

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

A. J. Marnean

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 2
9, 1977

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

Marnean
Subscribed and sworn to before

me this 8th day of June

1977

Carol Fleener

Notary Public,

residing at Moscow, Idaho

NOTICE OF CLAIM TO A WATER RIGHT NO. 87-4018

Notice is hereby given that Earl H. Spangler, Sr., Rt. 1, Box 29A, Viola, Id., has filed a claim to a water right established by diversion and application to beneficial use of 25 gallons per minute of water from a ground water source with point of diversion in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 34, T41N, R5W, Latah County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes with a priority of August, 1970; the place of use is within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 34, T41N, R5W, 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

June 2, 9, 1977

MICROFILMED

OK
6-16-77
B

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 Earl H Spangler Jr (name of claimant)
of Rte #1 Box 29A Viola Idaho (mailing address) Zip 83822 claims a right to the diversion and beneficial use of 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) Ground Water, tributary to, _____
- (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 25 gal Per Minute Use Domestic Period of Use: From Jan 1st To Dec 31st
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 25 gallons per minute.

- (4) Priority claimed: (the date water was first applied to beneficial use) August 1970

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)
NE 1/4 NE 1/4, Sec. 34 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. Well, Drilled = 8 inch

25 gal Per Minute

- (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	
41N	5W	34	X																

Total No. of acres _____

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Water used for Domestic Purpose for one household

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

Scale: 2 inches equal 1 mile.

State of Idaho)
) ss.
County of LATAH)

Earl H Spangler Sr
(Claimant)

Pauline Spangler
Notary Public
Residing at Moscow, Idaho

For Department Use Only

Received by <u>JK</u>	Date <u>5-12-77</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>JK</u>	Date <u>5-17-77</u>		claimant by:	
\$10.00 fee received by <u>JK</u>	Date <u>5-17-77 (5327)</u>			
Approved for publication by _____				
Published in <u>Daily Idahoan - Moscow</u>				
Dates <u>6-2 & 9-77</u>				
<u>OK 6-10-77 JS</u>				

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

A. J. Morrison
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: June 2, 1977
9, 1977

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

A. J. Morrison
Subscribed and sworn to before

me this 9th day of June

1977

Carol Johnson
Notary Public,

residing at Moscow, Idaho

NOTICE OF CLAIM TO A WATER RIGHT

NO. 87-4018

Notice is hereby given that Earl H.
Spangler, Sr., Rt. 1, Box 29A, Viola, Id.,
has filed a claim to a water right es-
tablished by diversion and application to
beneficial use of 25 gallons per minute of
water from a ground water source with
point of diversion in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 34,
T41N, R5W, Latah County.

The water is claimed to be used from
Jan. 1 to Dec. 31 for domestic purposes
with a priority of August 1, 1970; the place of
use is within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 34, T41N,
R5W, B.M.

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

C. STEPHEN ALRED

Director

June 2, 9, 1977

Handwritten: jkh
6-16-77
P



STATE OF IDAHO

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

COEUR D'ALENE, IDAHO 83814

June 14, 1977

RE: Claim No. 87-4018

Earl H Spangler, Sr
Rt 1 Box 29A
Viola, Id 83872

Dear Mr Spangler,

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

ENCLOSURE



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

May 26, 1977

RE: Claim No. 87-4018

Daily Idahonian
Box 399
Moscow, ID 83843

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:cp

Enc. Legal Notice(s)

RECEIVED
JUN 1 1977

Bill Received
6-16-77
B

NOTICE OF CLAIM TO A WATER RIGHT

NO. 87-4018

Notice is hereby given that Earl H Spangler, Sr

Rt 1, Box 29A, Viola, Id

has filed a claim to a water right established by diversion and application
to beneficial use of 25 ~~surface water~~ gallons per minute
of water from a ground water source

with point of diversion in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 34, T41N, R5W, Latah County

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

with a priority of August, 1970;
the place of use is within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 34, T41N, R5W, 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 Daily Idahonian, Moscow, Id

on June 2 and June 9, 1977

MICROFILMED



STATE OF IDAHO

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

COEUR D' ALENE, IDAHO 83814

May 24, 1977

RE: Claim No. 87-4018

Earl H Spangler, Sr
Rt 1 Box 29A
Viola, Id 83872

Dear Mr Spangler,

Attached is your receipt No. 5527 in the amount of \$10.00 for the filing fee on the above referenced item which was received in this office.

Sincerely,

Alea Beito
Secretary

AB

Attachment

MICROFILMED

May 17, 1977

Earl H Spangler Sr
Rt 1 Box 29A
Viola, Id 83872

Dear Mr Spangler,

Your check No. 92-49 and claim to a water right are being returned for your approval of changes that I feel will enhance the value of your claim. The changes are made in pencil since I am not at liberty to change a notarized document. If you approve of my changes, please write them in ink. If you do not approve, please erase the changes. You will find the changes under Item 6B and on the map.

If we can be of any further assistance, please do not hesitate to contact us.

Sincerely,

TOM KING
Senior Water Resource Agent

TK:ab

Enclosure