

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 CLARENCE G. IVIE (name of claimant)
of Rt #1, Viola, Idaho, 83872 (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 OF 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>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: _____ 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) Creek 1900

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. 35 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. STOCK HAS ACCESS TO CREEK. 20 Head.

- (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	35				X									X				

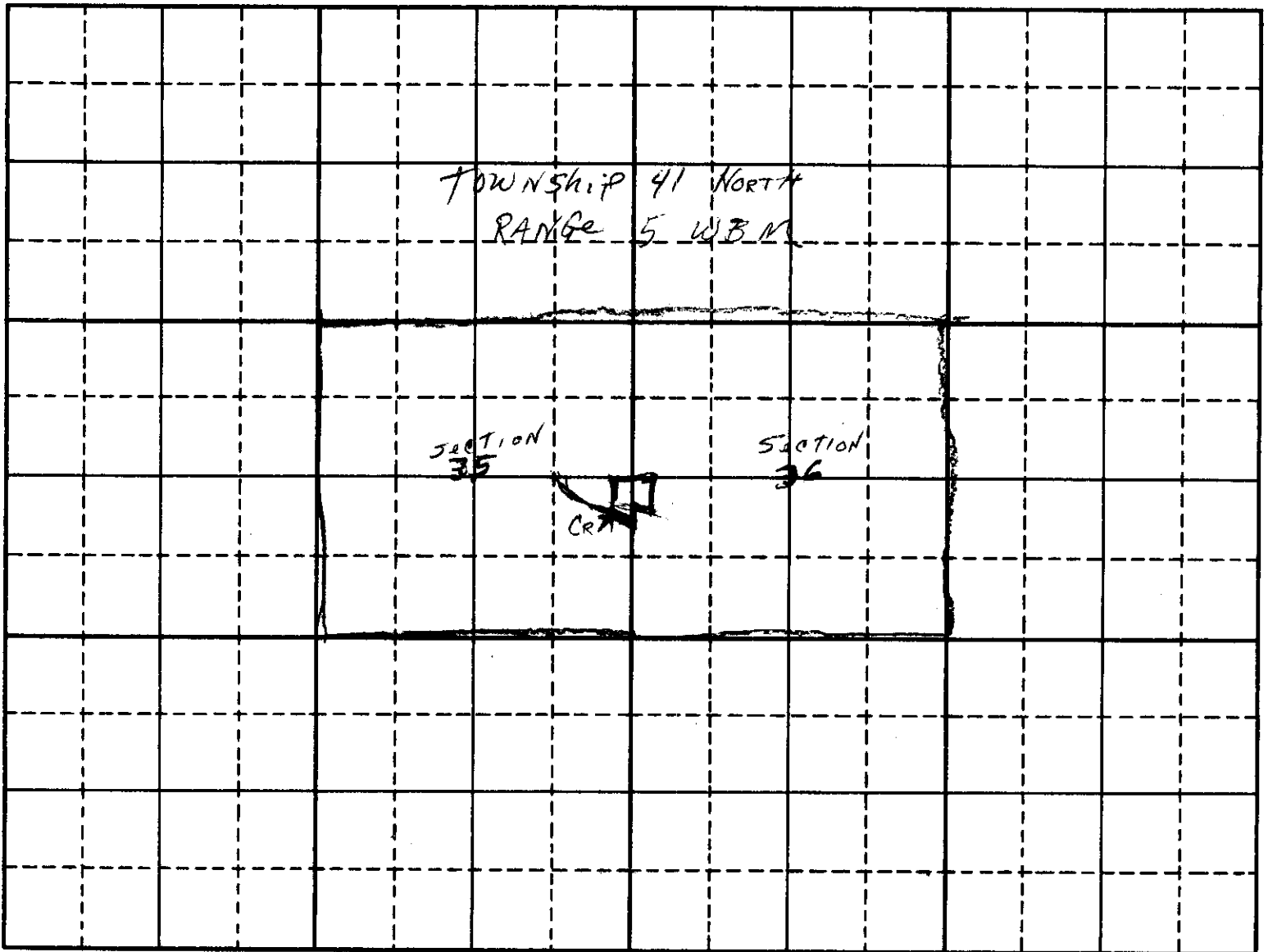
Total No. of acres _____

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: WATERING STOCK - 20 Head

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

RECORDED
INDEXED

(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)
) ss.
County of Latah)

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.

Clarence G. Jule
(Claimant)

Sworn to before me this 11th day of August, 19 77.

Eleanor Bringham
Notary Public
Residing at Moscow, Idaho

My commission expires upon death

For Department Use Only

Received by B. J. Jule Date 9-12-77 Exception filed by: _____ Date _____
Prelim. check by B. J. Jule Date 9-12-77 Forwarded to claimant by: _____
\$10.00 fee received by B. J. Jule Date 9-12-77 (5791)
Approved for publication by _____
Published in Daily Idahoan - Moscow _____
Dates 9-22-77 & 9-29-77 _____
Oct. 10-4-77 _____

Affidavit of Publication

STATE OF IDAHO }
County of Latah } ss.

Thomas Watson

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: September
23, 29, 1977

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

Thomas J. Watson

Subscribed and sworn to before

me this 29th day of Sept
1977

Carol Fleener

Notary Public,
residing at Moscow, Idaho

NOTICE OF CLAIM TO A WATER RIGHT NO. 37-4024

Notice is hereby given that Clarence G
Ivie, Rt. 1, 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 Flannigan
Creek, trib to N Fork Palouse River with
point of diversion in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 35,
T41N, R5W, B.M., Latah County.

The water is claimed to be used from
Jan. 1 to Dec. 31 for stockwater with a
priority of 1900; the place of use is within
the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 35, 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 ALLRED
Director

Sept. 23, 29, 1977

OK
10-4-77
B

RECEIVED

**NOW
STARTING
RIGHT
SIDE OF
FILE**



STATE OF IDAHO

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

COEUR D'ALENE, IDAHO 83814

October 4, 1977

Re: Claim to a Water Right No. 87-4025 and 87-4024 ✓

Clarence G. Ivie
Rt. 1,
Viola, ID 83872

Dear Mr. Ivie:

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

RECEIVED
OCT 10 1977
WATER RESOURCES
DIVISION



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

September 15, 1977

RE: Claim No. 87-4025, 87-4026, & 87-4024.
Correction No. 87-7037

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:ab

Enc: Legal Notice(s)

Bill Haynes
10-4-77
B

ENCLOSURE

NOTICE OF CLAIM TO A WATER RIGHT

NO. 87-4024

Notice is hereby given that Clarence G Iyle

Rt 1, Viola, Id

has filed a claim to a water right established by diversion and application to beneficial use of 25 ~~cubic feet per second~~ gallons per minute

of water from Flannigan Creek, trib to N Fork Palouse River

with point of diversion in the NE 1/4 Sec 35, T41N, R5W, B.M., Latah County

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

with a priority of 1900;

the place of use is within the NE 1/4 Sec 35, 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 September 22 and September 29, 1977



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN DISTRICT

4055 Government Way

667-6484

COEUR D' ALENE, IDAHO 83814

September 13, 1977

RE: Claim No. 87-4024 & 87-4025

Clarence G. Ivie

Rt 1

Viola, Id 83872

Dear Mr Ivie,

Attached is your receipt No. 5791 in the amount of \$20.00 for the filing fee on the above referenced item which was received in this office.

Sincerely,

Alea Beito
Secretary

AB

Attachment

RECEIVED
SEP 14 1977
DEPT. OF WATER RESOURCES
COEUR D' ALENE, IDAHO

August 16, 1977

Mr. Clarence G. Ivie
Rt. 1
Viola, ID 83872

Dear Mr. Ivie:

We are returning your two Claims to a Water Right and your check # 92-108/1231. To be of any value to you a Claim form should be entirely filled out being as specific as possible. To aid you in determining which claim needs additional information I have labeled them "A" and "B" in the lower right hand corner.

On Claim "A":

Item 5. a. Must be filled in. From the map and other information it appears your cattle which are drinking directly from the stream, seem to have access to the stream in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 35, and the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 36.

Item 6. a. in this instance should be the same as item 5. a.

Item 6. b. Please list maximum number of stock.

On Claim "B":

Item 5. a. must be filled in. This is the location of the well which from your map is in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 36.

Item 6. a. Enclosed you will find a sample sheet to aid in completing this item.

Item 6. b. List number of houses served.

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

Sincerely,

TOM KING
Senior Water Resource Agent