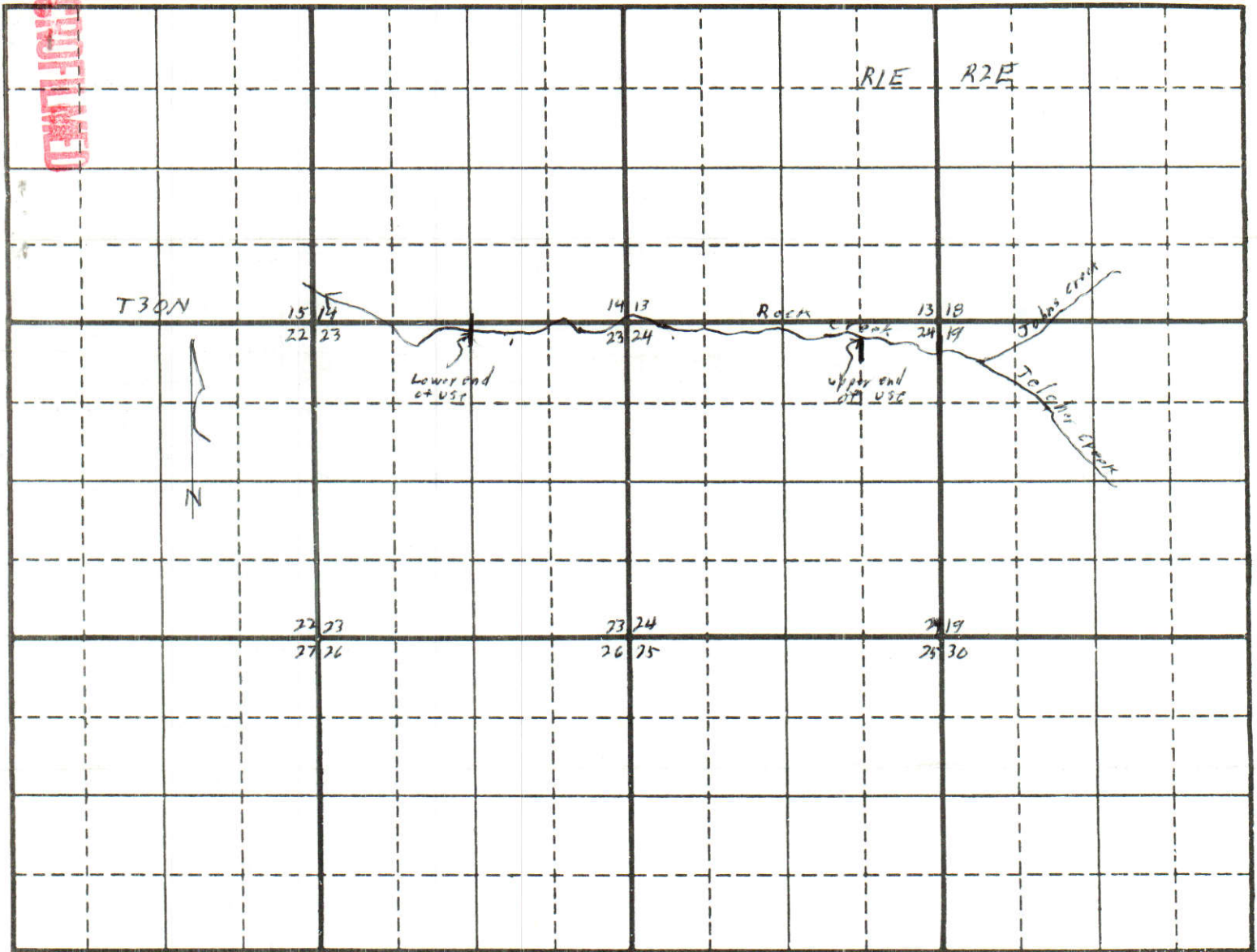


(8) Remarks _____



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 _____)

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.

Sworn to before me this 8 day of June, 1983.

Harry A. Gaus June J. Gaus
(Claimant)

Kenneth R. Leach
Notary Public
Residing at Shangerville Idaho

My commission expires Conto.

Received by SRC Date 6/10/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by 6h5 Date 11/22/83 claimant by: _____
\$30.00 fee received by JP Date 6/14/83 / 29000
Published in Idaho County Free Press
Dates 2/22 + 2/29/84

FOR DEPARTMENT USE ONLY

NOTICE OF CLAIMS

TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

77-4210

FISHER, ROBERT P.
P.O. BOX 110, DIXIE, ID 83525

Source: SPRING trib. to CROOKED CREEK

Priority Date: 06-01-1970

Diversion Pt: SWSW Sec 34 T 26N R 08E

Use: DOMESTIC (0.01 CFS)
In: SWSW Sec 34 T 26N R 08E.

77-4212

FRICKE, ELIZABETH B.
1165 FASSLER AVE., PACIFIC, CA 94044

Source: SPRING trib. to CROOKED CREEK

Priority Date: 10-30-1970

Diversion Pt: NWNE Sec 22 T 26N R 08E

Use: DOMESTIC (0.50 CFS)
In: SWSE Sec 15 T 26N R 08E

NWNE NENW Sec 22 T 26N R 08E.

77-4214

HUNTLEY, DOROLITA
FAY

RT. 1 BOX 220 B, GRANGEVILLE, ID 83530

Source: SPRING trib. to FOURTH OF JULY CREEK

Priority Date: 01-01-1942

Diversion Pt: NWSW Sec 27 T 26N R 08E

Use: DOMESTIC (0.02 CFS)
In: NWSW Sec 27 T 26N R 08E.

79-4424

LATHAN LAND CO. CORP.
720 N. C ST., GRANGEVILLE, ID 83530

Source: SPRING trib. to COLD SPRINGS CREEK

Priority Date: 01-01-1950

Diversion pt: SWNW Sec 19 T 28N R 04E

USE: STOCKWATER (0.02 CFS) DOMESTIC (0.10 CFS)
In: SWNW Sec 19 T 28N R 04E.

79-4427

CLOSE, NORMAN R. &or
MRS. NORMAN R.
P.O. BOX 364, LUCILE, ID 83542

Source: COW CREEK trib. to SALMON RIVER

Priority Date: 01-01-1892

Diversion Pt: NENW NWNE Sec 04 T 25N R 01E

Use: IRRIGATION (3.00 CFS) DOMESTIC (0.20 CFS)

STOCKWATER (0.40 CFS)
In: NENW NWNE Sec 04 T 25N R 01E FOR 35 ACRES.

79-4428

SICKELS, DUANE M. &or
SHARON K.
P.O. BOX 102, WHITE BIRD, ID 83554

Source: SPRING trib. to WHITE BIRD CREEK

Priority Date: 01-01-1910

Diversion Pt: NENW Sec 14 T 28N R 01E

Use: IRRIGATION (5.65 CFS) STOCKWATER (0.01 CFS) DOMESTIC (0.04 CFS)

In: NWNE Sec 14 T 28N R 01E FOR 3 ACRES.

01W NWSW SWSW Sec 11 T 30N R 01W NWNW SWNW NWSW SWSW Sec 14 T 30N R 01W FOR 2 ACRES.

79-4430

CUTLER BROTHERS
257 N.W. 16TH ST., ONTARIO, OR 97914

Source: SKOOKUMCHUCK CREEK trib. to SALMON RIVER

Priority Date: 04-01-1937

Diversion Pt.: NWNW Sec 34 T 28N R 02E

Use: IRRIGATION (1.44 CFS)

In: SWSW SESW Sec 33 T 28N R 02E FOR 36 ACRES.

79-4431

GAUSS, HARRY A. &or
JUNE J.

RT. 2 BOX 803, GRANGEVILLE, ID 83530

Source: ROCK CREEK trib. to SALMON RIVER

Priority Date: 05-01-1944

Diversion pt: NWNE NENE Sec 23 T 30N R 01E NWNW

NENW NWNE Sec 24 T 30N R 01E

Use: STOCKWATER (0.02 CFS) In: NENE NWNE

Sec 23 T 30N R 01E NWNE NENW NWNW Sec 24 T 30N R 01E.

79-4432

PARSONS, ROBERT V.
P.O. BOX 146, WHITE BIRD, ID 83554

Source: SALMON RIVER trib. to SNAKE RIVER

Priority Date: 01-01-1903

Diversion Pt: LOT 04 (SWNE) NESE LOT 05 (NWSE) LOT 08 (SESE) Sec 10 T 27N R 01E

Use: IRRIGATION (0.60 CFS) STOCKWATER (0.01 CFS)

In: LOT 04 (SENE) NESE LOT 05 (NWSE) LOT 08 (SESE) Sec 10 T 27N R 01E

FOR 30 ACRES.

79-4433

BURNETT, LAMAR
P.O. BOX 332, LUCILE, ID 83542

Source: SHERWIN CREEK trib. to SALMON RIVER

Priority Date: 01-01-1897

Diversion pt: NESW NWSW Sec 12 T 26N R 01E

Use: IRRIGATION (0.80 CFS) MINING (4.00 CFS)

In: NENW SENW NESW SESW SWSE Sec 12 T 26N R 01E FOR 40 ACRES.

79-4434

BURNETT, LAMAR
P.O. BOX 332, LUCILE, ID 83542

Source: SALMON RIVER trib. to SNAKE RIVER

Priority Date: 01-01-1971

Diversion pt: SWSE SWNE Sec 12 T 26N R 01E

Use: IRRIGATION (0.80 CFS) MINING (4.00 CFS)

In: NENW SENW NESW SESW SWSE Sec 12 T 26N R 01E FOR 40 ACRES.

AFFIDAVIT OF PUBLICATION

Charlotte Sotin

being first duly

sworn, says he is the Bookkeeper

of the IDAHO COUNTY FREE PRESS, a weekly newspaper which

is published and issued weekly at Grangeville, Idaho County,

State of Idaho, and which is of general circulation in said county

and state; that the said notice, of which the one hereto attached

is a true copy, was published in said paper for two weeks,

being published two times, the first publication being

on the 22nd day of February, 1984,

and the last publication on the 28th day of

February, 1984 and that the said notice

was published in the newspaper proper and not a supplement;

that said newspaper has been continuously and uninterruptedly

published in said county during a period of more than seventy-

eight consecutive weeks prior to the first publication of said

notice or advertisement.

Charlotte Sotin

Subscribed and sworn to before me this 29th day

February, 1984

Notary Public

for State of Idaho, residing at Grangeville, Idaho.

79-4429

HECKMAN AND ANDERSON

10230 D WAHA RD., LEWISTON, ID 83501

Source: PACKERS CREEK trib. to SALMON RIVER;

NO NAME CREEK trib. to SALMON RIVER; SPRINGS trib. to SALMON RIVER.

Priority Date: 01-01-1910

Diversion Pt: NESE Sec 03 T 30N R 01W SENE Sec 10 T 30N R 01W NENE Sec 04 T 30N R 01W NWNW Sec 03 T 30N R 01W NWSW SWSW Sec 11 T 30N R 01W NWNW SWNW NWSW SWSW Sec 14 T 30N R 01W

Use: IRRIGATION (0.04 CFS) STOCKWATER (0.03 CFS)

In: NESE Sec 03 T 30N R 01W SENE Sec 10 T 30N R 01W NENE Sec 04 T 30N R 01W NWNW Sec 03 T 30N R

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720.

KENDUNN, Dir.

Published 02-22 & 2-29-84.

F22-29

RECEIVED
MAR 5 1984

Department of Water Resources
Western Regional Office

RECEIVED

CLAIM TO A WATER RIGHT

Department of Justice
Western Regional 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 Harry A. and June J. Gauss

(Name of Claimant)

Route 2, Box 803, Grangeville, Idaho 83530

Telephone No. (208) 983 0108

(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) 1 May 1944

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)

Rock Creek tributary to Salmon River

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

				(Both dates inclusive)	
(cfs, af)		(Domestic, Irrigation, Stock, Etc.)		(Mo., Day)	(Mo., Day)
Quantity	<u>1400 Gal/Day</u>	Use	<u>Livestock</u>	Period of Use From <u>May 1</u>	To <u>Dec 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) $\frac{1400 \text{ Gal/Day}}{(\text{cfs, af})} \cdot 0.276 = \text{TOTAL QUANTITY USED.}$

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

NW ¼ NE ¼, Sec. 23 Twp. 30N Rge. 1E B.M., County of Idaho

Additional points of diversion: NE $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec 23, NW $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec 24, NE $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec 24, NW $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec 24 all in T30N R1E BM County of Idaho.

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. Livestock water from Rock Creek for entire $1\frac{1}{2}$ mile reach of creek.

- (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.

[illegible]

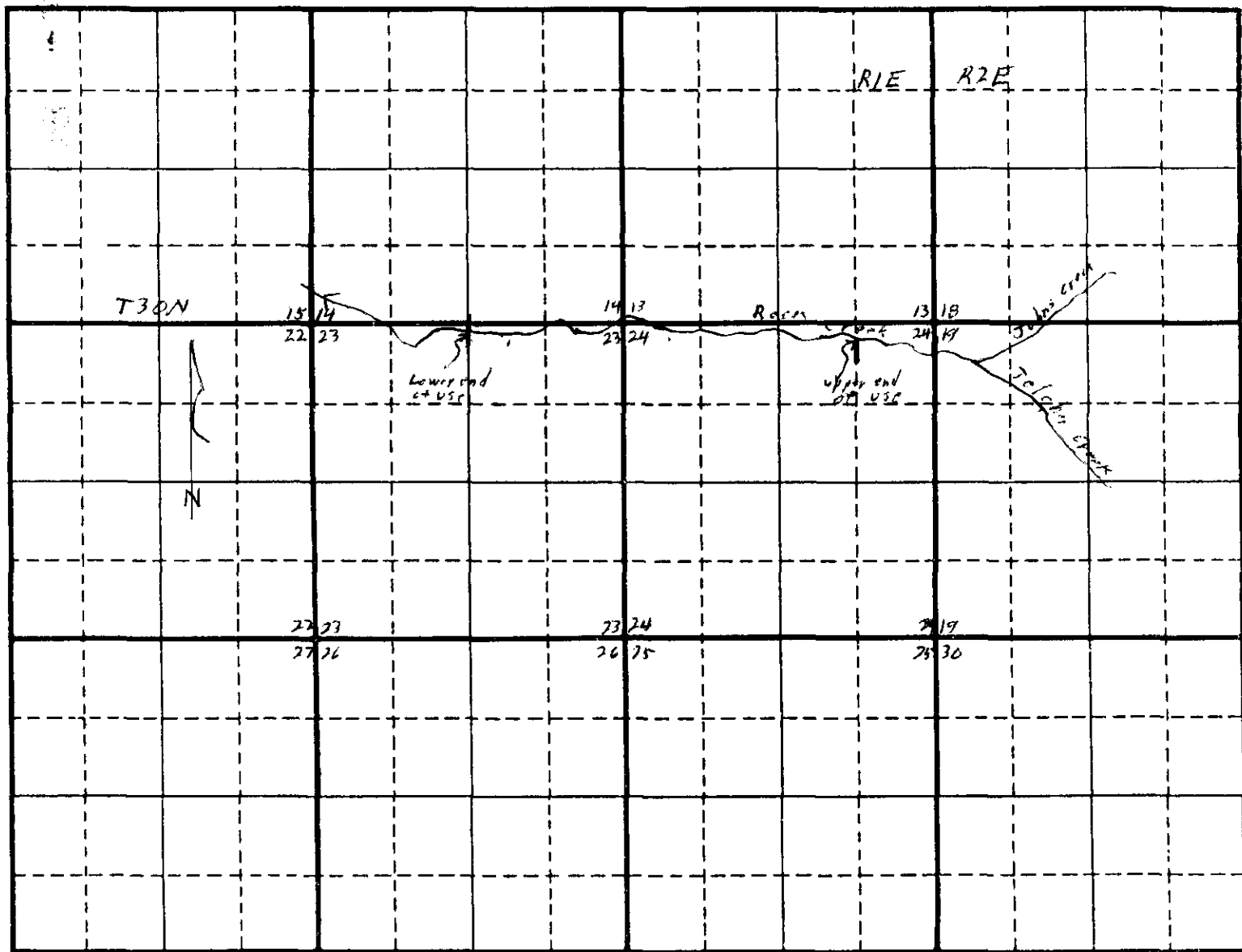
No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Use is for livestock water along 1 1/2 mile reach of Rock Creek.

NOTE: Include here the type and number of stock watered: 70 head of cattle

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

(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 _____) ss.
County of _____)

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.

Sworn to before me this 8 day of June, 1983.

Harry A. Gauss June J. Gauss
(Claimant)

Gerrit R. Leach
Notary Public
Residing at Shoshone, Idaho

My commission expires cont.

FOR DEPARTMENT USE ONLY
Received by SKC Date 6/10/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by 6h5 Date 11/22/83 claimant by: _____
\$30.00 fee received by JP Date 6/19/83 29000
Published in Idaho County Free Press
Dates 2/22 & 2/23/84

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s)
have been filed on water
right(s) created by diversion
and beneficial use:

77-4210

FISHER, ROBERT P.
P.O. BOX 110, DIXIE, ID
83525

Source: SPRING trib. to
CROOKED CREEK

Priority Date: 06-01-1970

Diversion Pt: SWSW Sec 34 T
26N R 08E

Use: DOMESTIC (0.01 CFS)
In: SWSW Sec 34 T 26N R
08E.

77-4212

FRICKE, ELIZABETH B.
165 FASSLER AVE., PACI-
FICA, CA 94044

Source: SPRING trib. to
CROOKED CREEK

Priority Date: 10-30-1970

Diversion Pt: NWNE Sec 22
T 26N R 08E

Use: DOMESTIC (0.50 CFS)
In: SWSE Sec 15 T 26N R08E
NWNE NENW Sec 22 T 26N
R 08E.

77-4214

HUNTLEY, DOROLITA
RAY
RT. 1 BOX 220 B, GRANGE-
VILLE, ID 83530

Source: SPRING trib. to
FOURTH OF JULY CREEK

Priority Date: 01-01-1942

Diversion Pt: NWSW Sec 27
T 26N R 08E

Use: DOMESTIC (0.02 CFS)
In: NWSW Sec 27 T 26N R
08E.

79-4424

LATHAN LAND CO. CORP.
720 N. C ST., GRANGE-
VILLE, ID 83530

Source: SPRING trib. to
COLD SPRINGS CREEK

Priority Date: 01-01-1950

Diversion pt: SWNW Sec 19
T 28N R 04E

Use: STOCKWATER (0.02
CFS) DOMESTIC (0.10 CFS)
In: SWNW Sec 19 T 28N R
04E.

79-4427

CLOSE, NORMAN R. &or
MRS. NORMAN R.
P.O. BOX 364, LUCILE, ID
83542

Source: COW CREEK trib.
to SALMON RIVER

Priority Date: 01-01-1892

Diversion Pt: NENW NWNE
Sec 04 T 25N R 01E

Use: IRRIGATION (3.00
CFS) DOMESTIC (0.20 CFS)
STOCKWATER (0.40 CFS)

In: NENW NWNE Sec 04 T
25N R 01E FOR 35 ACRES.

79-4428

SICKELS, DUANE M. &or
SHARON K.
P.O. BOX 102, WHITE
BIRD, ID 83554

Source: SPRING trib. to
WHITE BIRD CREEK

Priority Date: 01-01-1910

Diversion Pt: NENW Sec 14
T 28N R 01E

Use: IRRIGATION (5.65
CFS) STOCKWATER (0.01
CFS) DOMESTIC (0.04
CFS)

In: NWNE Sec 14 T 28N R
01E FOR 3 ACRES.

01W NWSW SWSW Sec 11 T
30N R 01W NWNW SWNW
NWSW SWSW Sec 14 T 30N R
01W FOR 2 ACRES.

79-4430

CUTLER BROTHERS
257 N.W. 16TH ST., ONTAR-
IO, OR 97914

Source: SKOOKUMCHUCK
CREEK trib. to SALMON
RIVER

Priority Date: 04-01-1937

Diversion Pt.: NWNW Sec 34
T 28N R 02E

Use: IRRIGATION (1.44
CFS)

In: SWSW SESW Sec 33 T
28N R 02E FOR 36 ACRES.

79-4431

GAUSS, HARRY A. &or
JUNE J.
RT. 2 BOX 803, GRANGE-
VILLE, ID 83530

Source: ROCK CREEK trib.
to SALMON RIVER

Priority Date: 05-01-1944

Diversion pt: NWNE NENE
Sec 23 T 30N R 01E NWNW

NENW NWNE Sec 24 T 30N
R 01E

Use: STOCKWATER (0.02
CFS) In: NENE NWNE

Sec 23 T 30N R 01E NWNE
NENW NWNW Sec 24 T 30N
R 01E.

79-4432

PARSONS, ROBERT V.
P.O. BOX 146, WHITE
BIRD, ID 83554

Source: SALMON RIVER
trib. to SNAKE RIVER

Priority Date: 01-01-1903

Diversion Pt: LOT 04
(SWNE) NESE LOT 05

(NWSE) LOT 08 (SESE) Sec
10 T 27N R 01E

Use: IRRIGATION (0.60
CFS) STOCKWATER (0.01
CFS)

In: LOT 04 (SENE) NESE
LOT 05 (NWSE) LOT 08
(SESE) Sec 10 T 27N R 01E

FOR 30 ACRES.

79-4433

BURNETT, LAMAR
P.O. BOX 332, LUCILE, ID
83542

Source: SHERWIN CREEK
trib. to SALMON RIVER

Priority Date: 01-01-1897

Diversion pt: NESW NWSW
Sec 12 T 26N R 01E

Use: IRRIGATION (0.80
CFS) MINING (4.00 CFS)

In: NENW SENW NESW
SESW SWSE Sec 12 T 26N R
01E FOR 40 ACRES.

79-4434

BURNETT, LAMAR
P.O. BOX 332, LUCILE, ID
83542

Source: SALMON RIVER
trib. to SNAKE RIVER

Priority Date: 01-01-1971

Diversion pt: SWSE SWNE
Sec 12 T 26N R 01E

Use: IRRIGATION (0.80
CFS) MINING (4.00 CFS)

In: NENW SENW NESW
SESW SWSE Sec 12 T 26N R
01E FOR 40 ACRES.

AFFIDAVIT OF PUBLICATION

Charlotte Sotin..... being first duly

sworn, says he is the Bookkeeper.....

of the IDAHO COUNTY FREE PRESS, a weekly newspaper which

is published and issued weekly at Grangeville, Idaho County,

State of Idaho, and which is of general circulation in said county

and state; that the said notice, of which the one hereto attached

is a true copy, was published in said paper for two..... weeks,

being published two..... times, the first publication being

on the 22nd..... day of February....., 19 84'

and the last publication on the 28th..... day of

February....., 19 84 and that the said notice

was published in the newspaper proper and not a supplement;

that said newspaper has been continuously and uninterruptedly

published in said county during a period of more than seventy-

eight consecutive weeks prior to the first publication of said

notice or advertisement.

Charlotte Sotin

Subscribed and sworn to before me this 28th..... day

February....., 19 84

[Signature]

Notary Public

for State of Idaho, residing at Grangeville, Idaho.

79-4429

HECKMAN AND ANDER-
SON

10230 D WANA RD, LEWIS-
TON, ID 83841

Source: SALMON RIVER
trib. to SALMON RIVER

NO NAME CREEK trib. to
SALMON RIVER; SPRIN-
GS trib. to SALMON RIV-
ER.

Priority Date: 01-01-1910

Diversion Pt: NESE Sec 03 T
30N R 01W SENE Sec 10 T

30N R 01W NENE Sec 04 T
30N R 01W NWNW Sec 03 T

30N R 01W NWSW SWSW Sec
11 T 30N R 01W NWNW

SWNW NWSW SWSW Sec 14
T 30N R 01W

Use: IRRIGATION (0.04
CFS) STOCKWATER (0.03
CFS)

In: NESE Sec 03 T 30N R
01W SENE Sec 10 T 30N R

01W NENE Sec 04 T 30N R
01W NWNW Sec 03 T 30N R

01W NWNW Sec 03 T 30N R

Exceptions to a claim may
be filed with the Director,
Dept. of Water Resources,
Western Region, Statehouse,
Boise, Idaho 83720.

KEN DUNN, Dir.

Published 02-22 & 2-29-84.

F22-29

RECEIVED

MAR 5 1984

Department of Water Resources
Western Regional Office

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: DS

Right Number 79-4731 Applicant GAUSS

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. INSTREAM STOCK USE
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. 7/5/84
- ☒ Claim published correctly. Idaho County Free Press 2/22 + 2/29/84
301 29000
- ☒ Exceptions processed.

By DS Date 4/9/84

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By SC Date 4/17/84



Department of Water Resources

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

MARCH 14, 1984

HARRY A. GAUSS
JUNE J. GAUSS
RT. 2 BOX 803
GRANGEVILLE

ID 83530

RE: Claim No. 79-4431

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,

DAVID B. SHAW
Western Region Supervisor

Enclosure

79-4431-

GAUSS, HARRY A. &/or JUNE J.

RT. 2 BOX 803, GRANGEVILLE, ID 83530

Source: ROCK CREEK trib. to SALMON RIVER

Priority Date: 05/01/1944

Diversion Pt: NWNE NENE Sec 23 T 30N R 01E NNW NENW NWNE Sec 24 T 30N R 01E

Use: STOCKWATER (0.02 CFS)

In: NENE NWNE Sec 23 T 30N R 01E NWNE NENW NNW Sec 24 T 30N R 01E