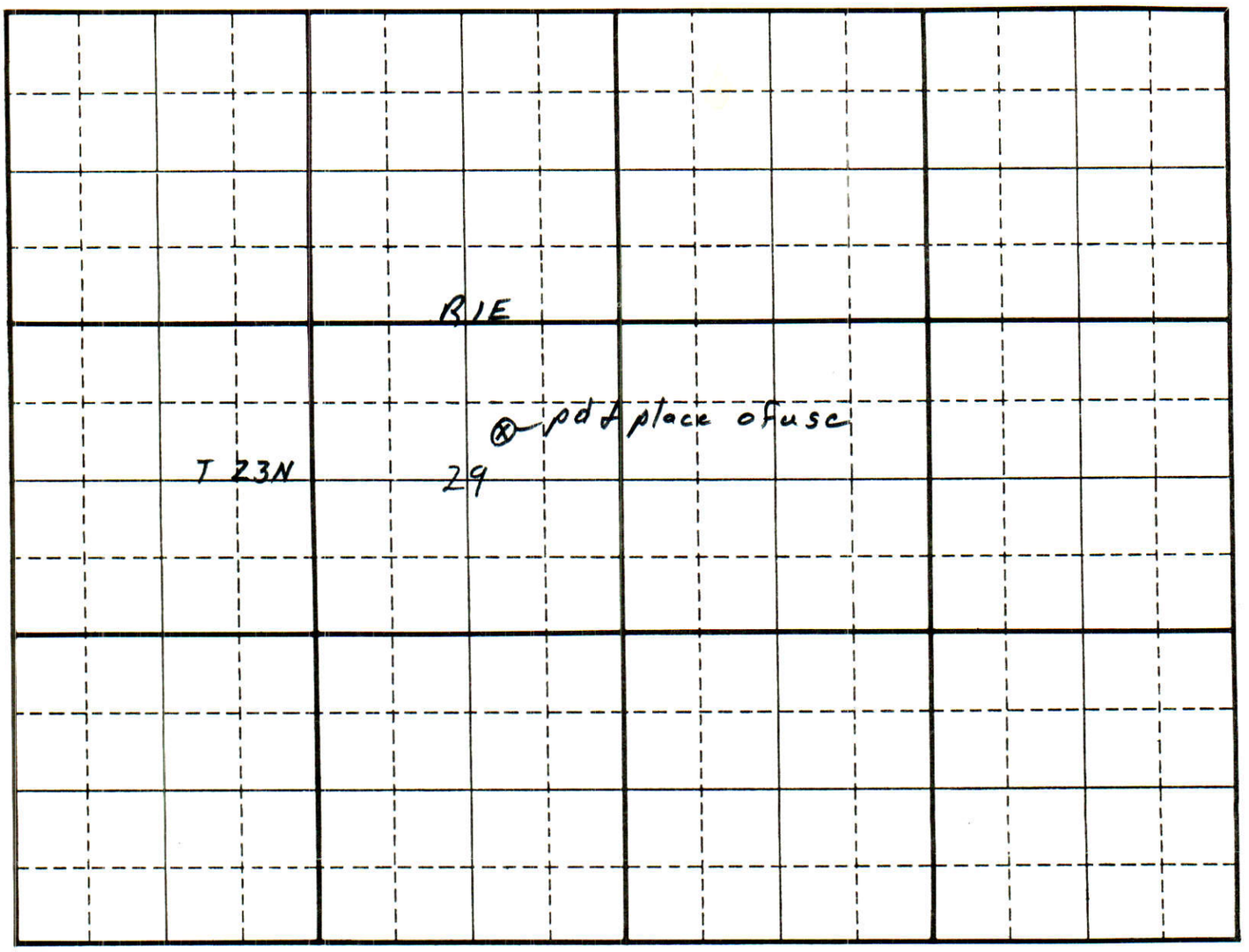
(8) Remarks _____



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)
) ss.
County of Idaho)

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.

Myrna Smith
Lloyd V. Smith
(Claimant)

Sworn to before me this 21st day of August, 1978.

Norma Bradley
Notary Public
Residing at Rexburg

My commission expires July 11, 1979

FOR DEPARTMENT USE ONLY

Received by MLB	Date 8-22-78	Exception filed by:	Fowarded to claimant by:	Date
Prelim. check by LS	Date 8/22/78			
$20.00 fee received by MLB	Date 8-24-78	# 13412		
Published in Ida Co. Free Press				
Dates 8-30 9-6 9-13				

AFFIDAVIT OF PUBLICATION

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 30th day of August, 1978, and the last publication on the 6th day of Sept., 1978; 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 Donaldson

Subscribed and sworn to before me this 6 day of Sept, 1978.

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

NOTICE OF CLAIMS TO WATER RIGHTS

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

78-4091 Smith

78-4091

Name: Smith, Lloyd & or Murna

Address: Box 192, Riggins, ID 83549

Source: Little Salmon River tributary to Salmon River

Priority Date: 04/01/1967

County: Idaho

Amount: 0.02 CFS

Point of Diversion: SWNE S29 T23N R01E

Use: Irrigation from 04/01 to 10/31

Place of Use: SWNE S29 T23N R01E For 1 Acres

Means: Pump and Pipeline

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 83705.

C. STEPHEN ALLRED
Director

Published in the Idaho County Free Press on August 30, 1978 and Sept. 6, 1978.

A30-S6

9-14-78 O.F.

MICROFILMED

Form No. 243
7/78

Claim No. 78-4091

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

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 Lloyd and/or Murna Smith
(Name of Claimant)

P.O. Box 192, Riggins, Idaho 83549 Telephone No. _____
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) April 1967

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 is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Little Salmon River 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	.02	Use	Irrigation	Period of Use From	4/1	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) .02 (cfs, gpd, AFA) TOTAL QUANTITY USED.

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ NE ¼, Sec. 29 Twp. 23N 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. Pump and Pipeline

(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.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
23N	1E	29			.2														.2

No. of acres .2

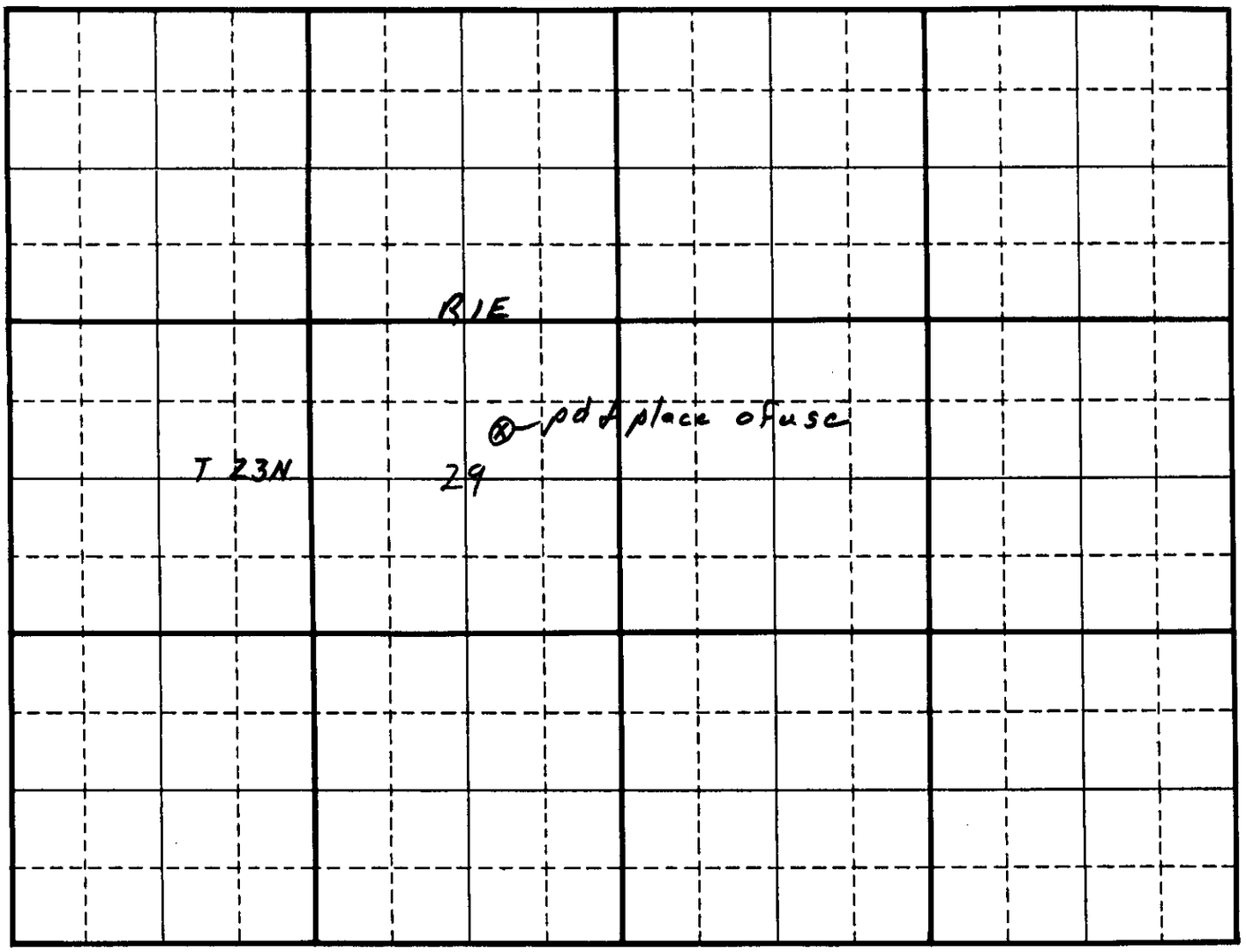
B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

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: _____

MICROFILMED

(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)
) ss.
County of Idaho)

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.

Norma Smith
Lloyd N Smith
(Claimant)

Sworn to before me this 21st day of August, 1978.

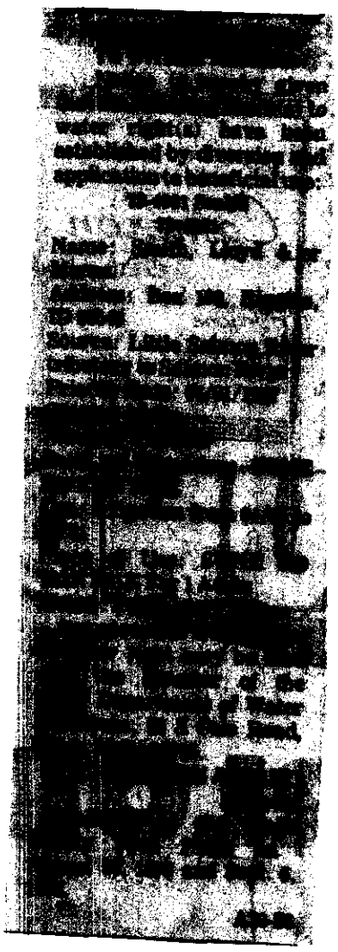
Norma Bradley
Notary Public
Residing at Riggins

My commission expires July 11, 1979

FOR DEPARTMENT USE ONLY

Received by	Neb	Date	8-22-78	Exception filed by:		Fowarded to claimant by:	Date
Prelim. check by	GLS	Date	8/22/78				
$20.00 fee received by	Neb	Date	8-24-78	# 13412			
Published in	Ida Co. Free Press						
Dates	8-30 9-6 9-13						

AFFIDAVIT OF PUBLICATION



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 30th day of August, 1978, and the last publication on the 6th day of Sept., 1978; 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 Donaldson

Subscribed and sworn to before me this 6 day of Sept, 1978.

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

9-14-78 O.K.

MICROFILMED

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

01 WATER RIGHT NUMBER - 78-4091 02 OLD (D) NUMBER -

LAST NAME	FIRST NAME	ORIG. OWNER
03001 - SMITH	04001 - LLOYD	05001 - C
03002 - SMITH	04002 - MURNA	05002 - C

06 ADD LINE 1 - P.O. BOX 192 07 ADD LINE 2 -

08 ADD LINE 3 - 09 CITY - RIGGINS 10 STATE - ID 11 ZIP - 83549

12 STAGE - S STATUTORY CLAIM 13 STATUS -

SOURCE	TRIBUTARY OF
14001 - LITTLE SALMON RIVER	15001 - SALMON RIVER

16 DIVERSION MEANS - PUMP AND PIPELINE 17 COUNTY - 49 IDAHO

18 DIVERSION CAPACITY - .000 19 TOTAL DIVERSION RATE - .020 20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

DIVERSION POINTS

TRACT	SEC	TWN	RNG	LOT	RFLG	STREAM INDEX FIELDS									
22001 - SWNE	23001 - 29	24001 - 23N	25001 - 01E	26001 -	27001 -										
				28001 - 0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0	0	0.0

29 NON-IRRIGATION USE -

PLACE OF USE

USE CODE / USE	TWN	RNG	SEC	TRACT	ACRES	LOT
30001 - 01 IRRIGATION	31001 - 23N	32001 - 01E	33001 - 29	34001 - SWNE	35001 - 01	36001 -

TOTAL ACRES: 1

WATER USE

PERIOD FROM	PERIOD TO	USE CODE / USE	DIVERSION RATE	DIVERSION VOLUME
37001 - 0401	38001 - 1031	39001 - 01 IRRIGATION	40001 - 0.020	41001 - 0.00

42 DECREE PLAINTIFF NAME - 43 DECREE DEFENDANT NAME -

REMARKS
44001 - AC. IRR. = .2.

APPROVAL CONDITIONS: 45001 -

46 OTHER RIGHTS FOR SAME USE -

DATES

47	PRIORITY -	1-APR-1967	55	LICENSE -	
48	PROOF DUE -		56	APPL RECEIVED -	
49	PROOF MADE -		57	FIELD EXAM MADE -	
50	APPROVE/DENIED -		58	DECREE -	
51	PROTESTED -		59	START WORK -	
52	HEARING -		60	ORDER SHOW CAUSE -	
53	VERIFIED -		61	DATE_1 -	

FLAGS

63	TRANSFER/AMENDED -		65	FLAG_1 -	
64	DLE/CAREY ACT -		66	FLAG_2 -	
			67	FLAG_3 -	

- - - - - - - - - - - D A T E S - - - - - - - - - - - - - - - - - - D A T E S - - - - - - - - - - - F L A G S - - - - - - - - - - -

54 LAST UPDATE - 23-JAN-1986 62 DATE_2 -

VERIFIED AMS

3/79

IDENT. NO. 78-4091

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT DATA ENTRY LOG

Initials	Date	Item
		Original form entered
		Edit Report Correct
		Date Protested
		Date of Hearing
		Date Approved/Denied (Proof due date, stage and/or status, conditions of approval, water district)
		Record Verified
		Amendment Approved
		Extension Approved
		Partial Proof
		Proof Complete
		Field Exam Received
		Field Exam Accepted and changes entered
		License Signed
		Transfer Approved
CJA	10-5-79	Keypunched by State Office

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. _____ / 78-4091
OTd No. New No.

Record

1. Original Owner: Lloyd & Murna Smith

   Present Owner: _____

2. Address: P.O. Box 192
3. City: Riggins State: Id Zip: 83549
4. A. Source of Water: Little Salmon River
   B. Tributary of: Salmon River
5. A. Stage (A,P,L,D,S,J): S
   B. Status (D,L,R,C,A,I,F - leave blank if valid):
   C. Priority Date: 4-1-1967
   D. County: 49
   E. Total Diversion Rate: .02
   F. Total Diversion Volume:
   G. Transfer/Amendment (P,T of A or blank):
   H. Water District:
   I. DLE/Carey Act (D,C or blank):
   J. Right Basis (for adjudication claims A,B,C only):

		Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6.	A. Point of Diversion	SWNE	29	23N	1E		

7. Period of Use, Use, Diversion Rate/Volume:

from 4-1 to 10-31 for A purposes. Amount .02 (cfs or ~~AC-FT/yr~~)

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

or 10-3-79

8. Use Code: A

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
23N	1E	29			1														

9. A. Decree Name:

   B. Decree Date:

10. Remarks: A. ac. in. = .2.
    B.
    C.
    D.
    E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date:

    B. Date Permit Approved or Denied:

    C. Protested Date:

    D. Hearing Date:

    E. Old Number:

    F. Proof Made (P or blank):

    G. Field Exam Made (P,R,F or blank):

    H. Conditions of Approval: _____

    _____

14. Diversion Means (brief narrative):

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item	Initial	Date	
			Claim ~~Application~~ No. 78-4091
			✓ Source
			✓ Point of Diversion
			✓ County
			✓ Quantity of Water and Period of Use
			✓ Description of Diverting Works
			MA Time required for B/U of water
			✓ Place of Use or Acres Irrigated
			✓ Map
			✓ Signature
			✓ Fee
(1)	GLS	8/22/78	In form to receipt
(2)			Send Copies to: _____ Idaho State Health Department _____ Idaho Fish and Game Department _____ Bureau of Land Management
(3)			_____ Request Special Use Permit from U.S.F.S. _____ Request Easement from B.L.M. _____ Request Information from Applicant _____ Request Dam Safety Information
(4)	GLS	8/22/78	In form for advertising
(5)			Platted on Map No._____
(6)			Located within Water District No._____
(7)			Critical groundwater area: yes_____ no_____
(8)			Groundwater levels: _____ Declining, _____ Stable, _____ Increasing (comment)_____
(9)			Other rights on the same place of use
(10)			Comments:_____
(11)	~~GLS~~	~~9/18/78~~	Affidavit of Publication received(date) 9-14-78
(12)			Final date for protests_____ Protests received: yes_____ no_____
(13)			All requested information received from agencies or applicant: yes_____ no_____
(14)			Action recommended: _____ Approve _____ Deny _____ Proposed Priority _____ Reason for Reduction_____ _____ Measuring device required _____ See attached sheet for other conditions of approval _____ No special conditions for approval
(15)	District W		By _____ Date 9-18-78

RECEIVED
DEC 13 1978
Department of Water Resources

MICROFILMED

J.S.

State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 92 South Cole Road, Boise, Idaho 83705

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

(Office at the corner of
Franklin and Cole Roads)

(208) 384-2190

December 12, 1978

Lloyd &/or Nurna Smith
P. O. Box 192
Riggins, ID 83549

Dear Mr. and Mrs. Smith:

Re: Claim to a Water Right No. 78-4091

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-225a 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.

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 Regional Supervisor

DBS:st
Enclosure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

92 South Cole Road
Boise, Idaho 83705
(208) 384-2190

August 24, 1978

Lloyd &/or Murna Smith
Box 192
Riggins, ID 83549

Dear Mr. & Mrs. Smith:

Enclosed is your Receipt No. ~~12412~~ in the amount of $~~20.00~~ for ~~claim~~ which was received in this office on ~~8-22-78~~.

Sincerely,

RITA FLECK
Secretary

RF

Enclosure

28=4091_

Name: SMITH, LLOYD &/or MURNA

Address: BOX 192, RIGGINS, ID 83549

Source: LITTLE SALMON RIVER tributary to SALMON RIVER

Priority Date: 04/01/1967

County: IDAHO

Amount: 0.02 CFS

Point of Diversion: SWNE S29 T23N R01E

Use: IRRIGATION from 04/01 to 10/31

Place of Use: SWNE S29 T23N R01E FOR 1 ACRES

Means: PUMP AND PIPELINE

NOTICE OF CLAIMS TO WATER RIGHTS

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

78-4091 Smith

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 83705.

C. STEPHEN ALLRED

Director

Published in the ~~Idaho County Free Press~~

on ~~August 30, 1978~~ and ~~Sept. 6, 1978~~.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

92 South Cole Road
Boise, Idaho 83705
(208) 384-2190

August 24, 1978

RE: CLAIM TO A WATER RIGHT
78-4091 Smith

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. 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)

Please send the affidavit of publication and publication billing to this office before ~~Sept. 18, 1978~~.

Sincerely,

RITA FLECK
Secretary

MAILED