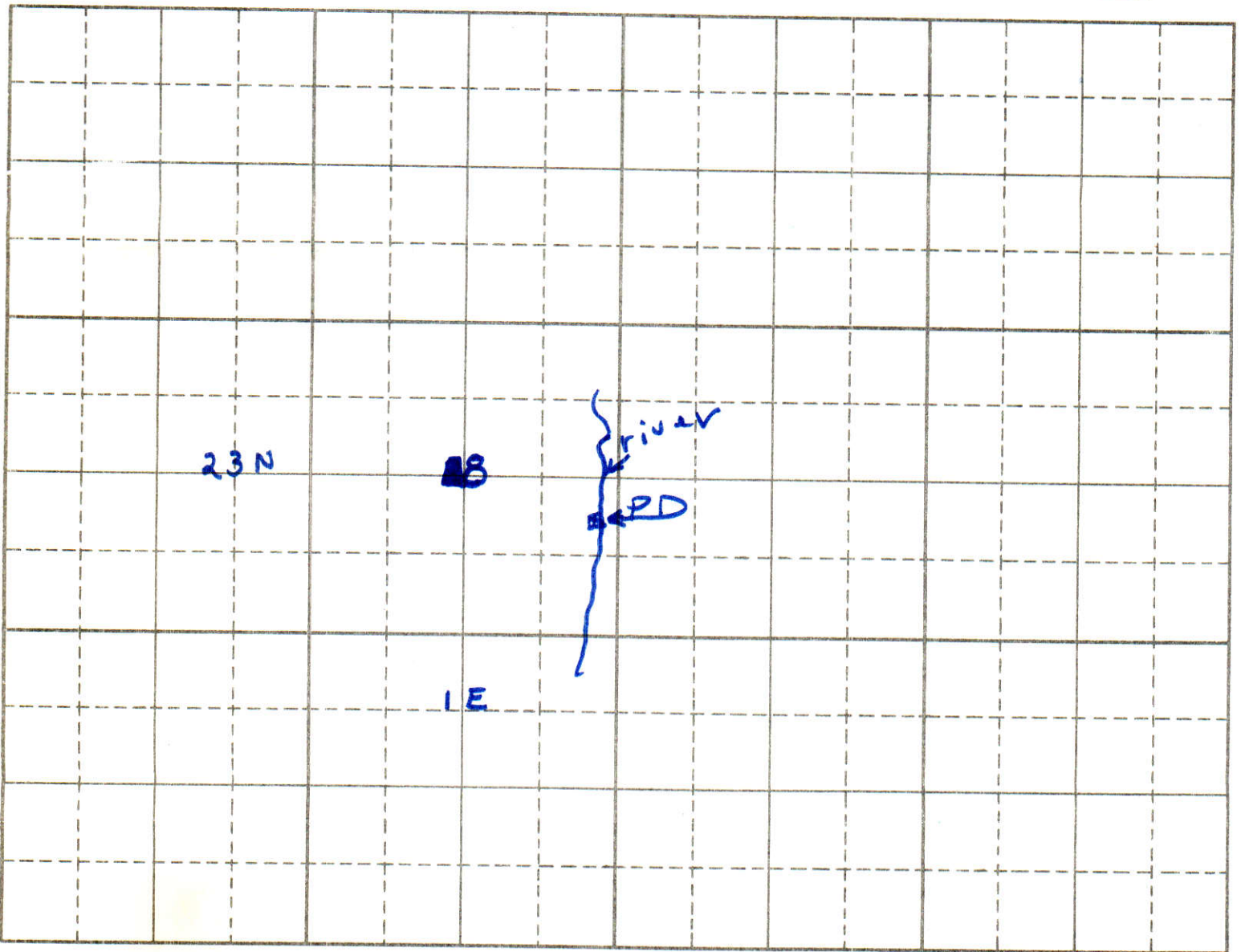


78 4049



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 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.

Michael E. Schroder
Maria E. Schroder
(Claimant)

Sworn to before me this 25 day of SEPTEMBER, 19 73.

E. M. Vogelberg
Notary Public
Residing at Riggins, Idaho

My commission expires 6/15/75

Rec'd #
12437

For Department Use Only

Received by <u>ej</u>	Date <u>9-27-73</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>ees</u>	Date <u>27 Sept 73</u>		claimant by:	
\$10.00 fee received by <u>ej</u>	Date <u>9-27-73</u>			
Approved for publication by <u>sw</u>	Date <u>10-16-73</u>			
Published in <u>Idaho County Free Press</u>				
Dates <u>Oct. 3, Oct. 10, 1973</u>				

RECEIVED
OCT 16 1973
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 3rd day of October, 1973,
and the last publication on the 10th day of
October, 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 10th day
of October, 1973.

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

NOTICE OF CLAIM TO A WATER RIGHT No. 78-4049

Notice is hereby given that
MICHAEL SCHRODER Box 224,
Riggins, Idaho has filed a claim
to a water right established by
diversion and application to
beneficial use of .02 cubic feet
per second of water from Little
Salmon River, tributary to Sal-
mon River with the point of di-
version in the NE 1/4 SE 1/4, Sec. 8,
T. 23 N, R. 1 E, B. M. Idaho
County.

The water is claimed to be
used from April 1 to Oct. 31 for
the irrigation of .5 acre with a
priority of 1967; the place of use
is within the NE 1/4 SE 1/4, Sec. 8,
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 HIGGINSON
Director

Published in the Idaho County
Free Press, Box 267, Grangeville,
Idaho on Oct. 3, 1973 and Oct.
10, 1973. 03-10

OK sw

10-16-73

78 4049

**NOTICE OF CLAIM TO A
WATER RIGHT
No. 78-4049**

Notice is hereby given that
MICHAEL SCHRODER Box 224,
Riggins, Idaho has filed a claim
to a water right established by
diversion and application to
beneficial use of .02 cubic feet
per second of water from Little
Salmon River, tributary to Sal-
mon River with the point of di-
version in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8,
T. 23 N, R. 1 E, B. M. Idaho
County.

The water is claimed to be
used from April 1 to Oct. 31 for
the irrigation of .5 acre with a
priority of 1967; the place of use
is within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8,
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, Box 267, Grangeville,
Idaho on Oct. 3, 1973 and Oct.
10, 1973.

03-10

OK
500
10-3-
73

78 4049

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 MICHAEL SCHRODER (name of claimant)
of Box 224, Riggins, Idaho 83549 (mailing address), claims a right to the diversion and beneficial use of
ground water or surface water tributary to Salmon River ;

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Little Salmon River
- (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 | .02 c.f.s. | Use | Irrigation | Period of Use: | From | April 1 | To | Oct. 31 |
| Amount | | Use | | Period of Use: | From | | To | |
| 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: .02 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) 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 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)
NE ¼ SE ¼, Sec. 8 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. Pump from river to sprinklers

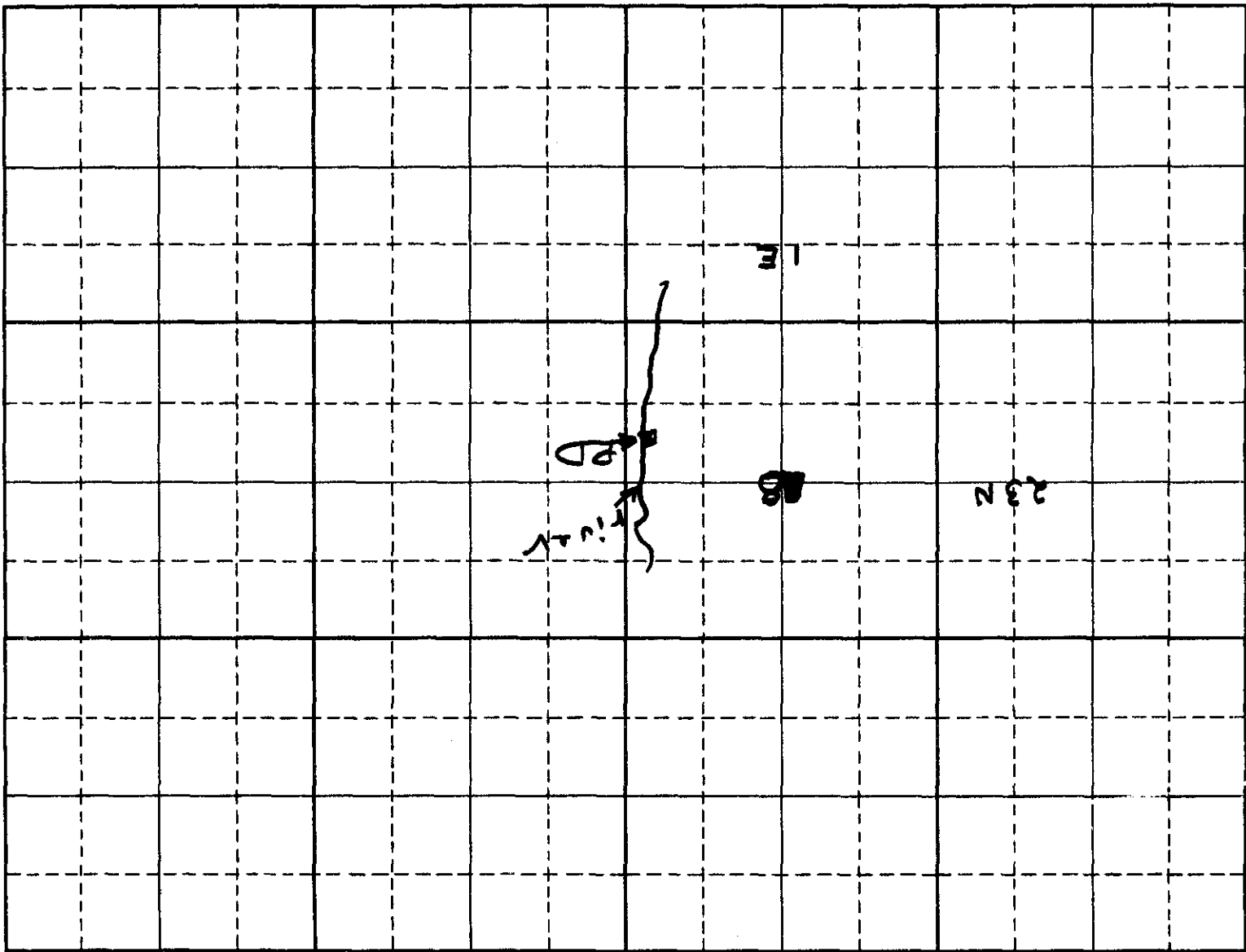
- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

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	
23N	1E	8													.5				.5

Total No. of acres .5

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

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



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 affiants knowledge.

Michael G. Anderson
Maria G. Schuler

(Claimant)

Sworn to before me this 25 day of SEPTEMBER, 1973

Notary Public

Residing at

E. M. J. Schuler
Regina, Idaho

My commission expires 6/15/75

Rec'd # 12/37
For Department Use Only

Received by _____ Date 9-27-73 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by *CEB* Date 225423
\$10.00 fee received by _____ Date 9-27-73
Approved for publication by _____ Date 10-16-73
Published in _____
Dates Oct. 3, Oct. 10, 1973

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 3rd day of October, 1973,
and the last publication on the 10th day of
October, 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 10th day
of October, 1973.

_____ Burton C. Halk _____, Notary Public
for State of Idaho, residing at Grangeville, Idaho.

OK sw

10-16-73

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Michael Schroeder

Item Initial Date

(1) R.W.H. 9-27-73 Claim
Application No. 78-4049

- (2)
- ☒ Source
 - ☒ Point of Diversion
 - ☒ County
 - ☒ Quantity of Water and Period of Use
 - ☒ Description of Diverting Works
 - ☒ Time required for B/U of water
 - ☒ Place of Use or Acres Irrigated
 - ☒ Map
 - ☒ Signature
 - ☒ Fee

(3) R.W.H. 9-27-73 In form to receipt

Send Copies to:

- ☐ Idaho State Health Department
- ☐ Idaho Fish and Game Department
- ☐ Bureau of Land Management

(4) NA

- ☐ Request Special Use Permit from U.S.F.S.
- ☐ Request Easement from B.L.M.
- ☐ Request Information from Applicant

(5) R.W.H. 9-27-73 In form for advertising

(6) Located within Water District No. _____

(7) Critical groundwater area: yes _____ no _____

(8) Groundwater levels:

_____ Decline (comment) _____

_____ Stable (comment) _____

_____ Increasing (comment) _____

(9) Comments: _____

(10) SW 10-16-73 Affidavit of Publication received (date) O/S

(11) CEB 24 Oct 73 Final date for protests _____
Protests received: yes _____ no ☒

(12) Date and Place of hearing _____

Decision reached at hearing _____

(13) All requested information received from agencies or applicant
yes _____ no _____

(14) CEB 24 Oct 73 Action recommended:

☒ Approve

Priority 1967

☐ Deny

Reason for Reduction _____

☐ Measuring device required

☐ See attached sheet for additional conditions of approval

☐ No additional conditions for approval

(15) District Western By Erwin E. B. Allen Date 24 Oct 1973

78 4049

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: _____

ACT

ION

N OWNER LAST NAME - SCHRUDER
N ADDRESS LINE 1 - P.O. BOX 224
N SOURCE - LITTLE SALMON RIVER
N STAGE - STARY CLE
N DIVERSION POINT - NESE 08 23N 01E
N FROM - 04-01 TO - 10-31 USE - IRRIGATION
N USE - IRRIGATION
N REMARKS - AC. IRR.=.5.

FIRST NAME - MICHAEL

CITY - RIGGINS STATE - ID ZIP CODE - 83549

TRIBUTARY OF - SALMON RIVER

PRIORITY - 06-01-1967 COUNTY - IDAHO TOTAL DIV. RATE - .0200CFS

USE DIV. RATE - .0200CFS

PLACE OF USE - TAN 23N RNC 01E SEC 08 TRACT NESE AC 01

IDENT. NO. 78-4049

WATER RIGHT
DATA ENTRY LOG[illegible]

- DATA ENTRY -

Record

Present Owner: _____

J. Right Basis (for adjudication claims A,B,C only):

[illegible]

18 10379

[illegible]

B. Decree Date:

10. Remarks: A. *Ac. in* = .5.
B.
C.
D.
E.

12. Other Rights for Same Use:

B. Date Permit Approved or Denied:

D. Hearing Date:

F. Proof Made (P or blank):

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

ATTORNEY AT LAW

RECEIVED

March 21, 1978

MAR 28 1978

MARILYN SCHWAM
Attorney at Law

October 23, 1973

Mr. Michael Schroder
Box 225
Riggins, Idaho 83549

Re: Claims to a Water Right Nos. 78-4048, 78-4049

Dear Mr. Schroder:

The Department of Water Administration has completed the processing of your claims to a water right, and no further action is authorized under Section 42-225a and 42-225b, Idaho Code. Your claims 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 claims does not, in itself, guarantee you a water right; it only records and preserves the information and the evidence which you included in your claims.

If, at a later date, you find that have additional information or supporting evidence that you would like to have included in your claim files, you may have that information or evidence added at any time. Please refer to your claim numbers when corresponding with this office.

We are enclosing, for your records, a copy of your claims. 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

Enclosure

KHF:sw

78 4049

MARILYN SCHWAM
ATTORNEY AT LAW
516 West South First St
Grangeville, Idaho 83530



Idaho Department of Water Resources
373 West Franklin
Boise, Idaho 83702

Attn: Jim Johnson

MAR 24 1978

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

September 28, 1973

Idaho County Free Press
Box 267
Grangeville, Idaho 83530

Re: Application for Permit No. 79-7029 - Richard H. Potter
78-7045 - Roy L. Sullivan
Claim to a Water Right No. 77-4012 - Donald L. Clark
78-4048 - Michael Schroder
78-4049 - Michael Schroder

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
10-16-73
sw*

78 4049

78 4049

OK
50
10-3
73

to a water right established by
MICHAEL SCHRODER Box 224,
Kearns, Idaho has filed a claim
for second of water from Little
Salmon River, tributary to Sal-
mon River with the point of di-
version in the NE1/4SE1/4, Sec. 8,
T. 23 N. R. 1 E. B. M. Idaho
County.
The water is claimed to be
used from April 1 to Oct. 31 for
the irrigation of .5 acre with a
priority of 1987, the place of use
is within the NE1/4SE1/4, Sec. 8,
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, Box 267, Grangeville,
Idaho on Oct. 3, 1973 and Oct.
10, 1973.

NOTICE OF CLAIM TO A WATER RIGHT

No. 78-4049

q Notice is hereby given that MICHAEL SCHRODER

Box 224, Riggins, Idaho

has filed a claim to a water right established by diversion and application
to beneficial use of .02 cubic feet per second *of water* ~~2000 feet of water~~

from Little Salmon River, tributary to Salmon River

with the point of diversion in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8, T. 23 N, R. 1 E, B.M.

Idaho County

The water is claimed to be used from April 1 to Oct. 31 for the irrigation

of .5 acres

with a priority of 1967 ;

the place of use is within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8, 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, Box 267, Grangeville, Idaho

on Oct. 3, 1973 and Oct. 10, 1973 .

78 4049

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
WESTERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2190

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

September 27, 1973

Mr. Michael Schroder
Box 224
Riggins, Idaho 83549

Dear Mr. Schroder:

Enclosed is your Receipt No. 12437 in the amount of \$ 20.00 for
Claim to a Water Right which was received in this office
on September 27, 1973.

Sincerely,

DEANNA E. FELDT
Secretary

DEF:d

Enclosure

78 4049