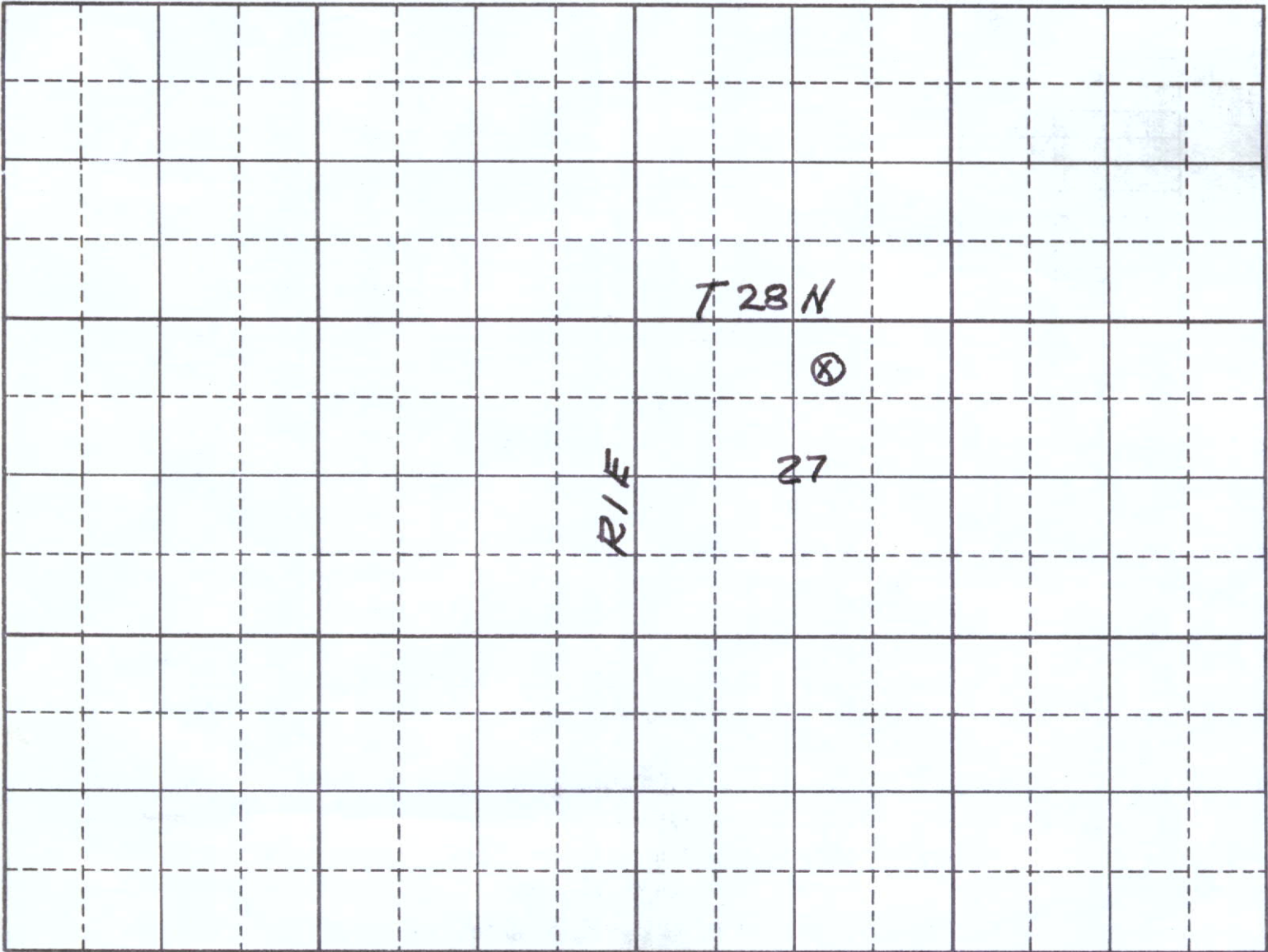


(8) Remarks Well developes 32 g.p.m., 1 hp motor, static level 23, Burns and Witt of Lewiston was driller, 6" diameter casing.



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 ADA 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.

Sworn to before me this 25 day of MAY

(Claimant)

19 73

Notary Public

Residing at Boise, Idaho

My commission expires May 26, 1974

For Department Use Only

Received by KHF Date 5-25-73
Prelim. check by PKH Date 5/25/73
\$10.00 fee received by PKH Date 5/25/73
Approved for publication by _____
Published in Idaho Co. Free Press
Dates 6-6 & 6-13, 1973

Exception filed by: _____ Forwarded to claimant by: _____

Rec't # 10537

79 4021

RECEIVED

JUL 18 1973

Department of Water Resources

AFFIDAVIT OF PUBLICATION

**NOTICE OF CLAIM TO
A WATER RIGHT**
No. 79-4021

Notice is hereby given that HOWARD PILANT &/or IOLA M. PILANT, Box 183, Whitebird, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.08 cubic feet per second of water from a ground-water source with the point of diversion in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 27, T. 28 N., R. 1 E., B.M., Idaho County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic use and from Mar. 15 to Nov. 15 for the irrigation of two (2) acres with a priority of June 15, 1970; the place of use is within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 27, 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 June 6, 1973 and June 13, 1973. Jn6-13

OK
mo
6-18-73

Gary D. Cash 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 two weeks, being published two times, the first publication being on the 6th day of June, 1973, and the last publication on the 13th day of June, 1973; 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.

Gary D. Cash

Subscribed and sworn to before me this 13th day of June, 1973.

Richard C. Hatch, Notary Public
for State of Idaho, residing at Grangeville, Idaho.

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

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 HOWARD PILANT &/or IOLA M. PILANT
(name of claimant)
of Box 183, Whitebird, Idaho, claims a right to the diversion and beneficial use of
(mailing address)
ground water or surface water tributary to _____;

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Groundwater
- (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>0.04</u> | Use | <u>Domestic</u> | Period of Use: From | <u>1/1</u> | To | <u>12/31</u> |
| Amount | <u>0.04</u> | Use | <u>Irrigation</u> | Period of Use: From | <u>3/15</u> | To | <u>11/15</u> |
| 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: 0.08 cubic feet per second, or _____ acre feet
per annum, and/or _____ gallons per minute.
- (4) Priority claimed: (the date water was first applied to beneficial use) June 15, 1970

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)
NW ¼ NE ¼, Sec. 27 Twp. 28N 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. well and pump

- (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 ¼				NW ¼				SW ¼				SE ¼				TOTAL
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
28N	1E	27		2															2

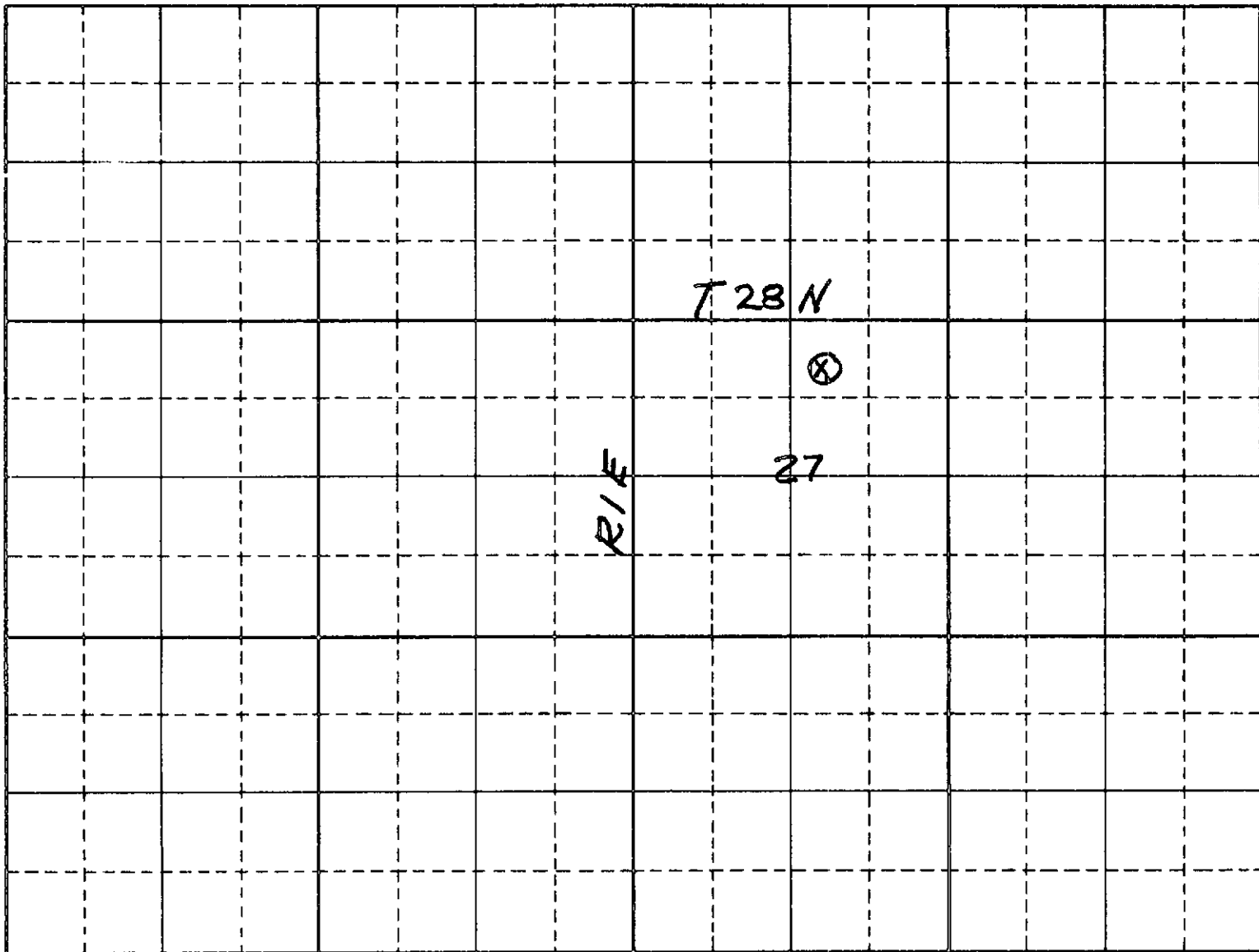
Total No. of acres 2.0

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

One house inside use, outside use on ~~XXXX~~ pasture and garden.

- (7) If you are claiming water as a member of an organization, list name of organization: NO

(8) Remarks Well develops 32 g.p.m., 1 hp motor, static level 23, Burns and Witt of Lewiston was driller, 6" diameter casing.



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

ADA

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.

Sworn to before me this 25 day of MAY,

(Claimant)

19 73

Ida M. Pifer
Howard M. Pifer

Kenneth L. Fort
Notary Public

Residing at *Boise, Idaho*

My commission expires

May 26, 1974

For Department Use Only

Received by

Prelim. check by

\$10.00 fee received by

Approved for publication by

Published in

Dates

Date

Date

Date

Exception filed by:

Forwarded to

Date

claimant by:

Rec'd #10537

79 4021

Idaho Co. Free Press

6-6 & 6-13, 1973

RECEIVED

AFFIDAVIT OF PUBLICATION

NOTICE OF CLAIM TO A WATER RIGHT

No. 79-4021

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The water is claimed to be used from Jan. 1, to Dec. 31 for domestic use and from Mar. 15 to Nov. 15 for the irrigation of two (2) acres with a priority of June 15, 1970; the place of use is within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 27, 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 June 6, 1973 and June 13, 1973.

Jn6-13

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6-18-73

Gary D. Cash being first duly

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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 6th day of June, 1973, and the last publication on the 13th day of June, 1973; 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.

Gary D. Cash

Subscribed and sworn to before me this 13th day

of June, 1973.

Richard C. Hatch

, Notary Public

for State of Idaho, residing at Grangeville, Idaho.

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>LEB</u>	<u>3/11/73</u>	Application No. <u>79-4021</u> Name <u>Pilant</u>
(2)	<u>LEB</u>	<u>3/11/73</u>	Check: ☒ Signature ☒ Point of Diversion ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for C/W and application of water to B/L ☒ Place of Use ☒ Map ☒ Fee
(3)	<u>LEB</u>	<u>3/11/73</u>	Send copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	<u>LEB</u>	<u>3/11/73</u>	☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M.
(5)	<u>LEB</u>	<u>3/11/73</u>	In form for advertising <u>yes</u>
(6)	<u>MP</u>	<u>6-18-73</u>	Affidavit of Publication received <u>OK</u>
(7)		<u>NA</u>	Final date for protests Protests received: yes _____ no <u>✓</u>
(8)		<u>NA</u>	Date and Place of hearing Decision reached at hearing _____
(9)		<u>NA</u>	Located within Water District No. _____
(10)	<u>R.W.H.</u>	<u>7-5-73</u>	Critical groundwater area: yes _____ no <u>✓</u>
(11)	<u>R.W.H.</u>	<u>7-5-73</u>	Groundwater levels: ☐ Decline (comment) _____ ☒ Stable (comment) <u>No observation wells in Area</u> ☐ Increasing (comment) _____
(12)			Comments: _____
(13)	<u>R.W.H.</u>	<u>7-5-73</u>	Action recommended: ☒ Approve Priority _____ ☐ Deny Reason for Reduction _____ <u>NA</u> See attached sheet for conditions of approval No conditions for approval
(14)	<u>R.W.H.</u>	<u>7-5-73</u>	District <u>Western</u> By <u>Robert W Hamilton</u> Date <u>7-5-73</u> Title <u>Supervisor of Water Dist.</u>

RECOMMENDED

CONDITIONS OF APPROVAL

- ☐ A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.
- ☐ Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.
- ☐ Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use.
- ☐ Maximum rate of diversion shall not exceed _____ c.f.s.
- ☐ Settling ponds shall be installed which are capable of reducing the silt load in the return water to such a level that the quality of the waters of _____ Creek will not be impaired for other beneficial uses.
- ☐ Return water shall be treated to insure that the effluent meets (interstate) (intrastate) stream water quality standards.
- ☐ Use of water under this permit is subject to control by the watermaster of State Water District No. _____, _____ River.
- ☐ The proposed well shall not be drilled within _____ feet of another well.
- ☐ The issuance of this permit in no way grants any right-of-way or easement across the land of another person.
- ☐ The permit shall not be assigned or sold without first securing the written approval of the Department of Water Administration.
- ☐ This permit cannot be assigned, mortgaged, or conveyed without complying with Section 42-208, Idaho Code.
- ☐ Other: _____

June 25, 1973

RE: CLAIM TO A WATER RIGHT NO. 79-4021

Mr. Howard Pilant
Box 183
Whitebird, Idaho 83554

Dear Mr. Pilant:

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

KHF:mkp

Enclosure

79 4021

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

June 1, 1973

RE: APPLICATION FOR PERMIT NO. 79-7024 APTON B. ROGERS
CLAIM TO A WATER RIGHT NOS. 79-4021 HOWARD PILANT &/or IOLA H. PILANT
79-4022 WALTER DALY

Idaho County Free Press
Box 267
Grangeville, Idaho 83530

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 6-18-73
MP

79 4021

NOTICE OF CLAIM TO A WATER RIGHT

No. 79-4021

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Box 183, Whitebird, Idaho

has filed a claim to a water right established by diversion and application
to beneficial use of 0.08 cubic feet per second ~~XXXXXX~~ acre feet of water
from a groundwater source

with the point of diversion in the NW¹/4NE¹/4, Sec. 27, T. 28 N., R. 1 E., B.M.,
Idaho County

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic use
and from Mar. 15 to Nov. 15 for the irrigation of two (2) acres
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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 June 6, 1973 and June 13, 1973

79 4021

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CK
MP
6-6-73

79 4021