

RECEIVED

Department of Water

AFFIDAVIT OF PUBLICATION

Marilyn J. Stollen

..... being first duly
office manager
sworn, says he is the
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 8 day of May 15, 1974,
and the last publication on the day of
May 1974; 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.

Marilyn J. Stollen

Subscribed and sworn to before me this 15 day
of May 1974.

Buchanan C. Hatcher, Notary Public
for State of Idaho, residing at Grangeville, Idaho.

NOTICE OF CLAIM TO A WATER RIGHT No. 79-4029

Notice is hereby given that
VERNON C. THOMAS, White
Bird, Idaho has filed a claim
to a water right established by
diversion and application to
beneficial use of 0.015 cubic
feet per second of water from
White Bird Creek, tributary to
Salmon River with the point
of diversion in the NE $\frac{1}{4}$ SW $\frac{1}{4}$,
S. 14, T. 28 N., R. 1 E., B.M.
Idaho County.

The water is claimed to be
used from May 15 to Oct. 15
for irrigation of $\frac{3}{4}$ acre with
a priority of May 15, 1964;
the place of use is within the
NE $\frac{1}{4}$ SW $\frac{1}{4}$, S. 14, T. 28 N.,
R. 1 E., B.M.

Any exception to this claim
of water right may be filed
with the Idaho Department of
Water Administration, State-
house, Boise, Idaho, 83707.

R. KEITH HIGGINSON
Director

Published in the Idaho Coun-
ty Free Press, Grangeville, Ida-
ho on May 8, 1974 and May
15, 1974.

m8-15

OK'd
5-23-74

79 4029

Identification No. _____
Claim No. 79-4029
Map No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

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.

(Please refer to the instructions on the back of this form)

1. Name of claimant Vernon C. Thomas
post office address Whitebird, Idaho 83554
2. The point of diversion is in NE $\frac{1}{4}$ of SW $\frac{1}{4}$ Section 14 Township 28N
Range 1E B.M. located on Whitebird Creek
(name of source)
tributary to Salmon River in Idaho County.

3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

a. Date of priority claimed:

May 15, 1964 amount: 0.015 c.f.s. of ////////// acre feet
amount: _____ c.f.s. or _____ acre feet
amount: _____ c.f.s. or _____ acre feet
Total claimed 0.015 c.f.s. of ////////// acre feet.

- b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:

use Irrigation period of use from May 15 to October 15 (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive).

4. Description of diverting works:

a. Surface water diversion dam and/or headgate: material is composed of _____
_____ ; length is _____ feet; height is _____ feet;
width at bottom is _____ feet; width at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known 1 Hp pump at the creek,
2 inch Alum. pipe to lawn and garden and sprinklers on lawn and garden.

b. Underground water diverting works: is well flowing or pumped _____ ; depth of well is _____ feet; diameter of well is _____ inches; type of pump is _____
capacity of pump is _____ g.p.m.; name and address of well driller is _____ ;

_____, if so, give dates and explain _____

width of bottom of ditch is _____feet; depth of water is _____feet; grade of ditch per 1000

maximum length of pipe line to first place of use is 35 feet; diameter of pipe line is 2 inches;

Please explain any changes or increase in size of conveying system since water was first appropriated, giving

total capacity of reservoir is _____ acre feet; _____ acre feet;

period of storage is from _____ to _____; is reservoir drained each year _____;

1000

location of reservoir by 40-acre subdivisions

Page 10 of 10

describe

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
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[illegible]

Total number of acres to be irrigated 3/4

Explain any significant increase in area irrigated since first use, give dates and acreages if known.

b. Do you get water through a ditch owned by several users? No If yes, give the name of the ditch
_____. The other users and their respective
interests in the ditch are (if known) _____

6. Where water is used for stock watering, give number of each kind of stock watered _____

7. Where water is used for domestic or municipal purposes give number of families served _____
name of town supplied _____

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use,
and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible,
giving dates and quantities _____

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation
Location of land is: Lots 3, 4, 5 of Richardson Addition to the Town of
Whitebird, Idaho County, Idaho

State of Idaho

County of _____

} 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 affiants knowledge.

Vernon E. Thomas
Claimant

Sworn to before me this 23rd. day of April, 1974

Neva Shuck
Notary Public

Residing at White Bird, Idaho

My commission expires January 23, 1976

Rec'd #14393

For Department Use Only

Received by FE Date 4/24/74

Exception filed by: _____

Forwarded to
claimant by: _____

Date _____

Prelim. check by FE Date 25 April 74

Fee received by FE Date 25 April Fee \$ 10.00

Approved for publication by Idaho County Free Press

Published in Idaho County Free Press Dates 5-9-5-16-74

2029

INSTRUCTIONS

Your claim should set forth all necessary information to describe your claimed right. Failure to give enough information may make your claim of little value. Some of the items in the form may not apply to your situation. Please use additional sheets if space provided is not sufficient to fully answer the questions.

Paragraph No.

1. Give full name and post office address of person or company making the claim.
2. Describe the point of diversion by 40-acre subdivision. Give the name of the source, the drainage to which it is tributary if surface water, and the county in which the point of diversion is located. If there is more than one point of diversion, list others in the remarks section.
3. Give the priority dates and the quantities of water that you claim. You should accurately list the dates that you initiated each new use of the water. List separately the dates and amounts of water involved in each enlargement of the diversion. (Example: if you diverted 0.8 c.f.s. of water for irrigation on May 18, 1871, for the first time for use on 40 acres of land, and then later you enlarged the diversion by diverting an additional 0.4 c.f.s. of water to irrigate an additional 20 acres of land on June 1, 1901, your right should be described as follows:

Date of priority claimed:	May 18, 1871	amount:	0.8 c.f.s. or	acre feet
	June 1, 1901	amount:	0.4 c.f.s. or	acre feet
Total claimed:	1.2 c.f.s. or			acre feet

Since the water was used for irrigation between April 1 and October 31 on that particular farm, part b. would be completed as follows:

use irrigation period of use from April 1 to October 31 (both dates inclusive). If the water had been used for any other purpose, you would have described the priority date, amount, use, and period of use in a similar manner.

4. Describe the diversion works and explain any changes since the right was first initiated.
5. If the water is used for irrigation, give the total acreage and list the lands irrigated by 40-acre subdivisions and complete the other questions.
- 6, 7, & 8. Describe any other uses of water.
9. In the remarks section, give any information or details that you feel are not fully covered or that need clarifying. You might explain your operation, where the water is returned to it for an industrial or non-consumptive right, the condition and temperature of the returned water, and any other information to help explain your claim.

You may wish to include as a part of your claim, affidavits of witnesses who are familiar with your right and who have a personal knowledge of the circumstances which you have described in your claim. You may submit maps, drawings, certified copies of posted notices which may have been filed in the county courthouse, water measurement records, or any other document which you feel will support your claim. Your claim will be advertised in a county newspaper for two weeks. Exceptions to your claim which dispute the water right that you have described may be received by the Department of Reclamation and you will be provided a copy of such exceptions.

The fee for filing this claim with the Department of Water Administration, Statehouse, Annex 2, Boise, Idaho, 83707, is \$10.00.

RECEIVED

MAY 1974

Department of Water & Conservation

AFFIDAVIT OF PUBLICATION

Marilyn J. Stolley

..... being first duly
office manager
 sworn, says he is the
 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 *8* day of *May*, 197...*4*...,
 and the last publication on the *15* day of
 *May* 197...*4*...; 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.

Marilyn J. Stolley

Subscribed and sworn to before me this *15* day
 of *May*, 197...*4*..

Buchant C. Huth....., Notary Public
 for State of Idaho, residing at Grangeville, Idaho.

NOTICE OF CLAIM TO A WATER RIGHT No. 79-4029

Notice is hereby given that
 VERNON C. THOMAS, White
 Bird, Idaho has filed a claim
 to a water right established by
 diversion and application to
 beneficial use of 0.015 cubic
 feet per second of water from
 White Bird Creek, tributary to
 Salmon River with the point
 of diversion in the NE 1/4 SW 1/4,
 S. 14, T. 28 N., R. 1 E., B.M.
 Idaho County.

The water is claimed to be
 used from May 15 to Oct. 15
 for irrigation of 3/4 acre with
 a priority of May 15, 1964;
 the place of use is within the
 NE 1/4 SW 1/4, S. 14, T. 28 N.,
 R. 1 E., B.M.

Any exception to this claim
 of water right may be filed
 with the Idaho Department of
 Water Administration, State
 House, Boise, Idaho, 83707.

R. KEITH HIGGINSON
 Director

Published in the Idaho Coun-
 ty Free Press, Grangeville, Ida-
 ho on May 8, 1974 and May
 15, 1974.

m8-15

OK of
5-23-74

79 4029



May 24, 1974

Vernon C. Thomas
Whitebird, ID 83554

Re: Claim to a Water Right No. 79-4029

Dear Mr. Thomas:

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 your 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 can be of further assistance, please feel free to call upon us.

Sincerely,

KENNETH H. FOIT, P. E.
Western District Engineer

KHIF:df

Enclosure

79 4029

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse -- Annex 2
Boise, Idaho 83707
(208) 384-2215
Western District Office



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

May 3, 1974

Idaho County Free Press
Box 267
Grangeville, ID 83530

Re: Claim to a Water Right No. 79-4029 - Vernon C. Thomas

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)

Sincerely,

Bill submitted 5-23-74 by df

79 4029

**NOTICE OF CLAIM TO A
WATER RIGHT**

No. 79-4029

Notice is hereby given that VERNON C. THOMAS, White Bird, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.015 cubic feet per second of water from White Bird Creek, tributary to Salmon River with the point of diversion in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, S. 14, T. 28 N., R. 1 E., B.M. Idaho County.

The water is claimed to be used from May 15 to Oct. 15 for irrigation of $\frac{3}{4}$ acre with a priority of May 15, 1964; the place of use is within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, S. 14, T. 28 N., R. 1 E., B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707.

R. KEITH HIGGINSON
Director

Published in the Idaho County Free Press, Grangeville, Idaho on May 8, 1974 and May 15, 1974.

m8-15

OK df
5-7-74

79 4029

NOTICE OF CLAIM TO A WATER RIGHT

No. 79-4029

Notice is hereby given that VERNON C. THOMAS, Whitebird, ID

has filed a claim to a water right established by diversion and application
to beneficial use of 0.015 cubic feet per second ~~approximately~~ of water
from Whitebird Creek, Trib. to Salmon River

with the point of diversion in the NELSW, S. 14, T. 28 N., R. 1 E., B.M.
Idaho County

The water is claimed to be used from May 15 to Oct. 15 for irrigation
of 3/4 acre

with a priority of May 15, 1964;
the place of use is within the NELSW, S. 14, T. 28 N., R. 1 E., B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Administration, Statehouse, Boise, Idaho, 83707.

R. KEITH HIGGINSON

Director

Published in the Idaho County Free Press, Grangeville, Idaho
on May 8, 1974 and May 15, 1974

79 4020

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
WESTERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2190

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

April 29, 1974

Vernon C. Thomas
Whitebird, ID 83554

Re: Claim to a Water Right No. 79-4029 - Vernon C. Thomas

Dear Mr. Thomas:

Enclosed is your Receipt No. 79-4029 in the amount of \$ 10.00 for
Claim to a Water Right No. 79-4029 which was received in this office
on April 24, 1974.

Sincerely,

DEANNA E. FELDT
Secretary

DEF:d

Enclosure

79-4029