

RECEIVED
APR 28 1969
Department of Reclamation

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 _____ 17th _____ day of _____ April _____, 1969.,
and the last publication on the _____ 24th _____ day of
_____ April _____, 1969.; 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 _____ 24th _____ day
of _____ April _____, 1969

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

**NOTICE OF CLAIM TO A
WATER RIGHT**
No. 78-4003

Notice is hereby given that Deane L. and/or Beatrice J. Thompson, Box 263, Riggins, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.18 cubic feet per second of water from Little Elk Creek tributary of Elk Creek with point of diversion in SE 1/4 SW 1/4 Sec. 23, T. 22 N., R. 1 E., B.M. in Idaho County; the water is claimed to be used from January 1 to December 31 for domestic use and from April 1 to October 31 for irrigation with a priority of 6-15-49 0.16 c.f.s. for irrigation and 11-1-1962 0.02 c.f.s. for domestic use; the place of use is NE 1/4 NW 1/4 Sec. 28, T. 22 N., R. 1 E., B.M.

Any exception to this claim of water right may be filed with the Department of Reclamation.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the Idaho County Free Press, Grangeville, Idaho, on April 17 and April 24. A17-24

78-4003

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R. KEITH HIGGINSON
State Reclamation Engineer
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April 11, 1969

Re: Claim No. 78-4002 - Irwin M. Derry
Claim No. 78-4003 - Deane L. and/or Beatrice J. Thompson
Application No. 81-7003 - Mrs. J. P. Bunnell
Application No. 84-7004 - Phillip Lyons
Application No. 85-7011 - Phillip Lyons

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 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 of Reclamation, 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 same has been paid.

Signature of claimant

Very truly yours,

Donald W. McFidowney
Appropriation Examiner

DWM:kh

Enclosure: Legal Notice (5)

78-4003

INTER-DEPARTMENT MEMO — 1

FROM

Rita Fleck

DATE 5/31/79

TO

File 78-4003

SUBJECT

New Property Owners

Mr. and Mrs. Stanley Lysiak
Route 1
New Meadows, ID 83650

ANY CORRESPONDENCE CONCERNING THIS CLAIM SHOULD BE FORWARDED TO THE ABOVE
PARTY.

SIGNATURE

Identification No. _____
Claim No. 78-4003
Map No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
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 Deane L. Thompson and/or Beatrice J. Thompson
post office address Box 263, Riggins, Idaho 83549
2. The point of diversion is in SE $\frac{1}{4}$ of SW $\frac{1}{4}$ Section 23 Township 22N
Range 1E, B.M. located on Little Elk Creek
(name of source)
tributary to Elk Creek 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:

IRRIGATION 6-15-1919 amount: .16 c.f.s. or _____ acre feet
DOMESTIC 11-1-1962 amount: .02 c.f.s. or _____ acre feet
amount: _____ c.f.s. or _____ acre feet
Total claimed .18 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 Irrigation period of use from April 1st to October 31st (both dates inclusive)
use Domestic period of use from January 1st to Dec. 31 st (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 Earth and Rocks
; length is 20 feet; height is 1 $\frac{1}{2}$ feet;
width at bottom is 1 feet; with at top is 1 $\frac{1}{2}$ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known None

- b. Underground water diverting works: is well flowing or pumped _____; depth of well is _____ feet; diameter of well is _____ inches; type of pump is _____
capacity of pump is _____ g.p.m.; name and address of well driller is _____

78-4003

-
-
-
-

- 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_____

- [illegible]

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? Yes If yes, give the name of the ditch Rhodes. The other users and their respective interests in the ditch are (if known) Joe S. Miller - 1/3rd
Richard E. Blakeley - 1/3rd

6. Where water is used for stock watering, give number of each kind of stock watered 3 beef calves

7. Where water is used for domestic or municipal purposes give number of families served None
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 none

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation

State of Idaho

County of Ada

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.

Deane L. Thompson
Claimant

Sworn to before me this 7th day of April, 1969

Don Russell Lewis
Notary Public

Residing at Boise, Idaho

My commission expires Jan 19, 1973

For Department Use Only

Received by <u>DML</u>	Date <u>4-7-69</u>	Exception filed by:	Forwarded to claimant by:	Date
Prelim. check by <u>DML</u>	Date <u>4-7-69</u>			
Fee received by <u>ej</u>	Date <u>4-7-69</u>	Fee <u>\$10⁰⁰</u>		
Approved for publication by <u>tg</u>	Date <u>4-14-69</u>			
Published in <u>Boise Press</u>	Dates <u>4-17/4-24/69</u>			

78.4003

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. or</u>	<u> </u> acre feet
	<u>June 1, 1901</u>	amount:	<u>0.4 c.f.s. or</u>	<u> </u> acre feet
		Total claimed:	<u>1.2 c.f.s. or</u>	<u> </u> 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.

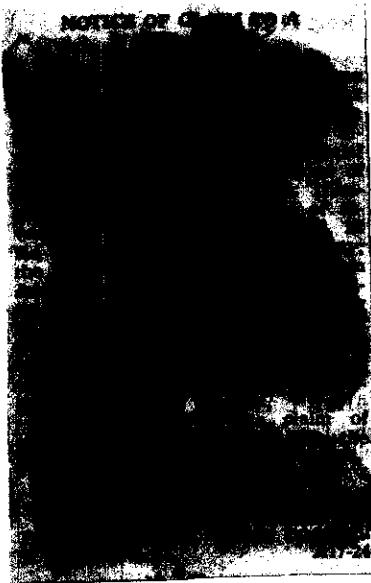
Your claim will be advertised in a county newspaper for two weeks. Exceptions to your claim which dispute the water right that you have described may be received by the Department of Reclamation and you will be provided a copy of such exceptions.

The fee for filing this claim with the Department of Reclamation, Room 107, Statehouse, Boise, Idaho 83701, is \$10.00.

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_____ 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 _____ 17th _____ day of _____ April _____, 1969, and the last publication on the _____ 24th _____ day of _____ April _____, 1969; 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 _____ 24th _____ day of _____ April _____, 1969

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

72-4003

ALL KINDS
OF
COMMERCIAL
PRINTING
LETTERPRESS AND OFFSET



USE FREE PRESS
CLASSIFIED ADS
"THEY GET RESULTS"



TELEPHONES:
983-1070 OR 983-1071
"PROMPT SERVICE"

STATEMENT

IDAHO COUNTY FREE PRESS

COUNTY SEAT NEWSPAPER OF IDAHO COUNTY — FOUNDED JUNE 18, 1886

E. Q. AND J. L. OLMSTED
PRINTERS AND PUBLISHERS

Grangeville, Idaho April 24, 1969

State of Idaho
Dept. of Reclamation
Statehouse--Annex 2
Boise, Idaho 83707

DATE	INVOICE NO. / ITEMS	AMOUNT
April 17-24	29 lines, 2 times--Claim No. 78-4003	\$ 7.25

"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 same has been paid.

IDAHO COUNTY FREE PRESS

BY Gary D. Cash
Gary D. Cash, Office Mgr.

submitted 5-1-69

78-4003

ACT

ION
N OWNER LAST NAME - THOMPSON
N OWNER LAST NAME - THOMPSON
N ADDRESS LINE 1 - P.O. BOX 263
N SOURCE - LITTLE FLK CREEK
N STAGE - STATRY CLM
N DIVERSION POINT - SEW 23 22N 01E
N FROM - 04-01 TO - 10-31 USE - IRRIGATION
N FROM - 01-01 TO - 12-31 USE - DOMESTIC
N USE - IRRIGATION
N REMARKS - SEND ALL CUPRES. TO: STANLEY LYSISK, RT. 1, NEW MEADOWS, ID 83650

FIRST NAME - DEAVE D.
FIRST NAME - REATRICE J.

CITY - PIGGINS
STAFF - IP ZIP CODE - 83549

PRIMARY OF - FLK CREEK

PRIORITY - 06-15-1919 COUNTY - IDAHO TOTAL DIV. RATE - .1800CFS

USE DIV. RATE - .1800CFS

PLACE OF USE - 1/4 22N RAG OIF SEC 26 TRACT 886W AC 07
REMARKS - STANLEY LYSISK, RT. 1, NEW MEADOWS, ID 83650

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 1 18-4003
OTd No. _____ New No. _____

Record

1. Original Owner: Deane L. & Beatrice J. Thompson

Present Owner: _____

2. Address: P.O. Box 2633. City: Riggins State: ID Zip: 835494. A. Source of Water: Little Elk CreekB. Tributary of: Elk Creek5. 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: 6-15-1919D. County: 49E. Total Diversion Rate: .18

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	<u>SFSW</u>	<u>23</u>	<u>22N</u>	<u>1E</u>		

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

from 4-1 to 10-31 for A purposes. Amount .18
(cfs or AC-FT/yr)from 1-1 to 12-31 for D 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 _____

CSA 9-25-79

8. Use Code:

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A. send all correspondence to: ~~Mr~~ Stanley Lysick,
B. Rt. 1, ~~Meadow~~ New Meadows, ID 83650.
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):

May 5, 1969

Re: Claim No. 78-4003

Deane L. and/or Beatrice J. Thompson
Box 263
Riggins, Idaho 83549

Dear Mr. and Mrs. Thompson:

Your claim to a water right has been received and processed by the Department of Reclamation. The information in your claim is filed under Claim No. 78-4003. Please refer to this number when adding or changing the information in your claim.

You should be advised that the filing of this claim completes the processing procedure by the Department of Reclamation. No further action is authorized under Section 42-225 a and b of the Idaho Code. Your claim will be filed and will remain of public record until such time as you or the court need the information.

If we may be of further assistance, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:sc

78-4003

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State Reclamation Engineer
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Signature of claimant

Very truly yours,

**Donald W. McEldowney
Appropriation Examiner**

DWM:kh

Enclosure: Legal Notice (5)

78-4003

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