

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

G. J. Marneau

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:

May 12, 19
1977

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

Marneau
Subscribed and sworn to before

me this

19th

day of

May

19

77

Carol Kleener

Notary Public,

residing at Moscow, Idaho

NOTICE OF CLAIM TO A WATER RIGHT NO. 87-4016

Notice is hereby given that Larry T Bevan, Rt 3, Box 262, Moscow, 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 Flannigan Creek, tributary of the N Fork of the Palouse River with point of diversion in the SE 1/4 SW 1/4 Sec 26, T41N, R5W, B.M. Latah County.

The water is claimed to be used from April to Oct for stockwater with a priority of the 1930's; the place of use is within the SE 1/4 SW 1/4 Sec 26, 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

May 12, 19, 1977

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5-23-77
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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 LARRY T. BEVAN
 (name of claimant)

of Rte 3, Box 262, Moscow, Id
 (mailing address), 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) Flannigan Creek, tributary to, N Fork Palouse River
- (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 <u>25 gpm</u>	Use <u>stock</u>	Period of Use: From <u>APRIL</u> To <u>OCT</u>
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) ~~1934~~ 1930's

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)
SE ¼ SW ¼, Sec. 26 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. water directly out of stream.

- (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 ¼				NW ¼				SW ¼				SE ¼				TOTAL
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
41	5	26											X						

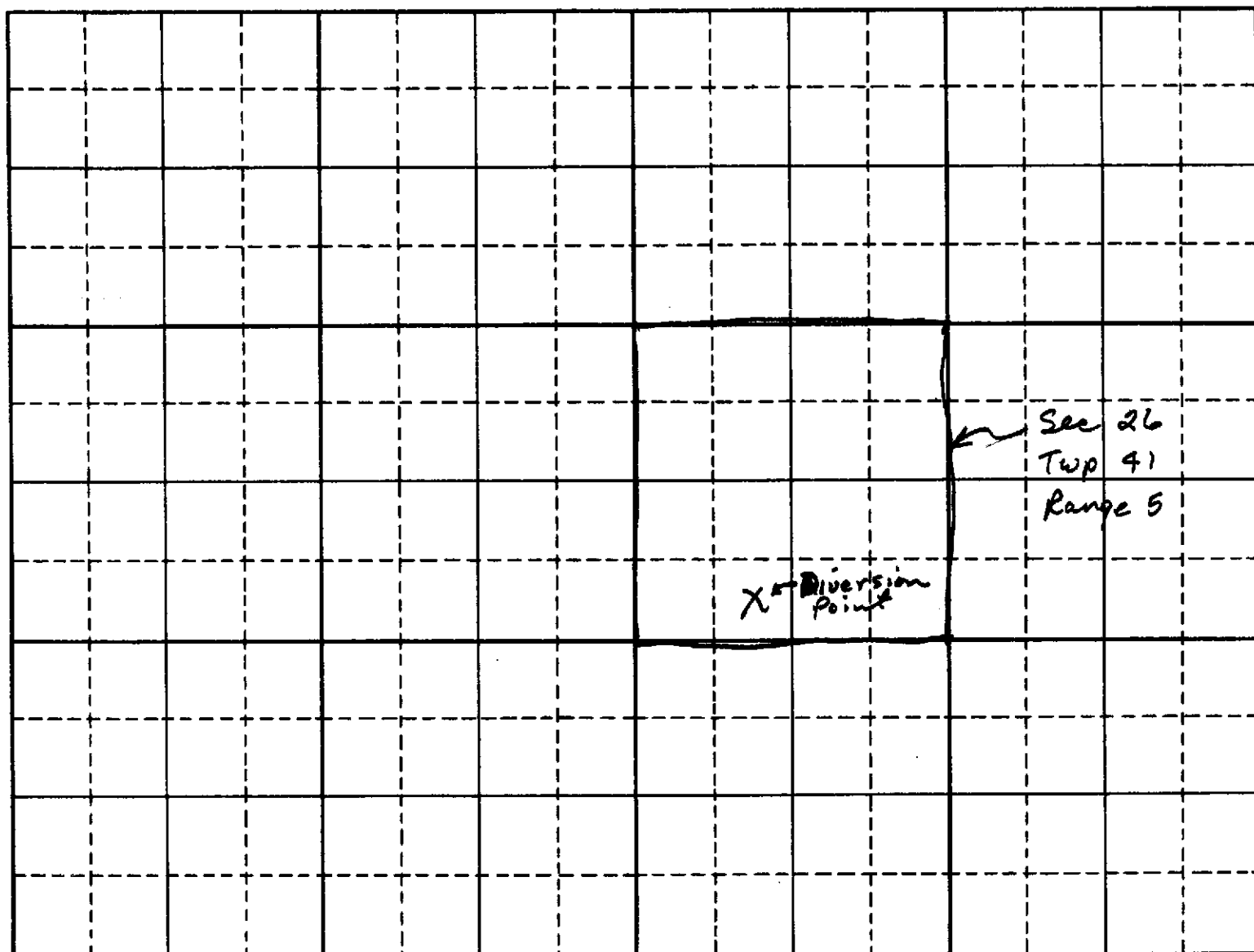
Total No. of acres _____

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: watering of cattle and horses. 5 + 0 10 Head.

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

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(8) Remarks _____



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)
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 affiants knowledge.

Sworn to before me this 28th day of _____

Larry BeVan
(Claimant)
April, 1977
Erma J. Betts
Notary Public
Residing at Moscow, Idaho

My commission expires 7/30/77

For Department Use Only
Received by [Signature] Date 4-29-77 Exception filed by: _____ Date _____
Prelim. check by [Signature] Date 4-29-77 Forwarded to claimant by: _____ Date _____
\$10.00 fee received by [Signature] Date 4-29-77 (5957)
Approved for publication by [Signature]
Published in Daily Idahoan, Moscow
Dates 5-12-77 to 5-23-77
611-5-23-77

NW-NE

NE-NE

34.8 AC

TAX # 1989

SW-NE

NW-SE

Well
SE-NE

PRIVATE ROAD

END OF
COUNT
ROAD

④	③	⑥
2.3 AC	1.5 AC	2.5 AC
7739	7738	7741
240'	156'	260'

NE-SE

7740

LARRY BEVAN

38.9 AC TAX # 1987

156
21

TAX # 1987

SW-SE

SE-SE

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to; that the notice of which the
annexed is a full, true and correct
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regular and entire issues of said
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dates:

the same being the dates desig-
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19.....

Notary Public,
residing at Moscow, Idaho

NOTICE OF CLAIM TO A WATER RIGHT NO. 87-4016

Notice is hereby given that Larry T
Bevan, Rt 3, Box 262, Moscow, 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
Flannigan Creek, tributary of the N Fork
of the Palouse River with point of diver-
sion in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 26, T41N, R5W,
E.M. Latah County.

The water is claimed to be used from
April to Oct for stockwater with a priority
of the 1930's; the place of use is within the
SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 26, 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.

By C. STEPHEN ALLRED
Director

May 12, 1977

OK
5-23-77
B



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN DISTRICT

4055 Government Way
667-6484

COEUR D'ALENE, IDAHO 83814

May 23, 1977

RE: Claim No. 87-4016 & 87-4015

Larry T Bevan

Rt 3 Box 262

Moscow, Id, 83843

Dear Mr Bevan,

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

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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 5, 1977

RE: Claims to A Water Right No's.: 87-4016; 87-4014; 87-4015.

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)

*Bill received
5-23-77
AB*

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NOTICE OF CLAIM TO A WATER RIGHT

NO. 87-4016

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Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho,
83814.

C. STEPHEN ALLRED
Director

Published in the Daily Idahonian, Moscow, Id
on May 12 and May 19, 1977

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April 18, 1977

Mr. Larry T Bevan
Rt 3 Box 262
Moscow, Id 83843

Dear Mr. Bevan,

Your check #92-212 for \$20.00 and two claims are being returned for your review, signature and possible changes. Some of the changes may not be necessary, but I felt that a complete, concise, and correct claim on file would be of greatest value to you.

On the claim to a water right in Sec 26, you indicate in Item #4 that the priority date is 194. I think perhaps you neglected to write in the last digit. In Item #6B, the number of livestock watered should be listed, and on the map a small note and arrow should be included to show the area of use.

On the claim to a water right in Sec 20, the point of diversion is usually referred to by quarter quarter sections. From the map I made the assumption that the point of diversion is in the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec 20. Again, a small note and arrow should indicate the place of use on the map.

Since the claims are your sworn statement, the department is unable to accept them until they have been signed and notarized.

If I may be of any further assistance in this matter or any other water related problem or question, please feel free to contact me at this office.

Very truly yours,

Tom King,
Senior Water Resource Agent

TK:ab

Enclosures

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