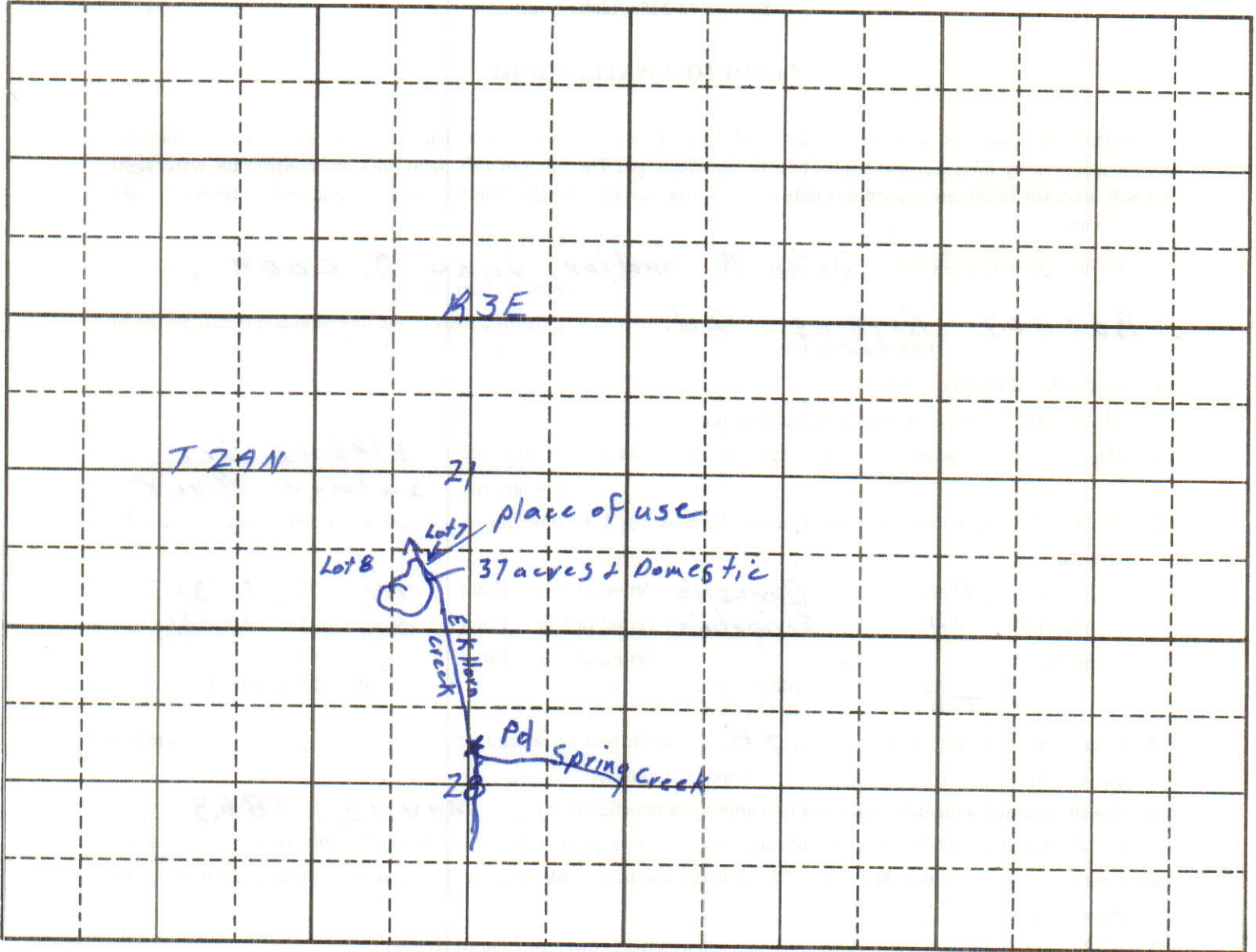


(8) Remarks _____



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)
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.

Sworn to before me this 30th day of December, 19 77.

June B. Cook
(Claimant)
Lyle Glen Saxton
Notary Public
Residing at Boise, Idaho

My commission expires 11-25-78

For Department Use Only

Received by <u>6hs</u>	Date <u>12/30/77</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>6hs</u>	Date <u>1/3/78</u>		claimant by:	
\$10.00 fee received by <u>6hs</u>	Date <u>12/30/77</u>	# <u>9719</u>		
Approved for publication by _____				
Published in _____				
Dates _____				

NOTICE OF CLAIM
TO A WATER RIGHT

NO. 77-4035

Notice is hereby given that John B. &/ or June B. Cook Box 407 Riggins, ID has filed a claim to a water right established by diversion and application to beneficial use of 0.78 cubic feet per second of water from Elkhorn Creek with the point of diversion in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 28 T24N R3E B.M. County of Idaho.

The water is claimed to be used from 1-1 to 12-31 for domestic purposes and from 4-1 to 10-31 for the irrigation of 37 acres with a priority date of 1863; the place of use is within lot 8 and lot 7 Sec 21 T24N R3E.

Any exception to this claim of water right may be filed with the Director of the Idaho Department of Water Resources, 92 South Cole Road, Boise, Idaho 83705.

C. STEPHEN ALLRED
Director

Published in the Idaho
County Free Press on
January 18, 1978 and
January 25, 1978.

J18-25

AFFIDAVIT OF PUBLICATION

.....Nona C. 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 18..... day of January....., 1978....., and the last publication on the 25..... day of January..... 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 C. Donaldson.....

Subscribed and sworn to before me this 27..... day of January....., 1978.....

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

at
1-30-78
M

RECEIVED
JAN 30 1978

Department of Water Resources
Western Regional Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

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 John B. and/or June B. Cook
(name of claimant)
of Box 407 Riggins Id., claims a right to the diversion and beneficial use of
(mailing address)
the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Elkhorn Cr.
_____, tributary to, 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 | <u>.04</u> | Use | <u>Domestic</u> | Period of Use: | From | <u>1/1</u> | To | <u>12/31</u> |
| Amount | <u>.74</u> | Use | <u>Irrigation</u> | Period of Use: | From | <u>7/1</u> | To | <u>10/31</u> |
| Amount | _____
(cfs, gpm
or a/f) | Use | _____
(dom., irri.,
stock, etc.) | Period of Use: | From | _____ | To | _____
(both dates inclusive) |

- (3) Total quantity of water claimed: .78 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) May 15, 1863
- 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 NE ¼, Sec. 28 Twp. 27N Rge. 3E 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. Gravity Flow ditch

- (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.

[illegible]

Total No. of acres 37

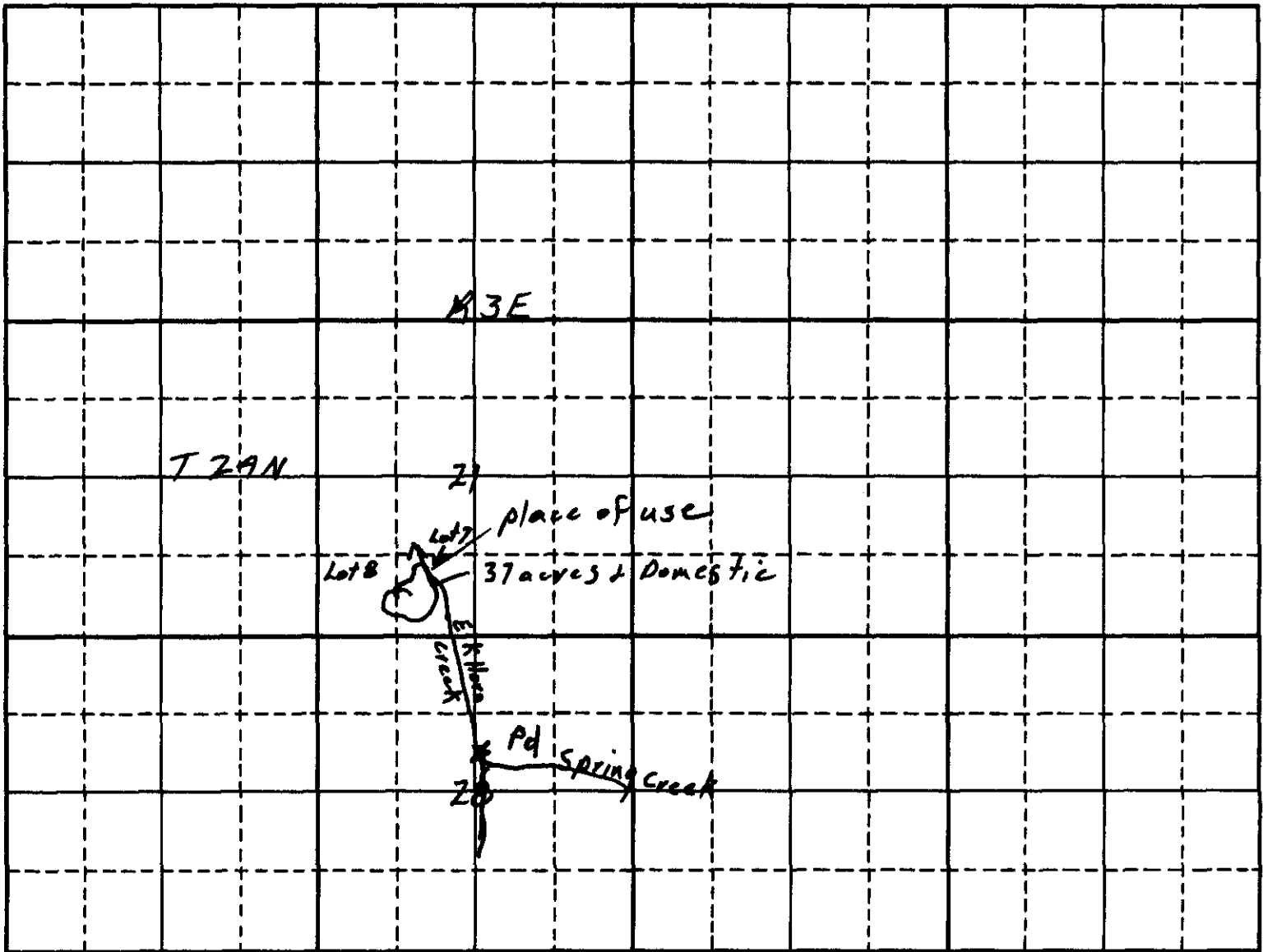
- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: _____

Domestic one house hold

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)
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.

Sworn to before me this 30th day of December, 1977.

June B. Cook
(Claimant)
Lyle Glen Saxton
Notary Public
Residing at Boise, Idaho

My commission expires 11-25-78

For Department Use Only

Received by <u>CHS</u>	Date <u>12/30/77</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>CHS</u>	Date <u>1/3/78</u>		claimant by:	
\$10.00 fee received by <u>CHS</u>	Date <u>12/30/77</u>	# <u>9719</u>		
Approved for publication by _____				
Published in _____				
Dates _____				

AFFIDAVIT OF PUBLICATION

Nona C. 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 18 day of JANUARY, 1978, and the last publication on the 25 day of JANUARY, 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 C. Donaldson

Subscribed and sworn to before me this 27 day of JANUARY, 1978

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

at
1-30-78
mf

IDENT. NO. 77-4035

WATER RIGHT
DATA ENTRY LOG

[illegible]

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 77-4035

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

(1) GLS 1/3/78

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 1/3/78

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) af ot

Affidavit of Publication received (date) 1-30-78

(12) af _____

Final date for protests N/A

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 WJA Date 2-6-78

MICROFILMED

February 7, 1978

Re: Claim to a Water Right No. 77-4035

Mr. & Mrs. John B. Cook
Box 407
Riggins, ID 83549

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.

Since the priority you have claimed is very early in comparison to most water rights, the Department recommends that you gather and forward to this office any additional supporting data of the priority you have claimed. Such documents as notarized affidavits or depositions from persons familiar with the use claimed are useful for the support of a claim.

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.

Sincerely,

L. GLEN SAXTON, P.E.
Western Regional Supervisor

LGS:rf

Enc.

RECEIVED
FEB 10 1978
WATER RESOURCES
DIVISION
BOISE, IDAHO



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

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

January 13, 1978

RE: Application for Permit No. 79-7060 - Spencer L. Miller
77-4036 - John B. &/or June B. Cook
77-4035 - John B. &/or June B. Cook

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 _____.

Sincerely,

RITA FLECK
Secretary
alw
Enc.

Bill submitted
1-30-78

NOTICE OF CLAIM TO A WATER RIGHT

NO. 77-4035

Notice is hereby given that John B. &/or June B. Cook
Box 407 Riggins, ID
has filed a claim to a water right established by diversion and application
to beneficial use of 0.78 cubic feet per second ~~XXXXXX~~ acre feet of water
from Elkhorn Creek
with the point of diversion in the SW 1/4 Sec 28 T24N R3E B.M. Coun ty
of Idaho.

The water is claimed to be used from 1-1 to 12-31 for domestic
for ~~XXXX~~ the irrigation of 27 acres
~~purposes and from 4-1 to 10-31 for irrigation purposes~~

with a priority date of 1863;
the place of use is within the SW 1/4 Sec 21 T24N R3E
~~lot 8~~ ^{Do 27}

Any exception to this claim of water right may be filed with the Direc-
tor of the Idaho Department of Water Resources, 92 South Cole Road, Boise,
Idaho 83705.

C. STEPHEN ALLRED

Director

Published in the Idaho County Free Press
on January 18, 1978 and January 25, 1978.



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83705

JOHN V. EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED
Director

(208) 384-2190

January 3, 1978

Re: Claims to Water Right

Mr. & Mrs. John B. Cook
Box 407
Riggins, ID 83549

Dear Mr. & Mrs. Cook:

Please find enclosed your check # 3084 in the amount of \$20.00 and your two claims to a water right.

Please sign the check and return the claims and the check to this office for further processing.

Sincerely,

RITA FLECK
Secretary

RF

Enc. *Sorry to inconvenience you.*

Thank you
JBC.

MICROFILMED

January 3, 1978

Re: Claims to Water Right

Mr. & Mrs. John B. Cook
Box 407
Riggins, ID 83549

Dear Mr. & Mrs. Cook:

Please find enclosed your check # 3084 in the amount of \$20.00 and your two claims to a water right.

Please sign the check and return the claims and the check to this office for further processing.

Sincerely,

RITA FLECK
Secretary

RF

Enc.

MICROFILMED