

February 8, 1974

R. Keith Higginson, Director
Idaho Department of Water Admin.

401 Front Avenue
Coeur d'Alene, Idaho 83814

RECEIVED

FEB 12 1974

Department of Water Administration
Northern District Office

Dear Sir:

I wish to know more about the claim to Water Rights
No. 87-4005. (Copy of legal notice attached)

My property is above and joins the Rourke property so
I do have a strong interest to what is being requested
or claimed.

Please send the information to:

Thomas S. Watson
Rt. 1 Box 321
Moscow, Idaho 83843

Thank you,

Thomas S. Watson

NOTICE OF CLAIM TO A WATER RIGHT
NO. 87-4005

Notice is hereby given that Arthur W. & Alice S. Rourke, Route 1, Box 320, Moscow, Idaho have filed a claim to a water right established by diversion and application to beneficial use of 0.04 cubic feet per second of water from a ground water source with point of diversion in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, T. 39N, R. 5W, B.M., Latah County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes with a priority of 1962; the place of use is within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, T. 39N, R. 5W, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Administration, 401 Front Avenue, Coeur d'Alene, Idaho 83814.

87 4005

R. KEITH HIGGINSON
Director

Jan. 31, Feb. 7, 1974.

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
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 ARTHUR W. and ALICE S. ROURKE
(name of claimant)
of Rt. 1, Box 320, Moscow, Idaho, claims a right to the diversion and beneficial use of
(mailing address)
ground water or surface water tributary to _____;

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
- (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>0.04 cfs</u> | Use <u>domestic</u> | Period of Use: From <u>Jan. 1</u> To <u>Dec. 31</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: 0.04 cubic feet per second, or _____ acre feet per annum, and/or 18 gallons per minute.
- (4) Priority claimed: (the date water was first applied to beneficial use) 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 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 SE 1/4, Sec. 11 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. 25 foot well, 50 yds 1 3/4" pipe to a Sears Thrifty pump model # 390-41101 code # J64 feeding to 800 gal reservoir

- (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	
39N	5W	11													X				

Total No. of acres 11

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

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

[illegible]

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.

22.

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.

That the matters and facts therein are true to the best of
 Alice S. Bourke
 (Claimant)

Sworn to before me this 6 day of Jan, 1974

W. J. Meekle
Notary Public
Residing at Moscow, Idaho

11-15-75

Received by CP Date 1-22-74 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by FB Date 1-22-74 claimant by: _____
\$10.00 fee received by FB Date 1-22-74 # 12339
Approved for publication by FB _____
Published in Daily IDAHOIAN _____
Dates 1-31 & 2-7-74 _____

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

A. J. Marinshaw

being first duly sworn, on oath,
deposes and says:

That he is the printer of The
DAILY IDAHOIAN, 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: Jan. 31,

Feb. 7, 1974

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

Shawn
Subscribed and sworn to before

me this 7 day of Feb.

19 74

Carmen Wedin

Notary Public,

residing at Moscow, Idaho

County of Latah

My Commission Expires August 10, 1975

NOTICE OF CLAIM TO A WATER RIGHT

NO 87-4005

Notice is hereby given that Arthur W. & Alice S.
Rourke, Route 1, Box 220, Moscow, Idaho have filed a
claim to a water right established by diversion and
application to beneficial use of 0.04 cubic feet per
second of water from a ground water source with
point of diversion in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, T. 39N, R.
5W, B.M., Latah County.

The water is claimed to be used from Jan. 1 to Dec.
31 for domestic purposes with a priority of 1962; the
place of use is within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, T. 39N,
R. 5W, B.M.

Any exception to this claim of water right may be
filed with the Idaho Department of Water
Administration, 401 Front Avenue, Coeur d'Alene,
Idaho 83814.

R. KETH HIGGINSON
Director

Jan. 31, Feb. 7, 1974.

87 4005

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
NORTHERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

401 Front Ave., Rm. 209
Coeur D'Alene, Idaho 83814
(208) 667-6484

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

February 20, 1974

Re: Claim to a Water Right No. 87-4005

Arthur W. and Alice S. Rourke
Route 1, Box 320
Moscow, ID 83843

Dear Mr. and Mrs. Rourke:

The Department of Water Administration 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 this 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, feel free to contact us.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:cp

Enclosure

87 4005

February 14, 1974

Re: Claim to a Water Right No. 87-4005 - Arthur W. and Alice S. Rourke

Thomas L. Watson
Route 1, Box 321
Moscow, ID 83843

Dear Mr. Watson:

Enclosed is a copy of the above claim for your reference. If there are any questions, or if we may be of any further assistance, please contact us.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:cp

Enclosure

87 4005

February 8, 1974

R. Keith Higginson, Director
Idaho Department of Water Admin.
401 Front Avenue
Coeur d'Alene, Idaho 83814

Dear Sir:

I wish to know more about the claim to Water Rights
No. 87-4005. (Copy of legal notice attached)

My property is above and joins the Rourke property so
I do have a strong interest to what is being requested
or claimed.

Please send the information to:

Thomas P. Watson
Rt. 1 Box 301
Moscow Idaho 83843

Thank you,

Thomas P. Watson

NOTICE OF CLAIM TO A WATER RIGHT

NO. 87-4005

Notice is hereby given that Arthur W. & Alice S. Rourke, Route 1, Box 320, Moscow, Idaho have filed a claim to a water right established by diversion and application to beneficial use of 0.04 cubic feet per second of water from a surface water source with point of diversion within the Section 11, T. 39N, R. 5W, B.M., L.

The water right was established from Jan. 1 to Dec. 31 for domestic use from the year 1962; the place of use is within the Section 11, T. 39N, R. 5W, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Administration, 401 Front Avenue, Coeur d'Alene, Idaho 83814.

87 4005

Jan. 31, Feb. 7, 1974.

R. KEITH HIGGINSON
Director

January 25, 1974

Re: Claim No. 87-4005 - Arthur W. & Alice S. Rourke

Daily Idahonian
Box 399
Moscow, ID 83843

Gentlemen:

Enclosed you will find 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 the Department along with the publication bill. ~~In order to receive payment, the following certification must appear on the bill:~~

~~"I hereby certify that the foregoing account is just and correct; that the amount claimed is legally due, after allowing all just credits; and that no part of the same has been paid."~~

(signature of claimant)

Very truly yours,

FRED ESSENBARTH
Northern District Manager

Bill submitted 2-19-74 by CP

FE:CP

Enc: Legal Notice

87 4005

NOTICE OF CLAIM TO A WATER RIGHT

NO. 87-4005

Notice is hereby given that Arthur W. & Alice S. Rourke,
Route 1, Box 320, Moscow, Idaho
have
xxx has filed a claim to a water right established by diversion and application
to beneficial use of 0.04 cubic feet per second ~~xxxxxx~~
of water from a ground water source
with point of diversion in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, T. 39N, R. 5W, B.M.,
Latah County

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic
purposes
with a priority of 1962;
the place of use is within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, T. 39N, R. 5W, B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Administration, 401 Front Avenue, Coeur d'Alene, Idaho
83814.

R. KEITH HIGGINSON

Director

Published in the Daily Idahonian, Moscow, Idaho
on Jan. 31 and Feb. 7, 1974

87 4005

January 25, 1974

Re: Claim to a Water Right No. 87-4005

Arthur W. and Alice S. Rourke
Route 1, Box 320
Moscow, ID 83843

Dear Mr. and Mrs. Rourke:

Attached is your receipt No. 12339 in the amount of \$10 for the filing fee on the above referenced claim which was received in this office.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:CP

Enclosure

87 4005