

A grid of graph paper with handwritten labels. The label 'RW' is located in the upper-middle section. The label 'T' is located in the middle-left section. The label '23' is located in the middle-left section, below 'T'. The label 'N' is located in the middle-left section, below '23'. There is also a small handwritten mark resembling a vertical line with a dot at the bottom center.

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.

SS.

County of Ada

that the matters and facts therein are true to the best of:

+ Patricia Ann Spain
(Claimant)

Sworn to before me this 3rd day of June, 1974

Notary Public
Residing at Boise, Idaho

My commission expires

For Department Use Only

Received by jr Date 6-3-74
Prelim. check by jr Date 6-3-74
\$10.00 fee received by jr Date 6-3-74
Approved for publication by _____
Published in Idaho County Free Press
Dates 6-12 & 6-19-74

Exception filed by:	Forwarded to claimant by:	Date
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78 4055

AFFIDAVIT OF PUBLICATION

.....Ann Adams..... being first duly

sworn, says he is the Society Editor.....
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
being published two..... times, the first publication being
on the 12..... day of June....., 197.....4.....,
and the last publication on the 19..... day of
.....June..... 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.

.....Ann Adams.....

Subscribed and sworn to before me this 19..... day
of June....., 197.....4.....

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

NOTICE OF CLAIM TO A WATER RIGHT

No 78-4055

Notice is hereby given that
KIRK JOE SPAIN &/or PA-
TRICIA ANN SPAIN, P. O.
Box 194, Pollock, ID has filed
a claim to a water right es-
tablished by diversion and ap-
plication to beneficial use of
0.04 cubic feet per second of
water from a spring with the
point of diversion in the SW¼-
SE¼, S. 20, T. 23 N., R. 1
E., B.M., Idaho County.

The water is claimed to be
used from Jan. 1 to Dec. 31
for domestic use & April 1 to
Oct. 31 for irrigation of 1 acre
with a priority of 1952; the
place of use is within the
SW¼SE¼, S. 20, T. 23 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 HIGGINS,
Director

Published in the Idaho Coun-
ty Free Press, Grangeville,
Idaho on June 12, 1974 and
June 19, 1974. Jn12-19

OK df
6-26-74

78 4055

RECEIVED

JUN 26 1974

Department of Water Administration

**NOTICE OF CLAIM
TO A WATER RIGHT**

No 78-4055

Notice is hereby given that KIRK JOE SPAIN &/or PATRICIA ANN SPAIN, P. O. Box 194, Pollock, ID has filed a claim to a water right established by diversion and application to beneficial use of 0.04 cubic feet per second of water from a spring with the point of diversion in the SW $\frac{1}{4}$ -SE $\frac{1}{4}$, S. 20, T. 23 N., R. 1 E., B.M., Idaho County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic use & April 1 to Oct. 31 for irrigation of 1 acre with a priority of 1952; the place of use is within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, S. 20, T. 23 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 12, 1974 and June 19, 1974. Jn12-19

78 4055

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 KIRK JOE SPAIN &/or PATRICIA ANN SPAIN
(name of claimant)
of P.O. Box 194, Pollock, Idaho 83547
(mailing address), claims a right to the diversion and beneficial use of
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) spring

(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>0.02</u>	Use	<u>Domestic</u>	Period of Use: From	<u>Jan. 1</u>	To	<u>Dec. 31</u>
Amount	<u>0.02</u>	Use	<u>Irrigation</u>	Period of Use: From	<u>April 1</u>	To	<u>Oct. 31</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: 0.04 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) 1952

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)
SW ¼ SE ¼, Sec. 20 Twp. 23 N Rge. 1 E 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. 2 pumps and 2 pipelines

(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.

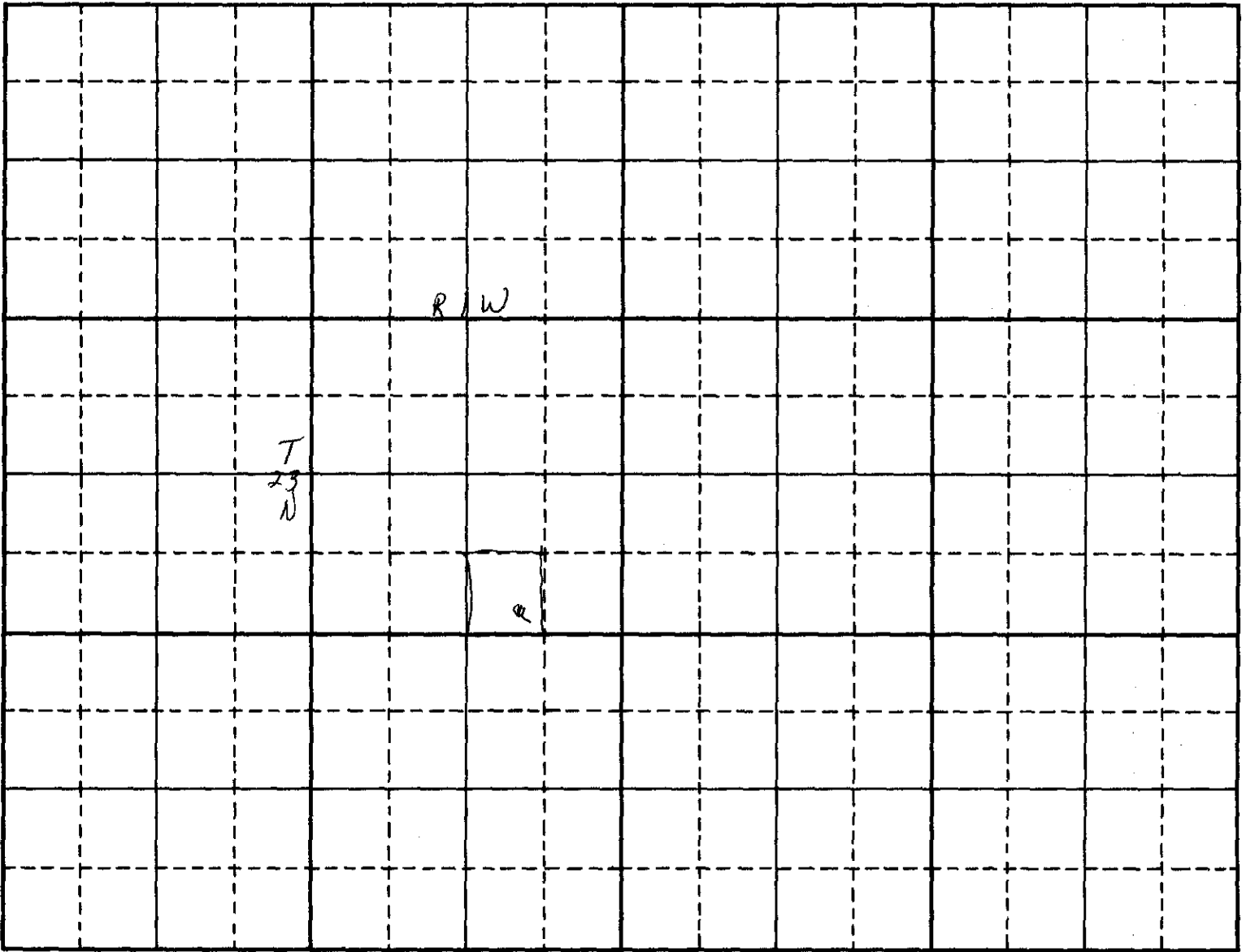
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
23N	1E	20											X				1		1

Total No. of acres 1

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Also domestic use for 1 family

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

(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 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.

Patricia Ann Spaw
(Claimant)

Sworn to before me this 3rd day of June, 1974.

Gary L. Page
Notary Public
Residing at Boise, Idaho

My commission expires _____

For Department Use Only

Received by <u>[Signature]</u>	Date <u>6-3-74</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>[Signature]</u>	Date <u>6-3-74</u>		claimant by:	
\$10.00 fee received by <u>[Signature]</u>	Date <u>6-3-74</u>			
Approved for publication by _____				
Published in <u>Idaho County Free Press</u>				
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.....Ann Adams..... being first duly

sworn, says he is the Society Editor.....
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
being published two..... times, the first publication being
on the 12..... day of June....., 197⁴,
and the last publication on the 19..... day of
.....June..... 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.

.....Ann Adams.....

Subscribed and sworn to before me this 19..... day
of June....., 197⁴.

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

OK df
6-26-74

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RECEIVED

JUN 26 1974

Department of Water Administration

ACT

ION

N OWNER LAST NAME - SPAIN
N OWNER LAST NAME - SPAIN

N ADDRESS LINE 1 - P.O. BOX 194

N

N SOURCE - SPRING

N STAGE - STATHY CLM

N DIVERSION POINT - SASE 20 23W 01E

N FROM - 04-01 TO - 10-31 USE - IRRIGATION

N FROM - 01-01 TO - 12-31 USE - DOMESTIC

N USE - IRRIGATION

PLACE OF USE - 1W 23N RUG 01E SEC 20 TRACT SWSF

AC 01

FIRST NAME - KIRK JOE
FIRST NAME - PATRICIA ANN

CITY - POULOCK

STATE - ID ZIP CODE - 83547

PRIORITY - 06-01-1952 COUNTY - IDAHO

USE DIV. RATE - .0200CFS
USE DIV. RATE - .0200CFS

TOTAL DIV. RATE - .0400CFS

IDENT. NO. 78-4055

WATER RIGHT
DATA ENTRY LOG[illegible]

- DATA ENTRY -

Record

2. Address: R.D. Box 194
3. City: Colock State: DC Zip: 83549
4. A. Source of Water: spring
- B. Tributary of:
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: 6-1-1952
- D. County: 49
- E. Total Diversion Rate: .04
- 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):

	<u>Tract</u>	<u>Sec.</u>	<u>Twp.</u>	<u>Rge.</u>	<u>Gov't</u> <u>Lot</u>	<u>Rediv.</u>
6. A. Point of Diversion	<u>SWSE</u>	<u>20</u>	<u>23^N</u>	<u>1E</u>		

- [illegible]

10.2.7

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information): *D / Home.*

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):

July 1, 1974

Kirk Joe &/or Patricia Ann Spain
P. O. Box 194
Pollock, Idaho 83547

Re: Claim to a Water Right No. 78-4055

Dear Mr. and Mrs. Spain:

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:sw

Enclosure

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 Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

June 7, 1974

Idaho County Free Press
Box 267
Grangeville, ID 83530

Re: Claim to a Water Right No. 78-4055 - Kirk Joe Spain &/or Patricia Ann Spain
Application for Permit No. 77-7041 - Art &/or Edna Bliss

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 6-24-74 by df

78 4055

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Director

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with the point of diversion in the SW 1/4, S. 20, T. 23 N., R. 1 E., B.M.,
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