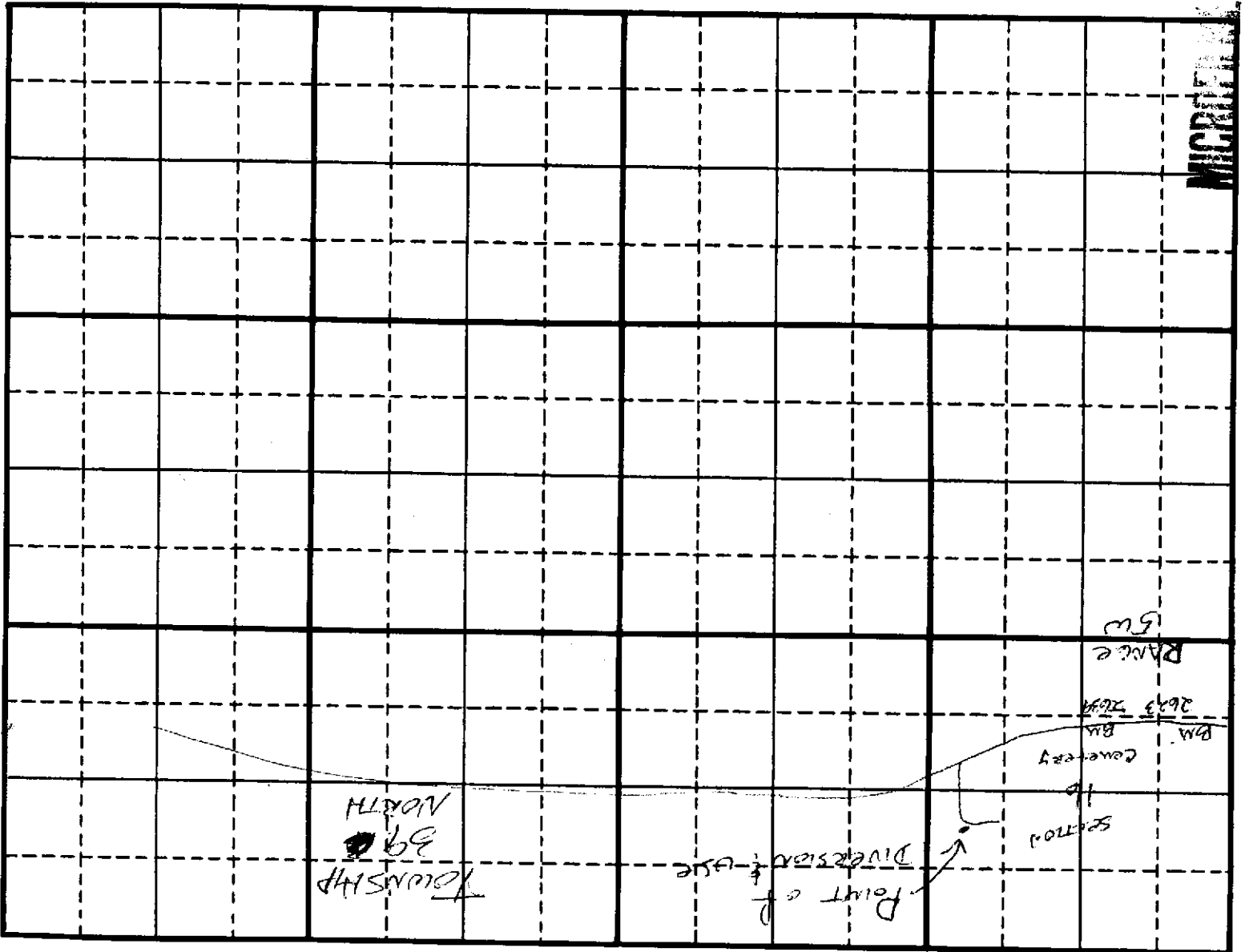
T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
30	5W	16				1													1
39N	5W	16				1													

No. of acres 1

- 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: _____

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



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

LATAH

) 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

8

day of

June

1983
(Claimant)

[Signature]

Notary Public

Residing at

Moscow, ID

My commission expires Indefinite

FOR DEPARTMENT USE ONLY

Received by

Prelim. check by

Date

6/1/83

Exception filed by:

Forwarded to

Date

Published in

Date

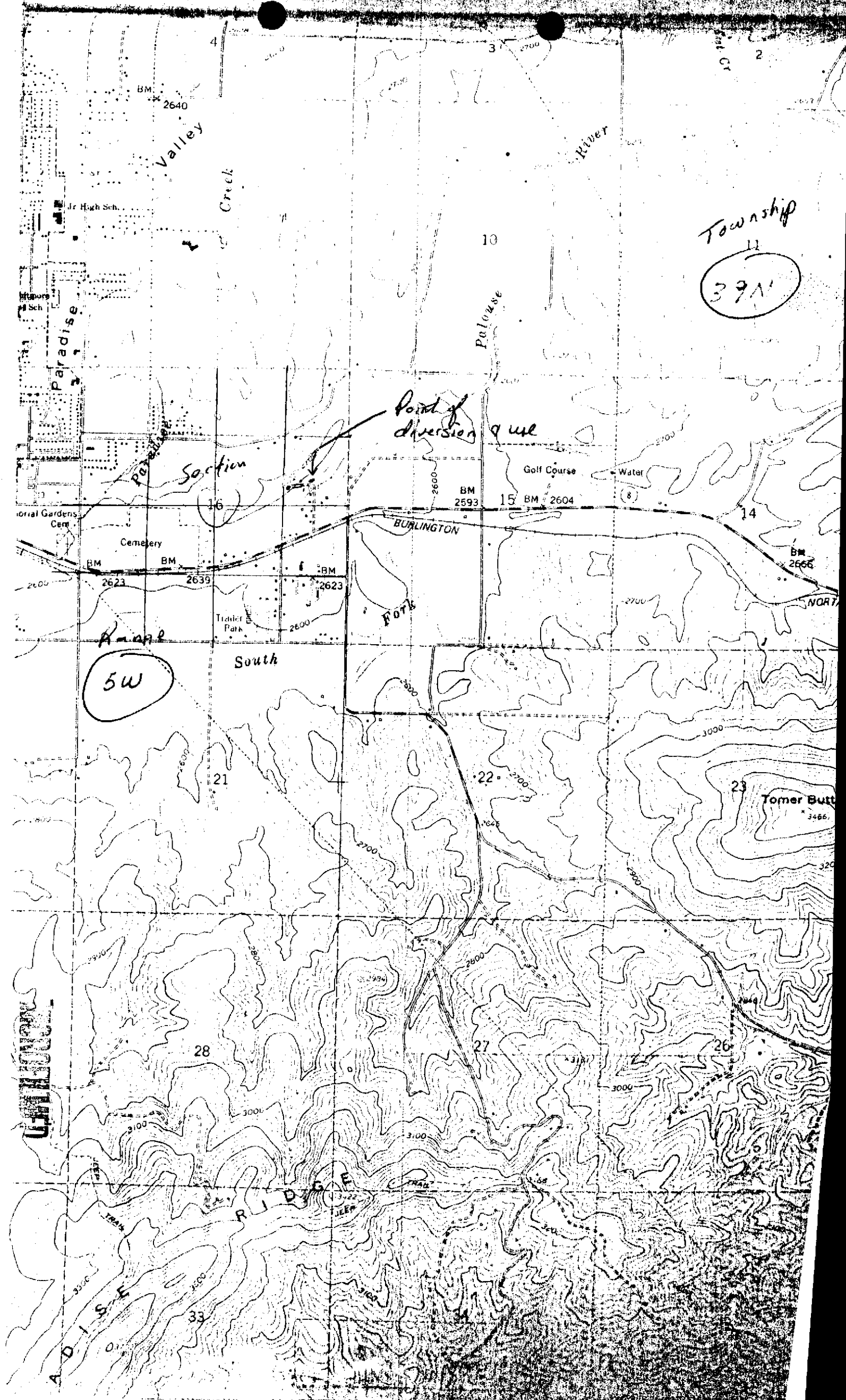
6/1/83

(27605)

Dates

6/23/83

Let you know info. 6/10/83



Township
39N

Point of diversion of use

Section 16

5W

South

Tomer Butt
3466

BURLINGTON

Fork

28

27

23

22

21

14

15

16

33

0.1

3200

3100

3000

2900

2800

2700

2600

2500

2400

2300

2200

2100

2000

1900

1800

1700

1600

1500

1400

1300

1200

1100

1000

900

800

700

600

500

400

300

200

100

0

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: June 23, 30, 1983

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

Subscribed and sworn to before
me this 23 day of June

1983

Notary Public,
residing at Moscow, Idaho

NOTICE OF CLAIMS TO WATER RIGHTS

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

84-4193

RENFROW, HERMAN R. &/or ETHEL Z.

RT. 1 BOX 74, TROY, ID 83871

Source: SPRING trib. to LITTLE BEAR CREEK

Priority Date: 01/01/1916

Diversion Pt: SWSE Sec 11 T 38N R 03W

Use: STOCKWATER (0.01 CFS); COMMERCIAL (0.01 CFS)

In: SWSE Sec 11 T 38N R 03W

87-4144

VAN HOUTEN, RICHARD J. &/or KAREN J.

1010 EAST D ST., MOSCOW, ID 83843

Source: GROUNDWATER

Priority Date: 10/01/1963

Diversion Pt: SENE Sec 31 T 40N R 05W

Use: IRRIGATION (0.04 CFS); DOMESTIC (0.02 CFS)

In: SENE Sec 31 T 40N R 05W FOR 8 ACRES

87-4145 JK

CUMMINGS, GARY W.

3196 LUNDQUIST LN., MOSCOW, ID 83843

Source: GROUNDWATER

Priority Date: 01/01/1955

Diversion Pt: SENE Sec 16 T 39N R 05W

Use: IRRIGATION (0.30 CFS); DOMESTIC (0.03 CFS)

In: SENE Sec 16 T 39N R 05W FOR 1 ACRES

87-4146

NEFF, PHILIP R. &/or SUE

2419 CRUMARINE RD., MOSCOW, ID 83843

Source: GROUNDWATER

Priority Date: 07/01/1924

Diversion Pt: NWSE Sec 25 T 40N R 05W

Use: DOMESTIC (0.04 CFS)

In: NWNW SENW Sec 25 T 40N R 05W

87-4147

LORD, ELIZABETH G.

S.W. 1145 MARCEL ST., PULLMAN, WA 99163

Source: UNNAMED STREAM trib. to SINKS

Priority Date: 03/15/1971

Diversion Pt: SWSE Sec 26 T 43N R 05W

Use: IRRIGATION STORAGE (0.68 AF); IRRIGATION FROM STORAGE (0.23 AF)

In: SESW Sec 26 T 43N R 05W FOR 1 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.

June 23, 30, 1983

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

SORTED BY DATE

RECEIVED

Date: June 10, 1983

NOV 16 1983

Department of Water Resources

81-4145

Dear Mr. Gary Cummings:

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

_____ Complete Name.	☒ Location of Point(s) of Diversion - Item 5.
_____ Complete Mailing Address.	☒ Location of Place of Use (Acres irrigated if water is claimed for irrigation.) - Item 6.
_____ Date of Priority - Item 1.	_____ Filing Fee. (\$30.00)
_____ Source of Water - Item 2.	_____ Signature.
_____ Amount, Nature & Period of Use - Item 3.	_____ Notarization of Signature.
_____ Total Quantity Claimed - Item 4.	

~~On~~ T30N, R5W is not in the State of Idaho.
Perhaps you mean T39N? Please initial all
changes

Please note that your Claim has been stamped and initialed as received. If you amend the Claim by adding the needed information and return the Claim to this office no later than 60 days from the date of this letter, the original date submitted will be utilized for purposes of determining the appropriate filing fee.

~~Instructions for completing a Claim to a Water Right are included for your information.~~ However, if you desire assistance, please feel free to contact this office.

Sincerely,

[Signature]

IDAHO DEPARTMENT OF WATER RESOURCES

pms

1 - Claim
1 - Check
1 - Instructions

NOTE:

The filing deadline has been extended with a substantially increased fee:

Date Claim Filed	Fee
Until 6-30-1983	\$ 30
7-01-1983 thru 6-30-1984	\$100
7-01-1984 thru 6-30-1985	\$200

MICROFILMED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: pyH

Right Number 87-4145 Applicant Cummings

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 JK Date 7/20/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By kw Date 8/19/82

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AUG 19 1983

Department of Water Resources

RECEIVED
AUG 03 1983

Department of Water Resources

Returned to region 8/9/83
for notary seal. kw

MICROFILMED

8Z-4145

CUMMINGS, GARY W.

3196 LUNDQUIST LN., MOSCOW, ID 83843

Source: GROUNDWATER

Priority Date: 01/01/1955

Diversion Pt: SENE Sec 16 T 39N R 05W

Use: IRRIGATION (0.30 CFS)
DOMESTIC (0.03 CFS)

In: SENE Sec 16 T 39N R 05W FOR 1 ACRES

MICROFILMED

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

JUNE 11, 1983

GARY W. CUMMINGS
3196 LUNDQUIST LN.
MOSCOW

ID 83843

RE: Claim No. 87-4145

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

ENCLOSURE