

No Color
Documents
In File

Claim No. **87-4144**

NOTE:
The filing deadline has been
with a substantially increase
Date Claim Filed
Until 6-30-1983
7-01-1983 thru 6-30-1984
7-01-1984 thru 6-30-1985

Department of Water Resources
San Francisco District Office
Fee
\$ 30
\$100
\$200
CLAIM TO

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 RICHARD J. VAN HOUTEN and KAREN J. VAN HOUTEN

1010 East D Street, Moscow, Idaho
(Mailing Address)

(Name of Claimant)

83843

Telephone No. 882-2758

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) October, 1962

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:

				(Both dates inclusive)	
(cfs, af)		(Domestic, Irrigation, Stock, Etc.)		(Mo., Day)	(Mo., Day)
Quantity	<u>.02 cfs</u>	Use	<u>Domestic</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity	<u>.04 cfs</u>	Use	<u>Irrigation</u>	Period of Use From <u>4/1</u>	To <u>10/1</u>
Quantity	<u> </u>	Use	<u> </u>	Period of Use From <u> </u>	To <u> </u>
Quantity	<u> </u>	Use	<u> </u>	Period of Use From <u> </u>	To <u> </u>
Quantity	<u> </u>	Use	<u> </u>	Period of Use From <u> </u>	To <u> </u>

(4) .06cfs TOTAL QUANTITY USED.
(cfs, af)

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

SE ¼ NE ¼ Sec. 31 Twp. 40 Rge. 5 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. Well, 315 feet deep, pumping 28 gal/minute, 1 1/2 hp. pump pipeline from well to residence on property. Well has 8 inch casings

(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 8.8

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

NOTE: Include here the type and number of stock watered: N/A

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

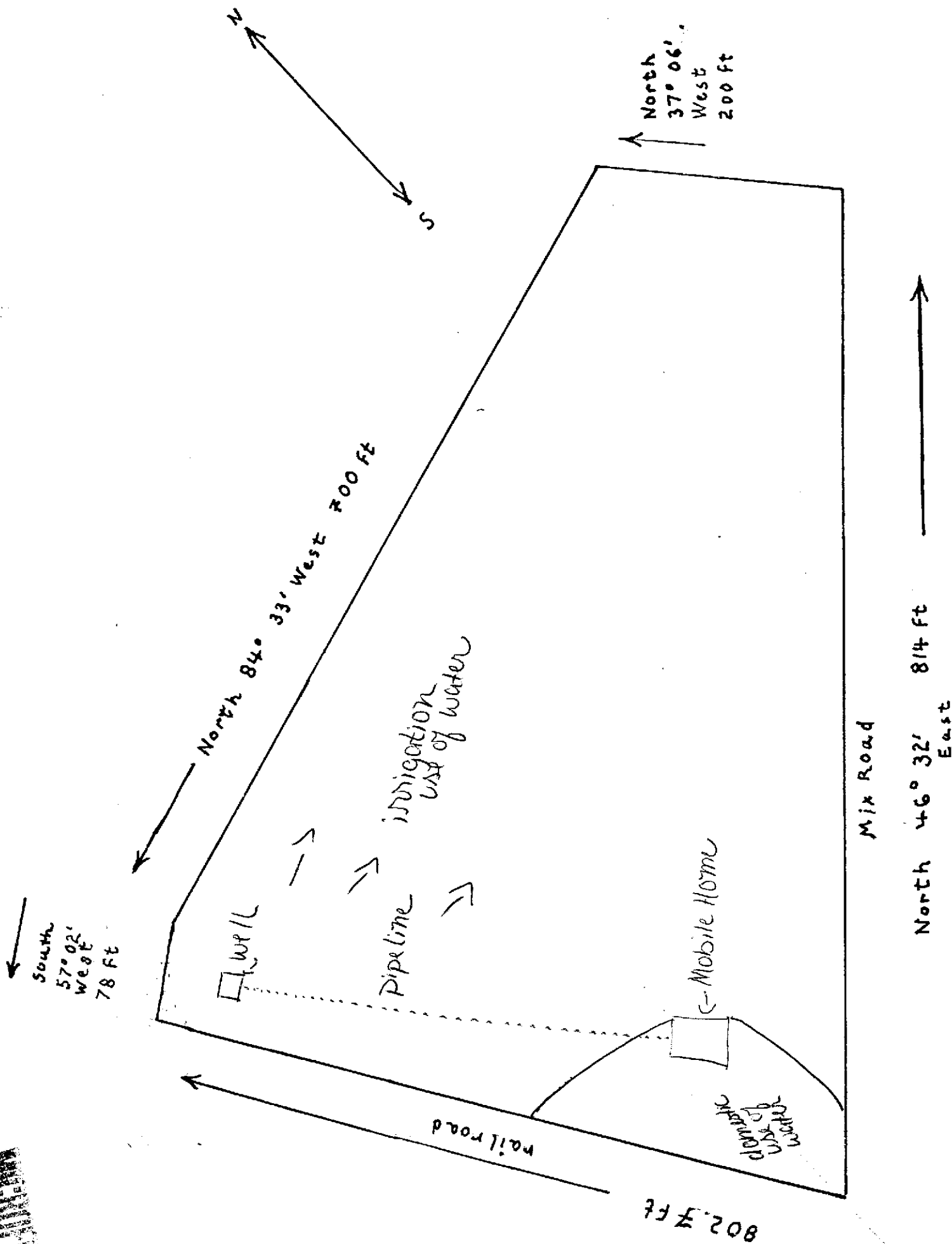
EXHIBIT A

The property owned by claimants whereupon said well is located is more particularly described as follows:

Beginning at a point one thousand six hundred sixty (1,660) feet West and one hundred twenty-six (126) feet North of the East quarter corner of Section Thirty-one (31), Township Forty (40) North, Range Five (5), West Boise Meridian, in Latah County, State of Idaho, said point being the northeast intersection of right-of-way lines of the Great Northern Railroad and the old North & South State Highway, thence along said State Highway right-of-way line North forty-six degrees (46°) and thirty-two (32) minutes East for eight hundred fourteen (814) feet, thence North Thirty-seven (37) degrees and six minutes (06') West for two hundred (200) feet, thence North eighty-four degrees (84°) and thirty-three minutes (33') West for seven hundred (700) feet, thence South fifty-seven degrees (57°) and two minutes (02') West for seventy-eight (78) feet to the northerly right-of-way line of said railroad, thence in a southeasterly direction along said railroad right-of-way line for eight hundred two and seven tenths (802.7) feet to the point of beginning and containing in all eight and eighty hundredths (8.80) acres more or less, in the South Half of the Northeast Quarter (S 1/2 NE 1/4) of said Section Thirty-one (31), in Latah County, State of Idaho.

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EXHIBIT B



A F F I D A V I T

STATE OF IDAHO)
 : ss.
County of Latah)

EVERETTE BOYD, being first duly sworn, under oath, deposes and says:

That he was the owner of the real property more fully described in Exhibit A, attached hereto, and incorporated by reference herein as though fully set forth at this point;

That he had the well dug on the above-described real property in the fall of 1962;

That A. E. Spray, of 5041 Stadium Road, Moscow, Idaho, was the well driller who dug said well;

That B. H. Olson was present at the time said well was drilled, and can state the time of said drilling as being in October, 1962;

That said well was fully operational in October, 1962, and that the water from said well was used for the benefit of said real property;

That to the best of his knowledge, said well produced at that time approximately .06 cfs of water, at the rate of twenty-eight (28) gallons per minute; and

That said well was operational and that the water from said well was used by affiant for domestic and irrigational purposes during the time affiant owned said land, until September, 1980, when affiant sold said real property to claimants.

Dated this 10th day of June, 1983.

Everett Boyd
Everette Boyd

RECORDED
INDEXED
JUN 15 1983

SUBSCRIBED AND SWORN to before me this 10th day of June,
1983.

Kristie K. Stafford
NOTARY PUBLIC in and for the
State of Idaho, residing at
Moscow, Idaho.

E X H I B I T A

That certain real property owned by affiant at the time said well was drilled is located in the County of Latah, State of Idaho, and is more particularly described as follows:

Beginning at a point one thousand six hundred sixty (1,660) feet West and one hundred twenty-six (126) feet North of the East quarter corner of Section Thirty-one (31), Township Forty (40) North, Range Five (5), West Boise Meridian, in Latah County, State of Idaho, said point being the northeast intersection of right-of-way lines of the Great Northern Railroad and the old North & South State Highway, thence along said State Highway right-of-way line North forty-six degrees (46°) and thirty-two (32) minutes East for eight hundred fourteen (814) feet, thence North Thirty-seven (37) degrees and six minutes (06') West for two hundred (200) feet, thence North eighty-four degrees (84°) and thirty-three minutes (33') West for seven hundred (700) feet, thence South fifty-seven degrees (57°) and two minutes (02') West for seventy-eight (78) feet to the northerly right-of-way line of said railroad, thence in a southeasterly direction along said railroad right-of-way line for eight hundred two and seven tenths (802.7) feet to the point of beginning and containing in all eight and eighty hundredths (8.80) acres more or less, in the South Half of the Northeast Quarter (S 1/2 NE 1/4) of said Section Thirty-one (31), in Latah County, State of Idaho.

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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: January 25, 26, 1983

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

Ray Rosch
Subscribed and sworn to before

me this 26 day of Feb

19 83

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:

86-4193

RENFROW, HERMAN E. &/or ETHEL
Z.

RT. 1 BOX 74, TROY, ID 83871

Source: SPRING trib. to LITTLE BEAR CREEK

Priority Date: 01/01/1910

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: 10/01/1962

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

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

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number 87-4144 Applicant W. J. Houten

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. West
- ☒ Location of use. West
- ☒ 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 8/9/83

RECEIVED
AUG 3 1983
Department of Water Resources

RECEIVED

8Z-4144_

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

1010 EAST D ST., MOSCOW, ID 83843

Source: GROUNDWATER

Priority Date: 10/01/1962

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

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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

JUNE 11, 1983

RICHARD J. VAN HOUTEN
KAREN J. VAN HOUTEN
1010 EAST D ST.
MOSCOW

ID 83843

RE: Claim No. 87-4144

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.

Sincerely,

Robert G. Haynes, P.E.
Regional Supervisor

Enclosure