

MICROFILMED



State of Idaho)
County of Custer) 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 affiant's knowledge.

Thomas W. Chiv
(Claimant)

Sworn to before me this 27th day of May, 1983.

Martine Pfeiffer
Notary Public
Residing at Challis, ID 83326

My commission expires November 24, 1986

FOR DEPARTMENT USE ONLY

Received by <u>T. G. Blau</u>	Date <u>6-7-83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>B.S.</u>	Date <u>6-13-83</u>		claimant by:	
\$30.00 fee received by <u>mya</u>	Date <u>6-9-83</u>	<u># 20273</u>		
Published in <u>Custer Publishing Company</u>				
Dates <u>6/30 & 7/7/83</u>	<u>7/21 & 7/28/83</u>			

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

72-4165
RECEIVED
JUN 1 1983
Department of Water Resources
Southern District Office

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 Thomas W. and/or Aileen E. Chivers
(Name of Claimant)
PO Box 528, Chalks, ID 83226 Telephone No. 879-2355
(Mailing Address) (Zip Code)

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) April 1, 1935

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)
UNNamed Springs tributary to UNNamed Stream (Chivers Slough)

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, af)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>1.0 cfs</u>	Use	<u>irrigation</u>	Period of Use From	<u>May 1</u> To <u>Nov 1</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4) 1.0 cfs TOTAL QUANTITY USED.
(cfs, af)

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

Lot #3 SE 1/4 NE 1/4, Sec. 23 Twp. 14N Rge. 19E B.M., County of Custer
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. diversion Dam & 3/4 mile ditch

(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	
<u>14N</u>	<u>19E</u>	<u>23</u>	<u>10</u>	<u>1</u>															<u>11</u>
		<u>14</u>	<u>Lot 2</u>																
															<u>1</u>	<u>8</u>	<u>6</u>	<u>6</u>	<u>21</u>
															<u>4.5</u>	<u>4.5</u>		<u>4.8</u>	

No. of acres 32

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: None

NOTE: Include here the type and number of stock watered:

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



State of Idaho)
County of Custer) ss.

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Thomas V. Chiv
(Claimant)

Sworn to before me this 27th day of May, 1983.

Maryne Pfeiffer
Notary Public
Residing at Challis, ID 83326

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Received by <u>T.G. Blau</u>	Date <u>6-7-83</u>	Exception filed by:	Forwarded to	Date
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Dates <u>6/30 & 7/7/83</u>	<u>7/21 & 7/28/83</u>			

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

1. MARGARET PARKS

Publisher of the Challis Messenger, a weekly newspaper, published at Challis, Idaho, do solemnly swear that the notice hereto attached and made a part hereof, was published in the regular and entire issue of the Challis Messenger for 2

consecutive weeks, commencing with the issue dated JUNE 30

1983 and ending with the issue dated JULY 7 1983

Margaret Parks

Subscribed and sworn to before this 8th day of July 1983

Ethel M. Beck

Notary Public, residing at Challis, Idaho. My commission expires on

Life

7/15/83
corrected &c

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

72-4157

COMINOTTI, FABIO &/or CESIRA

CLAYTON, ID 83227
Source: SALMON RIVER trib to SNAKE RIVER

Priority Date: 06/01/1963
Diversion Pt: LOT 04 (NWSE) Sec 28 T 11N R 17E

Use: IRRIGATION (6.00 CFS) STOCKWATER (0.05 CFS)

In: LOT 04 (NESE) LOT 7 (SWSE) LOT 08 (SESE) Sec 28 T 11N R 17E FOR 83 ACRES

72-4158

BISHOP, LAURA T. CHALLIS, ID 83226

Source: CHALLIS CREEK trib. to SALMON RIVER
Priority Date: 04/01/1910

Diversion Pt: LOT 02 (SWNW) Sec 07 T 14N R 19E
Use: IRRIGATION (1.00 CFS)

In: NENE SENE Sec 20 T 14N R 19E FOR 80 ACRES

72-4159

CYPRUS THOMPSON CREEK MINING COMPANY
P.O. BOX 755, CHALLIS, ID 83226

Source: THOMPSON CREEK trib. to SALMON RIVER
Priority Date: 05/24/1888

Diversion Pt: SENE Sec 25 T 11N R 16E
Use: IRRIGATION (10.00 CFS)

In: NESW NWSW SWSW SESW Sec 30 T 11N R 17E NESE SESE Sec 25 T 11N R 16E FOR 35 ACRES

72-4160

BENNETTS, JAMES R. P.O. BOX 36, CHALLIS, ID 83226

Source: COLD SPRING CREEK trib. to SALMON RIVER (MAIN)

Priority Date: 04/15/1920
Diversion Pt: NENE Sec 21 T 13N R 19E

Use: STOCKWATER (0.80 CFS)

In: NENE Sec 21 T 13N R 19E NESE NWSE SWSE SESE Sec 16 T 13N R 19E

72-4161

BABCOCK, DONALD R. &/or MARY ELLEN
P.O. BOX 197, CLAYTON, ID 83227

Source: FRENCH CREEK trib. to SALMON RIVER
Priority Date: 05/01/1890

Diversion Pt: NESE Sec 29 T 11N R 17E
Use: IRRIGATION (1.00 CFS) STOCKWATER (0.02 CFS)

In: NWSW Sec 28 T 11N R 17E NESE Sec 29 T 11N R 17E FOR 80 ACRES

72-4162

GAMMACHE, TOM &/or ANTHONY

Diversion Pt: NENW Sec 09 T 14N R 19E

Use: IRRIGATION (5.04 CFS)

In: NENE NWNE SWNE SENE NENW SENW Sec 09 T 14N R 19E SESW SWSE SESE Sec 04 T 14N R 19E FOR 150 ACRES

72-4163

GAMMACHE, TOM &/or ANTHONY

BOX 146, CHALLIS, ID 83226
Source: CHALLIS CREEK trib. to SALMON RIVER

Priority Date: 03/01/1911
Diversion Pt: SENW SWNW Sec 07 T 14N R 19E

Use: IRRIGATION (2.76 CFS)

In: NWNW SWNW Sec 16 T 14N R 19E FOR 69 ACRES

72-4164

GAMMACHE, TOM &/or ANTHONY

BOX 146, CHALLIS, ID 83226
Source: CHALLIS CREEK trib. to SALMON RIVER

Priority Date: 03/11/1911
Diversion Pt: SWNW Sec 07 T 14N R 19E

Use: IRRIGATION (2.00 CFS)

In: NESW SESW Sec 03 T 14N R 19E FOR 47 ACRES

72-4165

CHIVERS, THOMAS W. &/or AILEEN

P.O. BOX 528, CHALLIS, ID 83226
Source: SPRINGS trib. to UNNAMED STREAM (CHIVERS SLOUGH)

Priority Date: 04/01/1925
Diversion Pt: LOT 03 (SENE) Sec 23 T 14N R 19E

Use: IRRIGATION (1.00 CFS)

In: LOT 02 (NENE) NWNE Sec 23 T 14N R 19E LOT 05 (NESE) LOT 05 (SWSE) SWSE LOT 08 (NWSE) Sec 14 T 14N R 19E FOR 32 ACRES

Any exceptions to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301.

A. KENNETH DUNN
Director

Published 6/30 & 7/7/83.

RECEIVED

AUG 1 1983

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

1. MARGARET PARKS

Publisher of the Challis Messenger, a weekly newspaper, published at Challis, Idaho, do solemnly swear that the notice hereto attached and made a part hereof, was published in the regular and entire issue of the Challis Messenger for 2 consecutive weeks, commencing with the issue dated JULY 21

1983 and ending with the issue dated JULY 28 1983

Margaret Parks

Subscribed and sworn to before this 29th day of July

1983

Edward M. Beck

Notary Public, residing at Challis,

Idaho. My commission expires on

Life

Department of Water
Southern District

NOTICE OF CLAIMS
TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

72-4165

CHIVERS, THOMAS W.
&/or AILEEN
P.O. BOX 528, CHALLIS, ID
83226

Source: SPRINGS trib. to
UNNAMED STREAM (CHIV-
ERS SLOUGH)

Priority Date: 04/01/1925

Diversion Pt: LOT 03

(SENE) Sec 23 T 14N R 19E

Use: IRRIGATION (1.00
CFS)

In: LOT 02 (NENE) NWNE
Sec 23 T 14N R 19E LOT 05
(NESE) LOT 05 (NWSE)
SWSE LOT 08 (SESE) Sec 14 T
14N R 19E FOR 32 ACRES

Any exceptions to any claim
of water right may be filed
with the Director of the Idaho
Department of Water Resour-
ces, 1041 Blue Lakes Blvd.
North, Twin Falls, Idaho 83301.
A. KENNETH DUNN

Director
Published 7/21 & 7/28/83

O.K.
Julie
8/2/83

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd. N.
Twin Falls, Idaho 83301
(208) 734-7572

⁷²
~~JULY 1983~~
Aug 2, 1983

THOMAS W. CHIVERS
RILEEN CHIVERS
P.O. BOX 528
CHALLIS

ID 83226

RE: Claim No. 72-4165

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.

Yours truly,

Allen D. Merritt

ALLEN D. MERRITT
Senior Water Resource Analyst

Enclosure

RECEIVED
AUG 24 1983
Department of Water Resources

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

22-4455
CHIVERS, THOMAS W. &/or RILEY
P.O. BOX 528, CHALLIS, ID 83225

Source: SPRINGS to-b, to UNHED STREAM (CHIVERS SLOUGH)
Priority Date: 04/01/1925

Diversion Pt: LOT 03 (SENE) Sec 23 T 14N R 19E
Use: IRRIGATION (1.00 CFS)

In: LOT 02 (SENE) NW/4 Sec 23 T 14N R 19E LOT 05 (NESE) LOT 05 (NWSE) SWE
LOT 08 (SESE) Sec 24 T 14N R 19E FOR 22 ACRES

Any exception to any claim of water right may be filed with
the Director of the Idaho Department of Water Resources, 1041 Blue
Lakes Blvd. North, Twin Falls, Idaho 83301.
R. KENNETH DUNN
Director

Published 6/30 & 7/7/83.
7/21 & 7/28/83
8/1 & 8/4/83

**NOTICE OF CLAIMS
TO WATER RIGHTS**

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72-4165

CHIVERS, THOMAS W.
&/or AILEEN

P.O. BOX 528, CHALLIS, ID
83226

Source: SPRINGS trib. to
UNNAMED STREAM (CHIV-
ERS SLOUGH)

Priority Date: 04/01/1925

Diversion Pt: LOT 03
(SENE) Sec 23 T 14N R 19E

Use: IRRIGATION (1.00
CFS)

In: LOT 02 (NENE) NWNE
Sec 23 T 14N R 19E LOT 05
(NESE) LOT 05 (NWSE)
SWSE LOT 08 (SESE) Sec 14 T
14N R 19E FOR 32 ACRES

Any exceptions to any claim
of water right may be filed
with the Director of the Idaho
Department of Water Resour-
ces, 1041 Blue Lakes Blvd.
North, Twin Falls, Idaho 83301.

A. KENNETH DUNN

Director

Published 7/21 & 7/28/83

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd N.
Twin Falls, Idaho 83301
(208) 734-3578

JUNE 22, 1983

Custer Publishing Company
P. O. Box 405
Challis, Idaho 83226

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billings to this office before .

Yours truly,

Mary A. Newby
Secretary

Encl.

1041 Blue Lakes Blvd N.
Twin Falls, Idaho 83301
(208) 734-3578

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: AD

Right Number 72-4165 Applicant CHIVERS, Thomas &/or Aileen

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.
- ☐ Location of use.
- ☐ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☒ Exceptions processed.

By ADM Date 7/22/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By KW Date 8/30/83