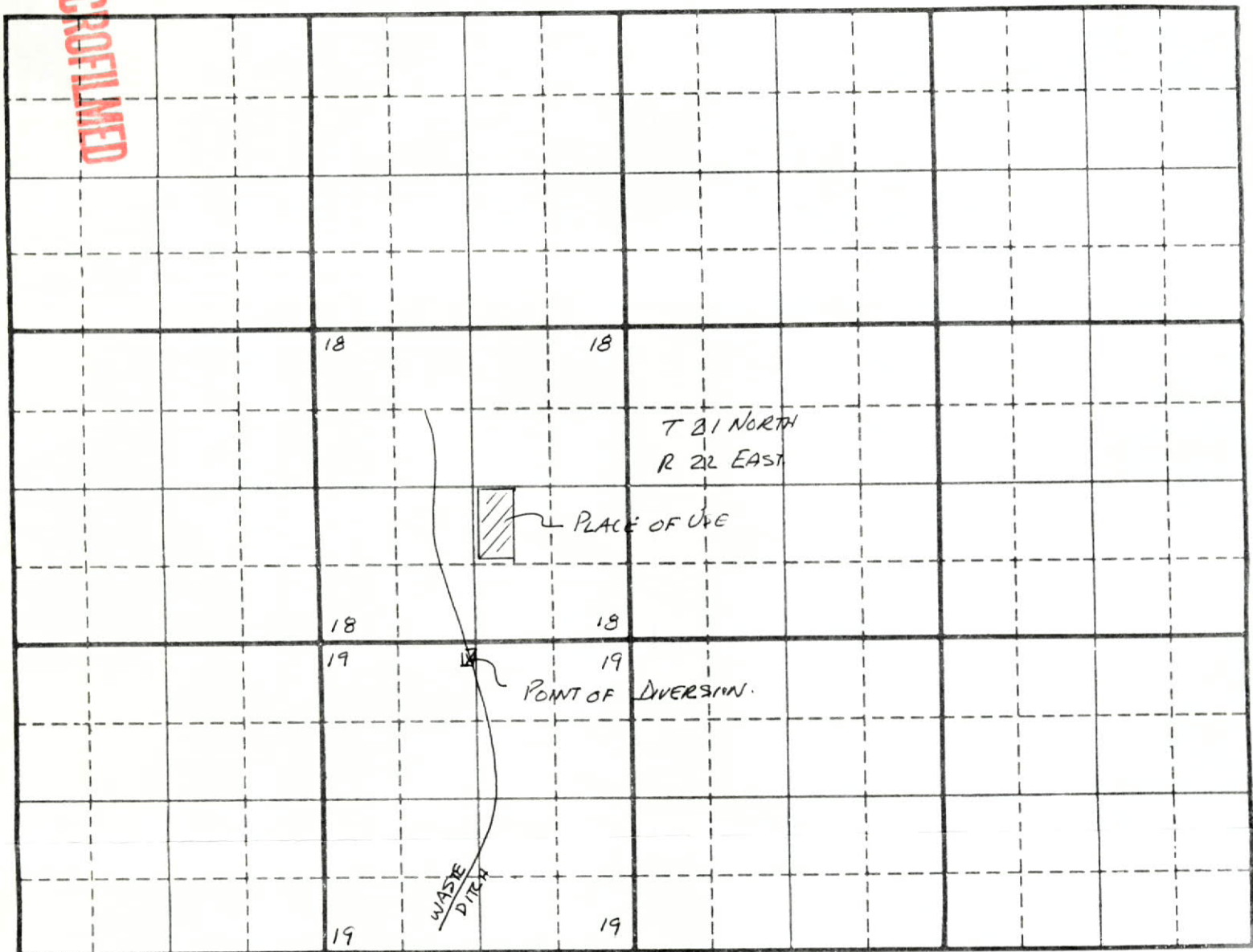


(8) Remarks \_\_\_\_\_

MICROFILMED



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 CANTON ) 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 affiant's knowledge.

Roy C. Motichka  
(Claimant)

Sworn to before me this 13<sup>th</sup> day of FEBRUARY

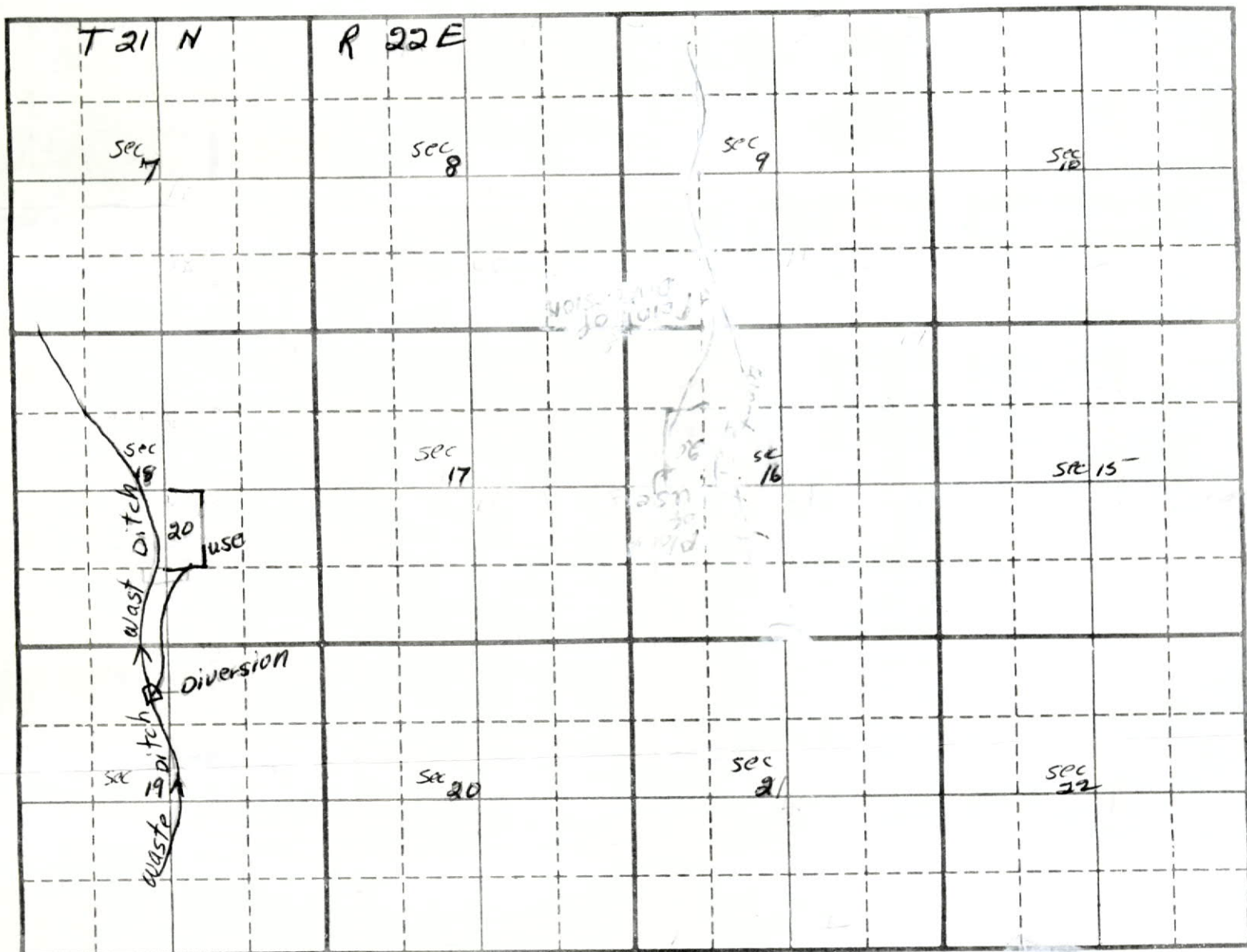
, 19 84.

Samuel P. A. A.  
Notary Public  
Residing at CALDWELL

My commission expires JAN. 8, 1987

Received by CW 6/30/83 FOR DEPARTMENT USE ONLY  
Prelim. check by KCW Date 2-16-84 Exception filed by: \_\_\_\_\_ Date \_\_\_\_\_  
\$30.00 fee received by CW Date 17 Feb 84 claimant by: \_\_\_\_\_  
Published in Recorder Herald Date 7-1-83 # 29240  
Dates 3/18 - 3/15/84

(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 Canyon ) 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 affiant's knowledge.

Sworn to before me this 34<sup>th</sup> day of June

Roy C. Motikka  
(Claimant)  
19 83.

Donna M. Flecksig  
Notary Public  
Residing at Caldwell, Idaho

My commission expires 12-20-85

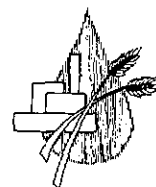
Received by CW 6-30-83 FOR DEPARTMENT USE ONLY  
Prelim. check by SEC Date 6/27/83 Exception filed by: \_\_\_\_\_ Forwarded to \_\_\_\_\_ Date \_\_\_\_\_  
\$30.00 fee received by CW Date 7-01-83 claimant by: \_\_\_\_\_  
Published in \_\_\_\_\_ # 29240  
Dates \_\_\_\_\_



FEB 16 1984

Department of Water Resources  
Eastern District Office

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES



CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given, that Roy C. Motichka (Name of Claimant)  
Rt. 7, Box 72 Caldwell, ID 83605 Telephone No. 459-1990  
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) April 1, 1915

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 is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)  
Irrigation waste water tributary to Salmon River

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

| (cfs, af) |                | (Domestic, Irrigation, Stock, Etc.) |                   | (Both dates inclusive)        |                |
|-----------|----------------|-------------------------------------|-------------------|-------------------------------|----------------|
|           |                |                                     |                   | (Mo., Day)                    | (Mo., Day)     |
| Quantity  | <u>0.50cfs</u> | Use                                 | <u>Irrigation</u> | Period of Use From <u>4-1</u> | To <u>11-1</u> |
| Quantity  |                | Use                                 |                   | Period of Use From            | To             |
| Quantity  |                | Use                                 |                   | Period of Use From            | To             |
| Quantity  |                | Use                                 |                   | Period of Use From            | To             |
| Quantity  |                | Use                                 |                   | Period of Use From            | To             |

(4) 0.50cfs TOTAL QUANTITY USED.  
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)  
NE ¼ NW ¼, Sec. 19 Twp. 21N Rge. 22E B.M., County of Lemhi  
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. Describe any changes in the system and give the date of the change.  
Ditch from waste ditch to irrigation.

(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 |       |
| 21N | 22E | 18   |     |     |     |     |     |     |     |     |     |     |     |     |     | 20  |     |     | 20    |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |

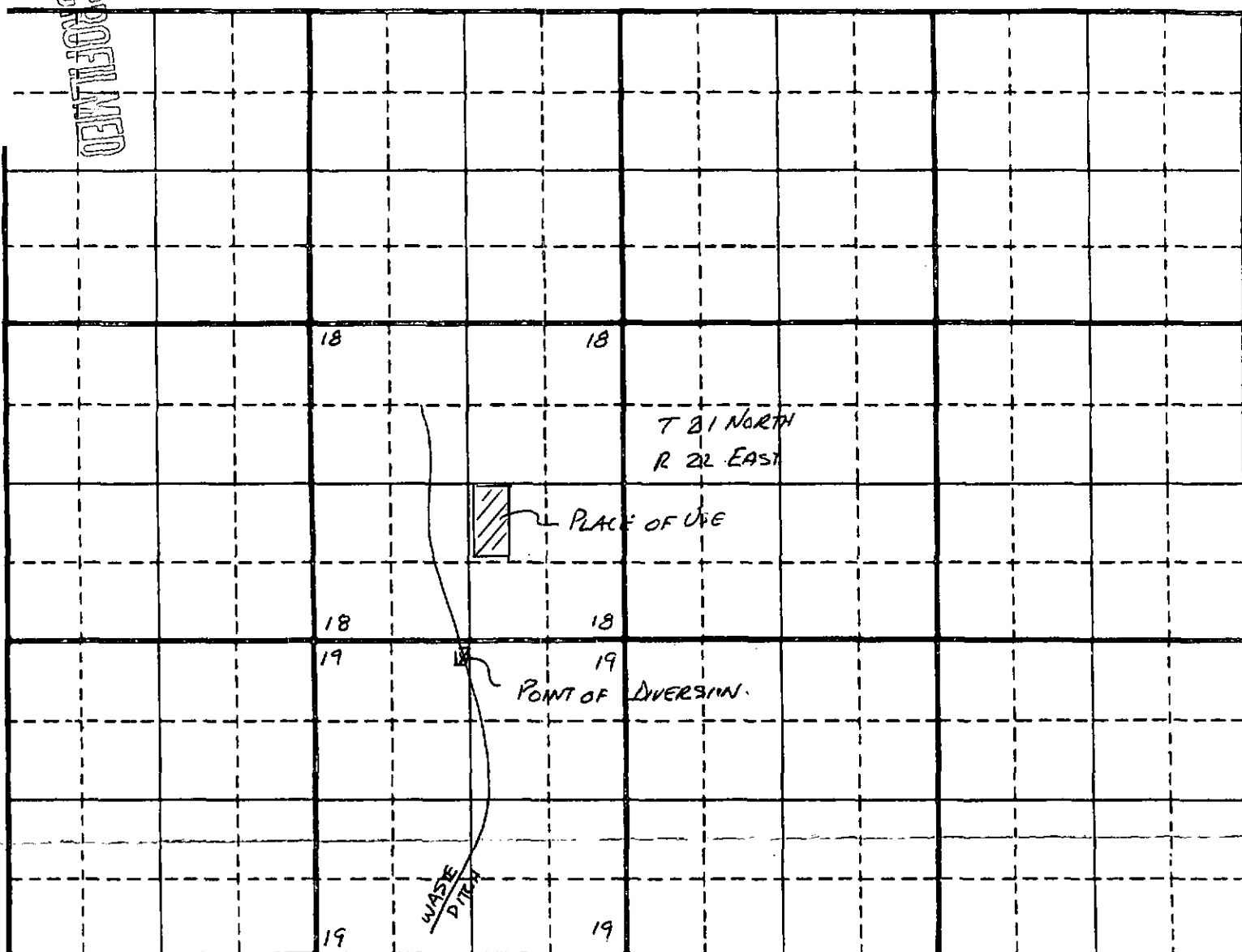
No. of acres 20

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

NOTE: Include here the type and number of stock watered:  
If you are claiming water as a member of an organization, list name of organization:

MICROFILMED

(8) Remarks \_\_\_\_\_

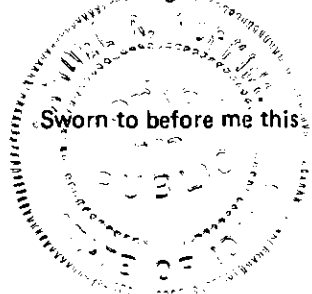


Scale: 2 inches equal 1 mile.

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 CANTON ) 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 affiant's knowledge.



Sworn to before me this 13<sup>th</sup> day of FEBRUARY

Roy C. Motichka  
(Claimant)

19 84.

Paul R. App  
Notary Public

Residing at CANTON

My commission expires JAN. 8, 1987

Received by CW Date 6/30/83 FOR DEPARTMENT USE ONLY  
Prelim. check by KCW Date 2-16-84 Exception filed by: \_\_\_\_\_ Date \_\_\_\_\_  
\$30.00 fee received by #440 CW Date 7-1-83 #29240  
Published in Recorder Herald  
Dates 3/18 - 3/15/84

RECEIVED

Claim No. \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern District Office

RECEIVED

JUN 27 1983

CLAIM TO A WATER RIGHT

DEPARTMENT OF WATER RESOURCES

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that:

Roy C. Motichka

(Name of Claimant)

RT-7, Box 72, Caldwell, Idaho 83605

(Mailing Address)

(Zip Code)

Telephone No. (208) 459-1990

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) apr. 1 1915

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 is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

Waste ditch (Name unknown) tributary to Salmon River

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

| Quantity | (cfs, af)    | Use | (Domestic, Irrigation, Stock, Etc.) | (Both dates inclusive)          |                 |
|----------|--------------|-----|-------------------------------------|---------------------------------|-----------------|
|          |              |     |                                     | (Mo., Day)                      | (Mo., Day)      |
| Quantity | <u>5 cfs</u> | Use | <u>Irrigation</u>                   | Period of Use From <u>apr 1</u> | To <u>oct 1</u> |
| Quantity |              | Use |                                     | Period of Use From              | To              |
| Quantity |              | Use |                                     | Period of Use From              | To              |
| Quantity |              | Use |                                     | Period of Use From              | To              |
| Quantity |              | Use |                                     | Period of Use From              | To              |

(4) TOTAL QUANTITY USED.

(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)

NW 1/4 NW 1/4, Sec. 19 Twp. 21 N Rge. 22 E B.M., County of Lemhi

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. Describe any changes in the system and give the date of the change. Ditch (open) about 2 mi. long

(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 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4    |        |        |        | TOTAL     |
|-------------|-------------|-----------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|-----------|--------|--------|--------|-----------|
|             |             |           | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4    | NW 1/4 | SW 1/4 | SE 1/4 |           |
| <u>21 N</u> | <u>22 E</u> | <u>18</u> |        |        |        |        |        |        |        |        |        |        |        |        | <u>20</u> |        |        |        | <u>20</u> |
|             |             |           |        |        |        |        |        |        |        |        |        |        |        |        | (w. H)    |        |        |        |           |
|             |             |           |        |        |        |        |        |        |        |        |        |        |        |        |           |        |        |        |           |
|             |             |           |        |        |        |        |        |        |        |        |        |        |        |        |           |        |        |        |           |
|             |             |           |        |        |        |        |        |        |        |        |        |        |        |        |           |        |        |        |           |
|             |             |           |        |        |        |        |        |        |        |        |        |        |        |        |           |        |        |        |           |
|             |             |           |        |        |        |        |        |        |        |        |        |        |        |        |           |        |        |        |           |
|             |             |           |        |        |        |        |        |        |        |        |        |        |        |        |           |        |        |        |           |
|             |             |           |        |        |        |        |        |        |        |        |        |        |        |        |           |        |        |        |           |
|             |             |           |        |        |        |        |        |        |        |        |        |        |        |        |           |        |        |        |           |
|             |             |           |        |        |        |        |        |        |        |        |        |        |        |        |           |        |        |        |           |

No. of acres 20

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

NOTE: Include here the type and number of stock watered:

If you are claiming water as a member of an organization, list name of organization:

REPORTED

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_



State of Idaho )  
County of Canyon ) ss.

Roy C. Motichka  
(Claimant)

, 19 83

Notary Public  
Residing at Caldwell, Idaho

My commission expires 12-20-85

Received by CW Date 6-27-83 Exception filed by: \_\_\_\_\_ Forwarded to \_\_\_\_\_ Date \_\_\_\_\_  
 Prelim. check by SLC Date \_\_\_\_\_  
 \$30.00 fee received by CW Date 7-01-83  
 Published in \_\_\_\_\_ # 29240  
 Dates \_\_\_\_\_

NOTICE OF CLAIMS  
TO WATER RIGHTS

The following claim(s)  
have been filed on water  
right(s) created by diver-  
sion and beneficial use:  
73-4097

HATCH LIVESTOCK  
HC 62, BOX 1100, ELLIS,  
ID 83235

Source: BIG SPRINGS OR  
ONEIL CREEK trib. to  
PAHSIMEROI RIVER

Priority Date: 07/21/1900

Diversion Pt: SWSE Sec  
26 T 15N R 21E

Use: IRRIGATION (8.80  
CFS)

In: NENW NWNW SENW  
Sec 16 T 15N R 21E

NWNW, SWNW, SENW

NESW NWSW SWSW

SESW Sec 09 T 15N R 21E

NENE NWNE SWNE

SENE NENW Sec 08 T

15N R 21E NESW SESW

NWSE SWSE Sec 05 T

15N R 21E FOR 500

ACRES.

73-4101

MADSEN, KENNETH &/

or JUDITH

HC 62, BOX 2340, MAY,

ID 83253

Source: BIG SPRING

CREEK trib. to PAHSIM-

EROI RIVER

Priority Date: 07/27/1900

Diversion Pt: SWSE Sec

26 T 15N R 21E

Use: IRRIGATION (4.00

CFS)

STOCKWATER (1.00

CFS)

In: NENW NWNW

SWNW SENW Sec 05 T

15N R 21E LOT 01

(NENE) LOT 02 (NWNE)

SWNE SENE NESE SESE

Sec 06 T 15N R 21E FOR

200 ACRES

75-4503

MOTICHKA, ROY

RT. 7, BOX 72, CALD-

WELL, ID 83605

Source: IRRIGATION

WASTEWATER trib. to

SALMON RIVER

Priority Date: 04/01/1915

Diversion Pt: NENW Sec

19 T 21N R 22E

Use: IRRIGATION (0.50

CFS)

In: NWSE Sec. 18 T 21N R

22 E FOR 20 ACRES

Exceptions to a claim

may be filed with the

Director, Dept. of Water

Resources, 150 Shoup

Ave., Suite 15, Idaho

Falls, Idaho 83402.

KEN DUNN, Dir.

Published 3/8 & 3/15/

84.

# Affidavit of Publication

STATE OF IDAHO

County of Lemhi

ss.

MAR 16 1984

Department of Water Resources  
Eastern District Office

JERRY G. ROSIN

being first duly sworn, deposes  
and says that he is one of the printers (publisher) of the RECORDER HERALD,  
a newspaper published weekly at Salmon, Lemhi County, Idaho, and of general  
circulation therein,

That the Notice of Claims to Water Rights 73-4097, 73-4101,

75-4503

a true  
printed copy of which is attached to the margin hereof, has been and was correct-  
ly printed and published in the regular and entire issue of every number of said  
newspaper and not in any supplement thereof or thereto for 2  
consecutive issues, commencing with the issue dated March 8, 1984  
and ending with the issue dated March 15, 1984

*Jerry G. Rosin*

Subscribed and sworn to before me, this fifteenth

day of March, 1984

*Notary Public*  
Notary Public for the State of Idaho,  
Residing at Salmon, Idaho

Publication Fee \$ 34.65

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

---

150 Shoup Ave., Suite 15  
Idaho Falls, Idaho 83402  
(208) 525-7161

MARCH 26, 1984

ROY MOTICHKA  
RT. 7, BOX 72  
CALDWELL

ID 83605

RE: Claim No. 75-4503

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, 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.

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

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.

Yours truly,

RONALD D. CARLSON  
Eastern Region Supervisor

Enclosure

MAILED  
MAR 27 1984

State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: KEITH C WILSON

Right Number 75 4503

Applicant ROY C. MOTICHKA

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

March 26, 1984

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☒ Exceptions processed.

By Ernest Carlson

Date March 26, 1984

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By pc

Date 3/27/84

MICROFILMED

RECEIVED  
MAR 27 1984

Department of Water Resources

IDENT. NO. 75 4503

WATER RIGHT  
DATA ENTRY LOG

Date \_\_\_\_\_

Item

BP

2/29/84

Original form entered

Edit Report Correct

Date Protested

Date of Hearing

Date Approved/Denied  
(Proof due date, stage and/or status,  
conditions of approval, water district)

Record Verified

**Amendment Approved**

**Extension Approved**

### Partial Proof

**Proof Complete**

Field Exam Received

Field Exam Accepted  
and changes entered

## License Updated

## Transfer Updated

Keypunched by State Office

January 18, 1984

Roy Motichka  
Rt. #7, Box 72  
Caldwell, ID 83605

Dear Mr. Motichka:

In June the Department of Water Resources received your claim to a water right filed in accordance with Section 42-242 of the Idaho Code requiring all beneficial use water rights to be recorded with the state. This claim was reviewed by our staff and subsequently returned on November 7, 1983 with a cover letter outlining the modifications you needed to make.

The fee at the time you submitted your claim was \$30.00. However, starting July 1, 1983 the statutory filing fee for filing a claim was substantially increased to \$100.00. Since your claim was originally received when the lower fee was in effect, we will accept your claim at that rate provided it has been corrected and returned no later than February 18, 1984. A returned claim postmarked later than February 18, 1984 will be assessed the current filing fee of \$100.00.

The staff at our office will be glad to answer questions or assist you in properly completing the claim form.

Respectfully submitted,

ERNEST CARLSEN  
Assistant Regional Supervisor

EC:CW



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
EASTERN REGION

John V. Evans  
Governor

A. Kenneth Quinn  
Director

150 Shoup - Suite 1  
Idaho Falls, Idaho 83401  
(208) 525-7161

Roy Motichka  
Rt 7 Box 72  
Caldwell ID 83605

11-7-83  
-8-12-83

Dear Claimant:

This office is in receipt of a Claim to a Water Right filed in your name. Please be advised that the claim cannot be formally receipted until the following information is provided:

- \_\_\_\_\_ Complete name.
- \_\_\_\_\_ Complete mailing address.
- \_\_\_\_\_ Date of priority (month, day, and year).
- \_\_\_\_\_ Source of water.
- \_\_\_\_\_ Quantity claimed to have been used.
- \_\_\_\_\_ Nature of use and period of use.
- \_\_\_\_\_ Location of point(s) of diversion.
- ☒ Location of place of use (acres irrigated if water is claimed for irrigation).
- \_\_\_\_\_ Filing Fee (Amount \$\_\_\_\_\_).
- ☒ Signature.
- ☒ Notarization of signature.
- ☒ Other: THE ENCLOSED FORM CORRECTS AN ERROR ON YOUR ORIGINAL. THE LEGAL DESCRIPTION IN PART C WAS IN THE WRONG PLACE. EVERYTHING ELSE WAS FINE.

Please note that your claim has been stamped and initialed as received. If you amend this claim by adding the needed information and return the claim to this office no later than 60 days from the date of this letter, the original date submitted will be utilized for purposes of determining the appropriate filing fee.

Instructions for completing a Claim to a Water Right are included for your information. However, if you desire assistance, please feel free to contact this office.

Sincerely, *Steu McCormick*

RECEIVED

75-4503

MOTICHKA, ROY

RT. 7, BOX 72, CALDWELL, ID 83605

Source: IRRIGATION WASTEWATER trib. to SALMON RIVER

Priority Date: 04/01/1915

Diversion Pt: NENW Sec 19 T 21N R 22E

75-4503

MOTICHKA, ROY  
RT. 7, BOX 72, CALD-  
WELL, ID 83605

Source: IRRIGATION  
WASTEWATER trib. to  
SALMON RIVER

Priority Date: 04/01/1915  
Diversion Pt: NENW Sec  
19 T 21N R 22E

Exceptions to a claim  
may be filed with the  
Director, Dept. of Water  
Resources, 150 Shoup  
Ave., Suite 15, Idaho  
Falls, Idaho 83402.

KEN DUNN, Dir.

Published 3/7/84 at 3/15/84

chg. on computer  
3/14/84 BP

corrected  
with newspaper  
3/7/84 BP

RECEIVED