

RECEIVED

1972

Department of Water Administration

AFFIDAVIT OF PUBLICATION

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 9th day of February, 1972,

and the last publication on the 16th day of

February, 1972; 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 16th day

of February, 1972.

Richard C. Hatch

, Notary Public

for State of Idaho, residing at Grangeville, Idaho.

NOTICE OF CLAIM TO A WATER RIGHT

No. 79-4010

Notice is hereby given that H. C. Slye, P. O. Box 89, Riggins, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.05 cubic feet per second of water from a spring with point of diversion in the SE 1/4 SE 1/4, Sec. 4, T. 24N, R. 1E, B.M., Idaho County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes with a priority of 1900; the place of use is within the SE 1/4 SE 1/4, Sec. 4, T. 24N, R. 1E, 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 Feb. 9, and Feb. 16, 1972.
F9-16

79 4010

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Gary D. Cash

Subscribed and sworn to before me this 8th day of March, 197 2

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

NOTICE OF CORRECTION
Notice is hereby given that Claim to a Water Right No. 79-4010 in the name of H. C. Slye was advertised incorrectly on Feb. 9 and Feb. 16, 1972. The place of use was advertised as being within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4, T. 24N, R. 1E, B.M. Whereas, the actual place of use is within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, T. 24N, R. 1E, B.M.
Any protest to the above correction must 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 March 1st and March 8th, 1972. MI-8

79-4010

79 4010

Identification No. _____
Claim No. 79-4010⁹
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 H. C. SLYE
post office address Post Office Box # 89 Riggins, Idaho 83549

2. The point of diversion is in SE $\frac{1}{4}$ of SE $\frac{1}{4}$ Section 4 Township 24N
Range 1E B.M. located on ground water (well) Spring
(name of source)

tributary to _____ 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:

X 1900 amount: .05 c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
Total claimed _____ c.f.s. or _____ 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 domestic period of use from Jan. 1 to Dec. 31 (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 _____

b. Underground water diverting works: is ^{Spring} ~~well~~ flowing or pumped flowing ; depth of ^{spring} ~~well~~ is
15 feet; diameter of ^{spring} ~~well~~ is 48 inches; type of pump is _____
capacity of pump is _____ g.p.m.; name and address of well driller is _____
_____ ;

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attach well logs if available; has there been any change in pump or motor since well was first completed _____; if so, give dates and explain _____

c. Conveying works: length of ditch to place of use is _____ feet; width of ditch at top is _____ feet; width of bottom of ditch is _____ feet; depth of water is _____ feet; grade of ditch per 1000 feet is _____ feet; material through which ditch passes is _____; maximum length of pipe line to first place of use is _____ feet; diameter of pipe line is _____ inches; type of pipe _____; grade of pipe per 1000 feet is _____.

Please explain any changes or increase in size of conveying system since water was first appropriated, giving date and dimensions if possible. _____

d. If water is stored: name of reservoir _____;
total capacity of reservoir is _____ acre feet; active capacity of reservoir is _____ acre feet;
year construction commenced _____; year completed _____; date first used _____
period of storage is from _____ to _____; is reservoir drained each year _____;
is reservoir on or off stream _____ explain _____

if feeder canal is used give maximum carrying capacity_____c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions_____

has there been any enlargement of the reservoir since it was first built_____, if so, give dates and describe_____

5. a. Where water is used for irrigation, describe area irrigated by 40-acre subdivisions and give total acres:

[illegible]

Total number of acres to be irrigated _____

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? _____ 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

This spring is barely in sec. 4 and used in sec. 3.

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 affiants knowledge.

Sworn to before me this

14

day of

January

1972

Claimant

Notary Public

Residing at

My commission expires

6/15/75

For Department Use Only

Received by ex Date 1-17-72

Exception filed by:

Forwarded to claimant by:

Date

Prelim. check by feB Date 1-17-72

Fee received by ex Date 1-18-72

Fee \$10.00

#8703

Approved for publication by ex

Published in Idaho City Free Press Dates 2-9-72-16-72

CORRECTION: " " " " 3-14-72

79-4910

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:	<u>May 18, 1871</u>	amount:	<u>0.8 c.f.s.</u> or _____	acre feet
	<u>June 1, 1901</u>	amount:	<u>0.4 c.f.s.</u> or _____	acre feet
		Total claimed:	<u>1.2 c.f.s.</u> 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 if 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 Reclamation, Room 107, Statehouse, Boise, Idaho 83701, is \$10.00.

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Department of Water Administration

AFFIDAVIT OF PUBLICATION

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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 9th day of February, 1972,
and the last publication on the 16th day of
February, 1972; 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 16th day
of February, 1972.

Richard C. Hatch

Notary Public
for State of Idaho, residing at Grangeville, Idaho.

NOTICE OF CLAIM TO A WATER RIGHT

No. 79-4010

Notice is hereby given that
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version and application to bene-
ficial use of 0.05 cubic feet per
second of water from a spring
with point of diversion in the
SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4, T. 24N, R. 1E,
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The water is claimed to be
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domestic purposes with a priority
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R. KEITH HIGGINSON
Director

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F9-16

79 4010

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R. KEITH HIGGINSON,
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Published in the Idaho County Free Press, Grangeville, Idaho on March 1st and March 8th, 1972. MI-8

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_____ Gary D. Cash _____

Subscribed and sworn to before me this _____ 8th _____ day of _____ March _____, 1972.

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

79 4010

March 22, 1972

Re: Claim to a Water Right No. 79-4010

Mr. H. C. Slye
P. O. Box 89
Riggins, Idaho 83549

Dear Mr. Slye:

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.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

79 4010

DWM/BL

Enclosure: Copy of Claim

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



**Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts**

Re: Claim to a Water Right No. 79-4011 - Rene Meyers
 " " " " " "~~79-4010~~ H. C. Slye
 Application for Permit No. 82-7010 - Wayne C. York

79 4010

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R. KEITH HIGGINSON
Director

Published in the Idaho County Free Press, Grangeville, Idaho on March 1st and March 8th, 1972.

MI-8

OK
7-20-72
JL
JH

79 4010

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R. KEITH HIGGINSON

Director

Published in the Idaho County Free Press on March 1 and March 8, 1972

79 4010

February 18, 1972

Re: Claim to a Water Right No. 79-4010 - H. C. Slye

C
H. C. Slye
P.O. Box 89
Riggins, Idaho 83549

Dear Mr. Slye:

O
We are in receipt of your letter of February 16, 1972, and wish to thank you for calling the error in the legal description of your place of use to our attention.

We are re-advertising the claim, listing the place of use as the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 3, Township 24 North, Range 1 East, Boise Meridian.

P
If you should have any further questions in reference to this matter, please feel free to contact us.

Very truly yours,

Y
Fred Eisenbarth
Appropriation Examiner

FE:cr

79 4010

RECEIVED

Feb-16-1972

Department of Water Administration

Department of Water Administration

Dear Sir,

In regard to claim no. 79-4010 for water from spring. I don't know who made the mistake but on the publication in the paper - was the place of use - within

SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of 4, T 24 R 1E B. 2m it should have been for use in SW $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 3 - T 24 N - R 1E B.

Could have been misprint in the paper, but thought it should be brought to your attention for future use in your records.

Thank you kindly

Mrs H. C. Slye

Box 89

Piggins Idaho 83549

79 4010

January 27, 1972

Re: Claim No. 79-4010 - H. C. Slye

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)

Very truly yours,

Fred Eisenbarth
Appropriation Examiner

FE:cr

Enc: Legal Notice

79 4010

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WATER RIGHT**

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The water is claimed to be
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R. KEITH HIGGINSON
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O.K.
2-1-72
B.B.

79 4010

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Idaho County

The water is claimed to be used from Jan. 1 to Dec. 31 for
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with a priority of 1900;

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SW SW, Sec 3 Twp 24N, R 1E Ba

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

R. KEITH HIGGINSON

Director

Published in the Idaho County Free Press, Grangeville, Idaho

on Feb. 9 and Feb. 16, 1972.

79 4010

January 18, 1972

H. C. Slye
P. O. Box 89
Riggins, Idaho 83449

Dear Mr. Slye:

Attached herewith is your receipt No. 8703 in the amount of \$ 10.00
for your claim application
which was received in this office.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure: Receipt

79 4010