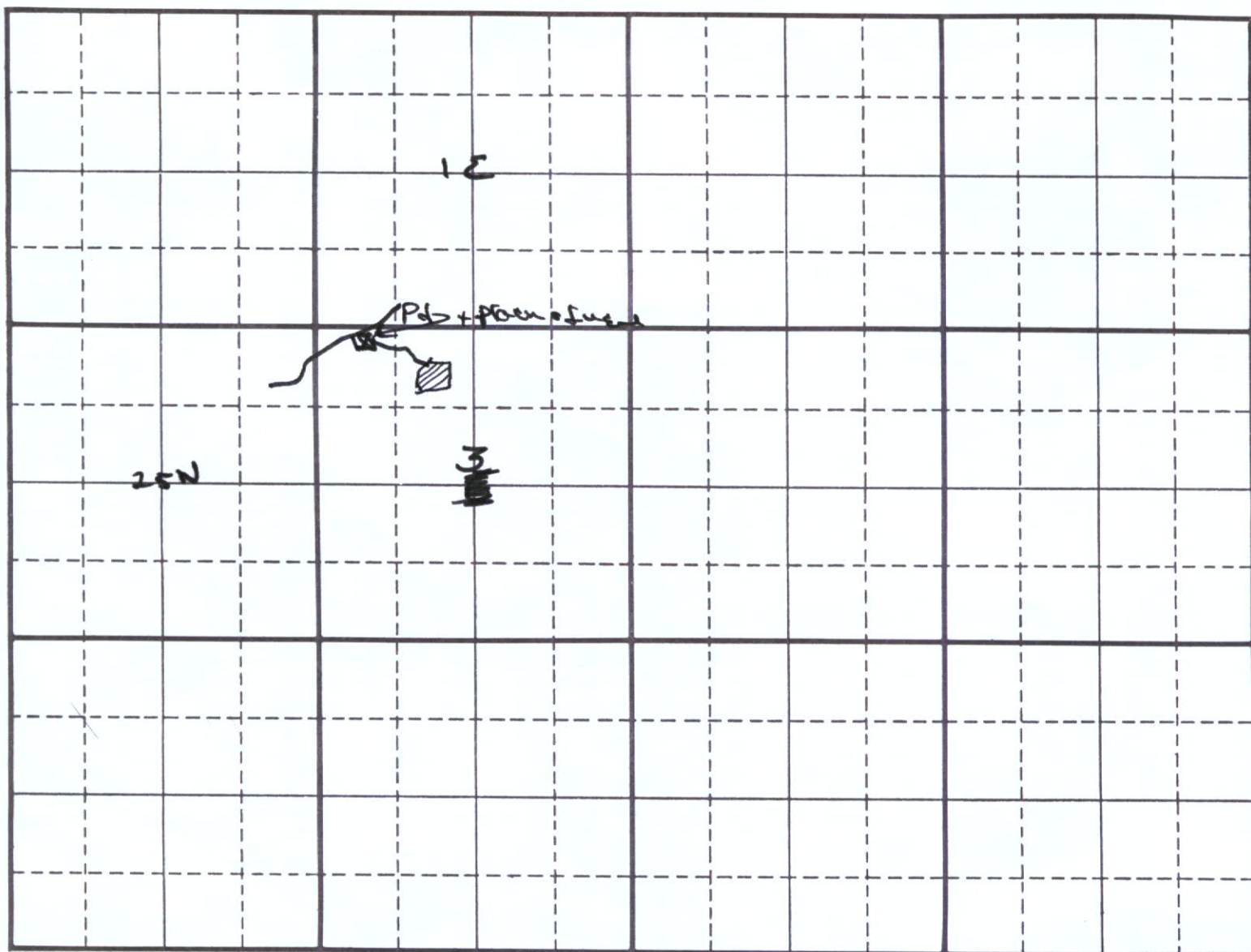


(8) Remarks _____

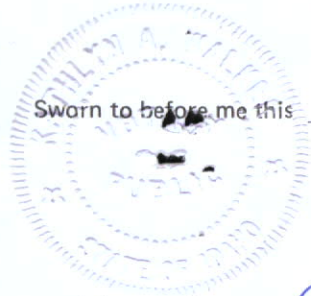


Scale: 2 inches equal 1 mile.

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 Idaho) 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.



Sworn to before me this 13 day of June, 19 79.

Michael W. Mackley
(Claimant)

Kathryn A. Walker
Notary Public
Residing at Boise

My commission expires life

FOR DEPARTMENT USE ONLY

Received by CEB Date 13 June 79 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by GLS Date _____ claimant by: _____
\$20.00 fee received by KW Date 6/13/79 #6013 #13154
Published in Idaho County Free press _____
Dates 6/27 & 7/4/79 _____ KK 7/24/79

AFFIDAVIT OF PUBLICATION

.....Nellie McClelland..... being first duly sworn, says he is the Office Manager..... 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 2..... weeks, being published 2..... times, the first publication being on the 27..... day of June....., 1979....., and the last publication on the 4..... day of June..... 1979.....; 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.

.....Nellie A. McClelland.....

Subscribed and sworn to before me this 6..... day of June....., 1979.....

.....Marilyn J. Kelly....., Notary Public for State of Idaho, residing at Grangeville, Idaho.

79-4070 *OK*
MERKLEY, MICHAEL
BOX 394, LUCILE, ID 83542
Source: Cow Creek tributary
to Salmon River
Priority Date: 01/01/1901
Amount: 0.24 CFS
Diversion Point: NWNW Sec
03 T 25N R 01E, Idaho Co.
Use: Irrigation (0.24 CFS)
from 03/01 to 10/31
Place of Use: NENW Sec 03
T 25N R 01E For 6 Acres
Diversion Means: Diversion
Dam With Ditch To Field

MICROFILMED

RECEIVED
JUL 9 1979

Department of Water Resources
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 Michael Merkley

(Name of Claimant)

Box 394, Lucile, ID 83542

(Mailing Address)

(Zip Code)

Telephone No. 628-3266

(1) Date of priority: (When was the water first applied to a beneficial use) 1901

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

Cow 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:

(cfs, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	0.24 cfs	Use	irrigation	Period of Use From 3/1	To 10/31
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) 0.24 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

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

NW ¼ NW ¼, Sec. 3 Twp. 25N Rge. 1E B.M., County of Idaho

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 with ditch to field

(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]

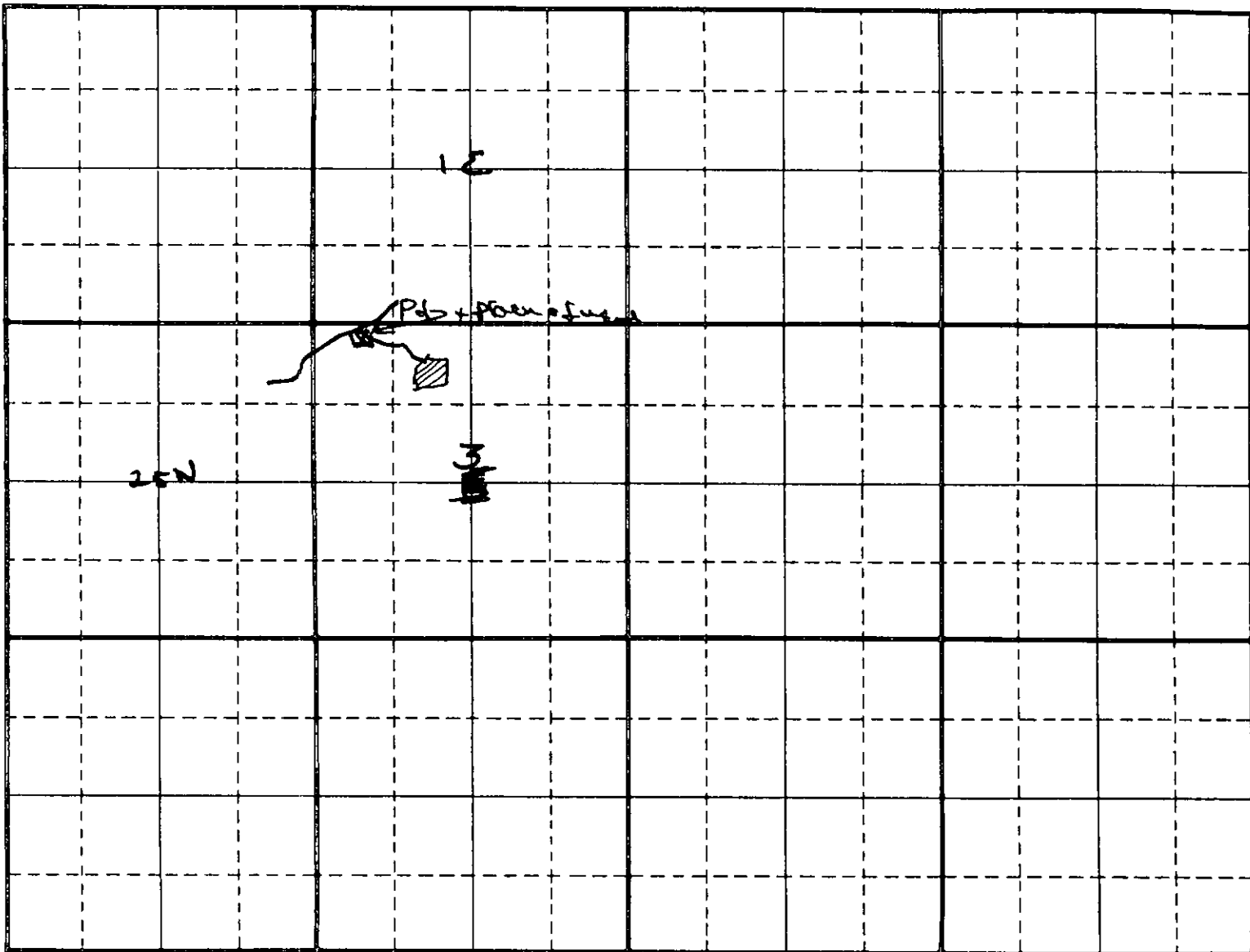
No. of acres 6

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

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:

(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 Idaho) 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.

Sworn to before me this 13 day of June, 1979.

Michael M. Mackley
(Claimant)

Kathleen A. Walker
Notary Public
Residing at Boise

My commission expires life

FOR DEPARTMENT USE ONLY

Received by <u>CEB</u>	Date <u>13 June 79</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>GLS</u>	Date		claimant by:	
\$20.00 fee received by <u>KW</u>	Date <u>6/13/79</u>	# <u>6013</u> # <u>13154</u>		
Published in <u>Idaho County Free press</u>			<u>KK</u>	<u>7/24/79</u>
Dates <u>6/27 & 7/4/79</u>				

AFFIDAVIT OF PUBLICATION

Nellie McClelland

..... being first duly sworn, says he is the Office Manager 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 2..... weeks, being published 2..... times, the first publication being on the 27..... day of June....., 1979....., and the last publication on the 4..... day of June..... 1979.....; 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.

Nellie A. McClelland

Subscribed and sworn to before me this 6..... day of June....., 1979.....

Marilyn J. Kelly....., Notary Public for State of Idaho, residing at Grangeville, Idaho.

79-4070 *Open*
MERKLEY, MICHAEL
BOX 394, LUCILE, ID 83542
Source: Cow Creek tributary
to Salmon River
Priority Date: 01/01/1901
Amount: 0.24 CFS
Diversion Point: NWNW Sec
03 T 25N R 01E, Idaho Co.
Use: Irrigation (0.24 CFS)
from 03/01 to 10/31
Place of Use: NENW Sec 03
T 25N R 01E For 6 Acres
Diversion Means: Diversion
Dam With Ditch To Field

MICROFILMED

RECEIVED
JUL 9 1979

Department of Water Resources
Western Regional Office

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: 6LS

Right Number 79-41070 Applicant Merkley

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. kw
- ☐ Exceptions processed.

By [Signature] Date 20 July 79

STATE OFFICE PROCESSING:

- ☐ Claim review complete.

By _____ Date _____

FILED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

92 South Cole Road
Boise, Idaho 83709
(208) 384-2190

JULY 25, 1979

MICHAEL MERKLEY
BOX 394
LUCILE

ID 83542

RE: Claim No. 79-4070

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,

WILLIAM R. GOSSETT
Acting Western Region Supervisor

Enclosure

RECORDED

MERKLEY, MICHAEL

BOX 394, LUCILE, ID 83542

Source: COW CREEK tributary to SALMON RIVER

Priority Date: 01/01/1901

Amount: 0.24 CFS

Diversion Point: NWNW Sec 03 T 25N R 01E, IDAHO Co.

Use: IRRIGATION (0.24 CFS) from 03/01 to 10/31

Place of Use: NENW Sec 03 T 25N R 01E FOR 6 ACRES

Diversion Means: DIVERSION DAM WITH DITCH TO FIELD

MICROFILMED