

PUBLISHER'S AFFIDAVIT

STATE OF IDAHO)
) ss.
County of Valley)

Donald E. McMahan, being first duly sworn, deposes and says: That he is the co-publisher of the Star-News, a weekly newspaper published at Cascade and McCall, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county aforesaid and is a legal newspaper; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for Two consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began March 23, 1972, and ended March 30, 1972.

Donald E. McMahan

Subscribed and sworn to before me a Notary Public in and for the County of Valley, and the State of Idaho, this 30 day of March, 1972.
Donald J. Kelly, Notary Public.
My commission expires 6-2, 1974.

RECEIVED

NOTICE OF CLAIM TO A WATER RIGHT

No. 77-4010

Notice is hereby given that Walter G. & Hilda M. Hanson 372 Roosevelt St., Chula Vista, California has filed a claim to a water right established by diversion and application to beneficial use of 0.03 cubic feet per second of water from Logan Creek, tributary to Big Creek with point of diversion in the NW¹/₄SW¹/₄, Sec. 34, T. 21N. R. 9E, B.M., Valley County.

The water is claimed to be used from June 1 to Nov. 20 for domestic or culinary purposes with a priority of August 6, 1965 the place of use is within the NW¹/₄SW¹/₄, Sec. 34 T. 21N, R. 9E, 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

77-4010

Identification No. _____
Claim No. 77-4010
Map No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

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 Walter H. + Hilda M. Hanson
post office address 372 Roosevelt St, Chula Vista, Calif. 92010
2. The point of diversion is in N.W. ^{SW} $\frac{1}{4}$ of 34 ~~35~~ Section 34 Township 21 N
Range 9 E B.M. located on Logan creek (name of source)
tributary to Big Cr. in Valley 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:

Aug 6 1965 amount: .03 c.f.s. or _____ acre feet
amount: _____ c.f.s. or _____ acre feet
amount: _____ c.f.s. or _____ acre feet
Total claimed .03 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:

domestic or culinary use period of use from June 1st to November 30th (both dates inclusive)
use _____ period of use from _____ to _____ (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 wood (2x4s + 1x6s)
length is 2 feet; height is 1 1/2 feet;
width at bottom is 2 feet; width at top is 2 feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known _____

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 _____

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attach well logs if available; has there been any change in pump or motor since well was first completed _____; if so, give dates and explain _____

c. Conveying works: length of ditch to place of use is 5000 feet; width of ditch at top is 1 1/2 feet; width of bottom of ditch is 1 feet; depth of water is 1/3 feet; grade of ditch per 1000 feet is 8 feet; material through which ditch passes is sand + gravel; maximum length of pipe line to first place of use is 1200 feet; diameter of pipe line is 1 1/4 inches; type of pipe plastic; grade of pipe per 1000 feet is 8'. Please explain any changes or increase in size of conveying system since water was first appropriated, giving date and dimensions if possible.

d. If water is stored: name of reservoir _____;
total capacity of reservoir is _____ acre feet; active capacity of reservoir is _____ acre feet;
year construction commenced _____; year completed _____; date first used _____
period of storage is from _____ to _____; is reservoir drained each year _____;
is reservoir on or off stream _____ explain _____

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 _____

has there been any enlargement of the reservoir since it was first built _____, if so, give dates and describe _____

5. a. Where water is used for irrigation, describe area irrigated by 40-acre subdivisions and give total acres:

[illegible]

Total number of acres to be irrigated _____

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? no If yes, give the name of the ditch Logan or ditch. The other users and their respective interests in the ditch are (if known) Ross Lankham, present owner of the Edwards ranch, irrigation & domestic
No one else uses this ditch. H. H. & H. M. H. Oct. 18, '76

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

7. Where water is used for domestic or municipal purposes give number of families served ONE
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. _____

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

In further explanation we would like to add that the ditch we use is the existing ditch used by Mrs. Napier Edwards to irrigate the south half of his home meadow & when Mrs. Edwards died we continued the irrigation. The ditch from the flume out of Scott Creek has a diversion ditch which connects it to the Logan or ditch & it too has been used every summer. None of the water is wasted.

Napier Edwards License # 77-2073

State of ~~TEXAS~~ CALIFORNIA } ss.
County of SAN DIEGO

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.

Walter G. Hanson Hilda M. Hanson
Claimant

Sworn to before me this 25th day of February, 19 72.
DOROTHY E. WINNER
NOTARY PUBLIC - CALIFORNIA
PRINCIPAL OFFICE IN
SAN DIEGO COUNTY
My Commission Expires February 4, 1974

Dorothy E. Winner
Notary Public Dorothy E. Winner
Residing at Chula Vista, Calif.

2-4-74

My commission expires _____

For Department Use Only

Received by ef Date 3-1-72 Exception filed by: _____ Forwarded to claimant by: _____ Date _____
Prelim. check by EB Date 3/1/72 _____
Fee received by ef Date 3/1/72 Fee \$ 10.00 _____
Approved for publication by D _____
Published in Star News, McCall Dates 3-16 & 3-23-72 77 4010

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

G. L. Crookham

Office — P.O. Box 520

Phone (A.C. 208) 459-7451

Home — 519 So. 14th Ave.

Phone (A.C. 208) 459-7672

CALDWELL, IDAHO 83605

26 Feb 1972

To Whom it may concern:

G.L. Crookham and B.R. Crookham, husband and wife do have direct knowledge that

Mr and Mrs W.G. Hanson, did construct a cabin in Valley County, near the settlement of Big Creek which is about 17 miles from Yellow Pine Idaho

during the summer of 1965.

This cabin, locate near the stream of Big Creek, has ~~been~~ served for culinary and domestic water since 1965. The water is also a standby for fire suppression (there has been a threat in the area since 1965) and for the maintence of a lawn.

Mr and Mrs W.G. Hanson are the owners of about ~~one~~ acre of ground upon which the cabin stands and do petition for a water right commensurate with that acreage and present and future uses.

The Water upply originates from LOGAN CREEK , which is a tributary to BIG CREEK, which is a tributary to the MIDDLE FORK OF THE SALMON RIVER, which joins the main SALMON on it way to a juncture with the Snake River.

Dated 26 Feb 1972

Signed G. L. Crookham
G.L. Crookham

Signed B.R. Crookham
B.R. Crookham

Witness at signing

Beverly G. Murphy

77 4010

To whom it may concern:

R.F. Murphy and B.G. Murphy, husband and wife, do have direct knowledge that Mr. and Mrs. W.G. Hanson did build a cabin in the Big Creek area of Valley County, Idaho in August of 1965 and started using water from Logan Creek for culinary and irrigation purposes and have used same every year since for the months of June thru November, weather permitting.

Signed R.F. Murphy
R.F. Murphy

Signed B.G. Murphy
B.G. Murphy

William E. Meyer
Notary Public State
of Idaho

Feb. 28, 1972

To whom it may concern:

H.T. Cummings and N.P. Cummings, Husband and wife do have direct knowledge that Mr. and Mrs. W.G. Hanson did build a cabin in the Big Creek area of Valley County Idaho in August of 1965 and started using water from Logan Creek for Culinary and irrigation purposes and have used same every year since from the months of June thru November, weather permitting.

Dated 2-29-72

Signed Howard T. Cummings
H.T. Cummings

Signed N.P. Cummings
N.P. Cummings

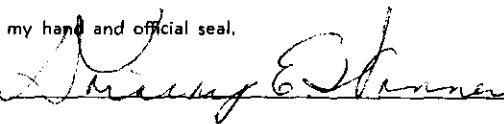
William E. Morgan
Notary Public State
of Idaho

STATE OF CALIFORNIA

COUNTY OF San Diego } ss.On February 25, 1972, before me, the undersigned, a Notary Public in and for
said State, personally appeared _____Darrell C. Hogate and Irene Hogateknown to me to be the person S whose name S are _____subscribed to the within instrument and acknowledged to me
that they executed the same.

WITNESS my hand and official seal.

Signature

Dorothy E. Winner

Name (Typed or Printed)

OFFICIAL SEAL
DOROTHY E. WINNER
NOTARY PUBLIC - CALIFORNIA
PRINCIPAL OFFICE IN
SAN DIEGO COUNTY

My Commission Expires February 4, 1974

(This area for official notarial seal)

To whom it may concern;

We have spent a part of the past six summers at the residence of Walter G. and Hilda M. Hanson in Big Creek Idaho and we affirm the usage of the water as stated in their claim to a water right.

Larson C Hogate
Mrs Irene Hogate

PUBLISHER'S AFFIDAVIT

STATE OF IDAHO)
) ss.
County of Valley)

Donald E. McMahan, being first duly sworn, deposes and says: That he is the co-publisher of the Star-News, a weekly newspaper published at Cascade and McCall, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county aforesaid and is a legal newspaper; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for Two consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began March 23, 1972, and ended March 30, 1972.

Donald E. McMahan

Subscribed and sworn to before me a Notary Public in and for the County of Valley, and the State of Idaho, this 30 day of March, 1972.

Donald L. Fuller, Notary Public.

My commission expires 6-2, 1974.

77 4010

DATE

8/12/87

FROM

Steve Lester

TO

Files 77-4010 AND 77-4007

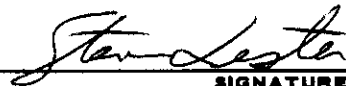
SUBJECT

Water dispute

The Hansons & Gillikans are involved in a water dispute. Refer to 8/3/87 report in file 77-2073 for information obtained during field trip of 6/30/87. Copies of the report were mailed to the Hansons and to Randy Zuniga, Hydrologist, Payette Nat'l Forest Supervisor's Office.

MICROFILMED

AUG 24 1987



SIGNATURE

ACT
ION

N OWNER LAST NAME - HANSON FIRST NAME - WALTER G.
N OWNER LAST NAME - HANSON FIRST NAME - HILDA M.
N ADDRESS LINE 1 - 372 ROOSEVELT ST.
N CITY - CHULA VISTA STATE - CA ZIP CODE - 92010
N SOURCE - LOGAN CREEK TRIBUTARY OF - BIG CREEK
N STAGE - STATRY CLM PRIORITY - 08-06-1965 COUNTY - VALLEY TOTAL DIV. RATE - .0300CFS
N DIVERSION POINT - NWSW 34 21N 09E
N FROM - 06-01 TO - 11-20 USE - DOMESTIC USE DIV. RATE - .0300CFS
N USE - DOMESTIC PLACE OF USE - TWN 21N RNG 09E SEC 34 TRACT NWSW
N OTHER RIGHTS FOR SAME USE - 77-2073.

IDENT. NO. 77-4016

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

- DATA ENTRY -

Record

Present Owner: _____

from	to	for	purposes.	Amount

8. Use Code: D

[illegible]

9. A. Decree Name:

B. Decree Date:

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

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

12. Other Rights for Same Use: 77-2073.

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):

April 17, 1972

Re: Claim to a Water Right No. 77-4010

Walter G & Hilda M. Hanson
372 Roosevelt Street
Chula Vista, California 92010

Dear Mr. & Ms. Hanson:

The Department of Water Administration has completed the processing of your claim to a water right, and no further action is authorized under Sections 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.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:bb
Enclosure: Copy of Claim

77 4010

March 10, 1972

Re: Claim Nos. 77-4007, 77-4008, 77-4009, 77-4010
Application No. 65-7261 - Fred A. Lang

The Star News
Box 985
McCall, Idaho 83638

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)

Very truly yours,

Fred Eisenbarth
Appropriation Examiner

F:BL
Enc: legal notice

Bill submitted 4-5-72. ch

77 4010

NOTICE OF CLAIM TO A WATER RIGHT

Mo. 77-4010

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has filed a claim to a water right established by diversion and appli-
cation to beneficial use of 0.03 cubic feet per second ~~zero feet~~
of water from Logan Creek, tributary to Big Creek
with point of diversion in the NW 1/4, Sec. 34, T. 21N, R. 9E, B.M.,
Valley County

The water is claimed to be used from June 1 to Nov. 20 for domestic
or culinary purposes
with a priority of August 6, 1965;
the place of use is within the NW 1/4 SW 1/4, Sec. 34, T. 21N, R. 9E, 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 Star News, McCall, Idaho
on March 16th and March 23rd, 1972

77 4010