

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

See copy

NEW

RGE. 14

TWP. 24N

24

pt. of use

Response Cr.

pt. of Division

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~~ California )  
 ) ss.  
County of ~~x xxxxxxxxx~~ Los Angeles

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.

Gene C. Pennington  
(Claimant)

Sworn to before me this 17th day of March, 19 81



My commission expires

*June L. Bradley*  
Notary Public

Notary Public  
Residing at 399 No. Garey Ave., Pomona Ca

**MICROFILMED**

MAR 20 1988

FOR DEPARTMENT USE ONLY

Received by JG Date 3/30/81 Exception filed by: \_\_\_\_\_ Forwarded to \_\_\_\_\_ Date \_\_\_\_\_  
Prelim. check by Jem Date 3/31/81 \_\_\_\_\_  
\$30.00 fee received by JG Date 3/30/81 #17385 \_\_\_\_\_  
Published in Ocala Co. Free Press \_\_\_\_\_  
Dates 4/9 & 4/16/81 \_\_\_\_\_ net 4/28/81

## AFFIDAVIT OF PUBLICATION

### NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given  
that the following claims(s)  
to water right(s) have been  
established by diversion and  
application to beneficial use:

78-4139

PENNINGTON, GENE C  
GEN. DEL., RIGGINS, ID  
83549

Source: PAPOOSE CREEK  
tributary to SQUAW CREEK

Priority Date: 01/10/1971

Amount: 0.14 CFS

Diversion POINT: SENE  
Sec 24 T 24N R 01W, IDAHO  
Co.

Use: IRRIGATION (0.14  
CFS from 04/01 to 10/15

Place of Use: SWNE SENE  
Sec 24 T. 24N R. 01W FOR 13  
ACRES

Diversion Means: DAM &  
PIPELINE.

78-4140

FUTTER, EARL R.  
P.O. BOX 321, RIGGINS, ID  
83549

Source: PAPOOSE CREEK  
tributary to SQUAW CREEK

Priority Date: 01/01/1971

Amount 0.14 CFS

Diversion Point: SENE Sec  
24 T 24N R 01W, IDAHO Co.

Use: IRRIGATION (0.14  
CFS) from 04/01 to 10/15

Place of Use: SENE Sec 24  
T. 24N R 01W FOR 10 ACRES

Diversion Means: DAM &  
PIPELINE.

Any exception to any  
claims of water right may be  
filed with the Director of the  
Idaho Department of Water  
Resources, 92 S. Cole Road,  
Boise, Idaho 83709.

C. STEPHEN ALLRED  
Director

Published 4/8 & 4/15/81.

A8-15

Nona Donaldson 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 8th day of April, 19 81,  
and the last publication on the 15th day of  
April, 19 81, 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.

Nona C. Donaldson

Subscribed and sworn to before me this 15th day  
of April, 19 81

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

INDEXED

MAR 03 1988

RECEIVED  
APR 21 1981  
Department of Water Resources  
Western Regional Office

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

See copy

RGE. 143

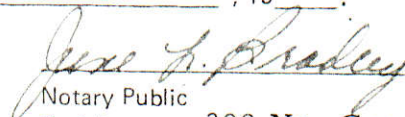
TWP. 24N

24 ~~Refuse~~ ~~Response Cr.~~ ~~Phot Division~~

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.

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.

Gene C. Pennington  
(Claimant)



My Commission Expires Mar. 29, 1994

Notary Public  
Residing at 399 No. Garey Ave., Pomona Ca

**RECEIVED**

MAR 03 1988

Received by g Date 3/30/81 Exception filed by: \_\_\_\_\_ Forwarded to \_\_\_\_\_ Date \_\_\_\_\_  
Prelim. check by g Date 3/31/81 claimant by: \_\_\_\_\_  
\$30.00 fee received by g Date 3/30/81 #17385  
Published in Octahedron, Fall 1980 reh 4/28/81  
Dates 4/9 & 4/16/81

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.

Notice is hereby given that Gene C. Pennington  
(Name of Claimant)  
General Delivery, Riggins IDAHO Telephone No. \_\_\_\_\_  
(Mailing Address) (Zip Code)

| (cfs, gpd, AFA) |      | (Domestic, Irrigation, Stock, Etc.) |            | (Both dates inclusive) |                     |
|-----------------|------|-------------------------------------|------------|------------------------|---------------------|
|                 |      |                                     |            | (Mo., Day)             | (Mo., Day)          |
| Quantity        | 0.14 | Use                                 | IRRIGATION | Period of Use From     | April, 1 To OCT. 15 |
| Quantity        |      | Use                                 |            | Period of Use From     |                     |
| Quantity        |      | Use                                 |            | Period of Use From     |                     |
| Quantity        |      | Use                                 |            | Period of Use From     |                     |
| Quantity        |      | Use                                 |            | Period of Use From     |                     |

[illegible]

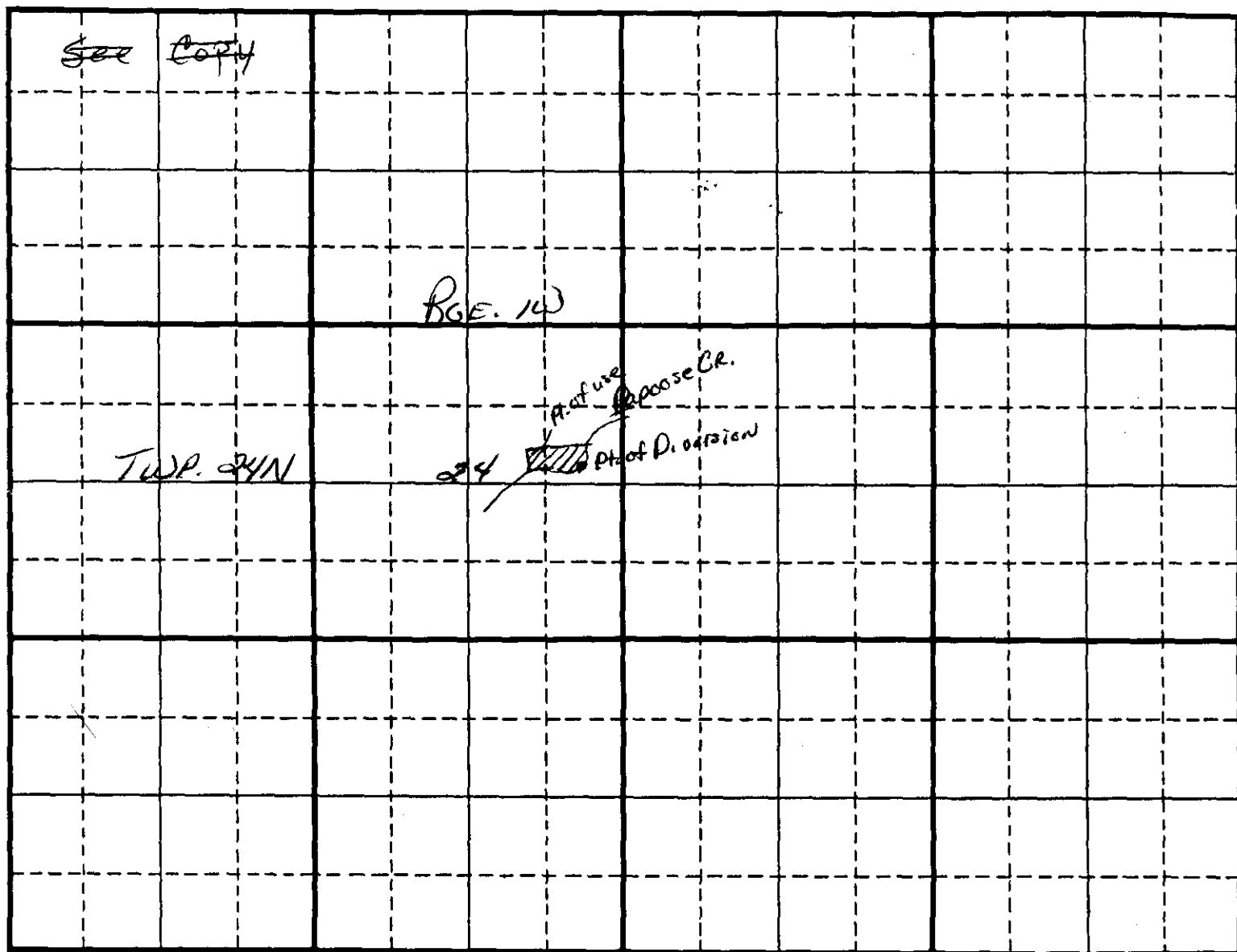
- B) If water is used for other than irrigation, fully describe that use, being as specific

# MICROFILMED

~~MAR 03 1988~~

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

(8) Remarks \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



Scale: 2 inches equal 1 mile.

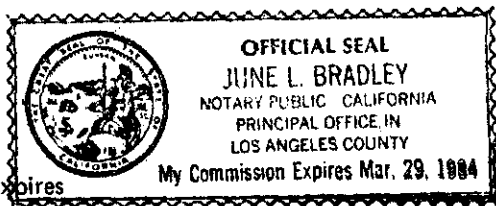
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State of ~~Texas~~ California )  
County of ~~x Texas~~ Los Angeles ) ss.

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.

Gene C. Pennington  
(Claimant)

Sworn to before me this 17th day of March, 19 81.



June L. Bradley  
Notary Public  
Residing at 399 No. Garey Ave., Pomona Ca.

**MICROFILMED**

My commission expires

MAR 20 1981

FOR DEPARTMENT USE ONLY

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Published in Octalco Co. Free Press ack 4/28/81  
Dates 4/9 & 4/16/81

## AFFIDAVIT OF PUBLICATION

*O.K. new*

..... Nona Donaldson ..... 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 8th day of April, 19 81, and the last publication on the 15th day of April, 19 81, 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.

Nona C. Donaldson

Subscribed and sworn to before me this 15th day of April, 19 81

Maribyn J. Stolley, Notary Public  
for State of Idaho, residing at Grangeville, Idaho.

INDEXED

MAR 03 1988

RECEIVED  
APR 21 1981

Department of Water Resources  
Western Regional Office

|       |                                   |              |                             |                  |                                 |
|-------|-----------------------------------|--------------|-----------------------------|------------------|---------------------------------|
| 01    | WATER RIGHT NUMBER -              | 78-4139      | 02                          | OLD (D) NUMBER - |                                 |
|       | 03001 - PENNINGTON                | LAST NAME    | 04001 - GENE C.             | FIRST NAME       | ORIG. OWNER<br>05001 - C        |
| 06    | ADD LINE 1 - GEN. DEL.            | 07           | ADD LINE 2 -                |                  |                                 |
| 08    | ADD LINE 3 -                      | 09           | CITY - PIGGINS              | 10               | STATE - ID                      |
|       |                                   | 11           | ZIP - 83549                 |                  |                                 |
| 12    | STAGE - S STATUTORY CLAIM         | 13           | STATUS -                    |                  |                                 |
|       | SOURCE                            |              |                             |                  |                                 |
| 14001 | - PAPDOOSE CREEK                  | 15001        | - SQUAW CREEK               | 17               | CCOUNTY - 49 IDAHO              |
| 16    | DIVERSION MEANS - DAM & PIPELINE. |              |                             | 20               | TOTAL DIVERSION VOLUME - .00    |
| 18    | DIVERSION CAPACITY - .000         | 19           | TOTAL DIVERSION RATE - .140 |                  |                                 |
| 21    | WATER DISTRICT -                  |              |                             |                  |                                 |
|       | TRACT                             | SEC          | TWN                         | RNG              |                                 |
|       |                                   |              |                             |                  | DIVERSION POINTS                |
|       |                                   |              |                             |                  | LOT                             |
|       |                                   |              |                             |                  | RFLG                            |
|       |                                   |              |                             |                  | STREAM INDEX FIELDS             |
| 22001 | - SENE                            | 23001 - 24   | 24001 - 24N                 | 25001 - 24N      | 26001 - 27001                   |
|       |                                   |              |                             |                  | 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 |
| 29    | NON-IRRIGATION USE -              |              |                             |                  |                                 |
|       | USE CODE / USE                    |              | TWN                         | RNG              | PLACE OF USE                    |
|       |                                   |              |                             |                  | SEC                             |
|       |                                   |              |                             |                  | TRACT                           |
|       |                                   |              |                             |                  | ACRES                           |
|       |                                   |              |                             |                  | LOT                             |
| 30001 | - 01 IRRIGATION                   | 31001 - 24N  | 32001 - 01W                 | 33001 - 24       | 34001 - SWNE                    |
| 30002 | - 01 IRRIGATION                   | 31002 - 24N  | 32002 - 01W                 | 33002 - 24       | 34002 - SENE                    |
|       |                                   |              |                             |                  | 35001 - 03 36001 -              |
|       |                                   |              |                             |                  | 35002 - 10 36002 -              |
|       |                                   |              |                             |                  | TOTAL ACRES: 13                 |
|       | PERIOD FROM                       | PERIOD TO    | USE CODE / USE              | WATER USE        | DIVERSION RATE                  |
|       |                                   |              |                             |                  | DIVERSION VOLUME                |
| 37001 | - 0401                            | 38001 - 1015 | 39001 - 01                  | IRRIGATION       | 40001 - 0.140 41001 - 0.00      |
| 42    | DECREE PLAINTIFF NAME -           |              |                             |                  | 43 DECREE DEFENDANT NAME -      |
|       | REMARKS                           |              |                             |                  |                                 |
| 44001 | - AC. IRR. = 12.5.                |              |                             |                  |                                 |
|       | APPROVAL CONDITIONS: 45001 -      |              |                             |                  |                                 |
| 46    | OTHER RIGHTS FOR SAME USE -       |              |                             |                  |                                 |
|       | PRIORITY                          | DATES        | DATES                       | DATES            | FLAGS                           |
| 47    |                                   | 10-JAN-1971  |                             |                  | 63 TRANSFER/AMENDED             |
| 48    | PROOF DUE                         |              | 55 LICENSE                  |                  | 64 DLE/CAREY ACT                |
| 49    | PROOF MADE                        |              | 56 APPL RECEIVED            |                  | 65 FLAG_1                       |
| 50    | APPROVE/DENIED                    |              | 57 FIELD EXAM MADE          |                  | 66 FLAG_2                       |
| 51    | PROTESTED                         |              | 58 DECREE                   |                  | 67 FLAG_3                       |
| 52    | HEARING                           |              | 59 START WORK               |                  |                                 |
| 53    | VERIFIED                          |              | 60 ORDER SHOW CAUSE         |                  |                                 |
|       |                                   |              | 61 DATE_1                   |                  |                                 |

----- D A T E S ----- D A T E S ----- F L A G S -----  
54 LAST UPDATE - 15-JAN-1986 62 DATE\_2 -

VERIFIED AMS

State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: lem

Right Number 78-4139 Applicant PENNINGTON

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: WR

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☐ Exceptions processed. cm

By DBS Date 4/27/81

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By W. Hansen Date 4/29/81

3/79

IDENT. NO. 78-4139

I D A H O   D E P A R T M E N T   O F   W A T E R   R E S O U R C E S

WATER RIGHT  
DATA ENTRY LOG

[illegible]

DEPARTMENT OF WATER RESOURCES  
1000 ...  
WASHINGTON, D.C. 20001

**RETURNED TO SENDER**  
**REASON CHECKED**  
Unk. Address ☒ Reused ☐  
Insufficient Address ☐  
No such street ☐ number ☐  
No such office in city ☐  
Do not re-mail in this service ☐

**RECEIVED**  
MAR 03 1981

Department of Water Resources  
MAY 20 1981

RECORDED  
FIRST CLASS

RECEIVED

Department of Water Resources  
1000 ...

~~MAY 16 1981~~

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Western Region

---

92 South Cole Road  
Boise, Idaho 83709  
(208) 334-2190

APRIL 29, 1981

GENE C. PENNINGTON  
GEN. DEL.  
RIGGINS

ID 83549

RE: Claim No. 78-4139

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

**MICROFILMED**

MAR 03 1988

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See copy

RGE. 14

TWP. 24N

24  Pt. of view  
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MAR 03 1988

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Western Region

---

92 South Cole Road  
Boise, Idaho 83709  
(208) 334-2190

APRIL 3, 1981

Idaho County Free Press  
Box 267  
Grangeville, ID 83530

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before APRIL 27, 1981.

Yours truly,

HELEN L. HARRINGTON  
Secretary

Encl.

**MICROFILMED**

MAR 03 1988

NOTICE OF CLAIMS TO WATER RIGHT

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Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83709.

C. STEPHEN ALLRED

Director

Published 4/9 & 4/16/81.

MINOR AMEND

MAR 03 1988

PENNINGTON, GENE C.

78-4139

GEN. DEL., RIGGINS, ID 83549

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