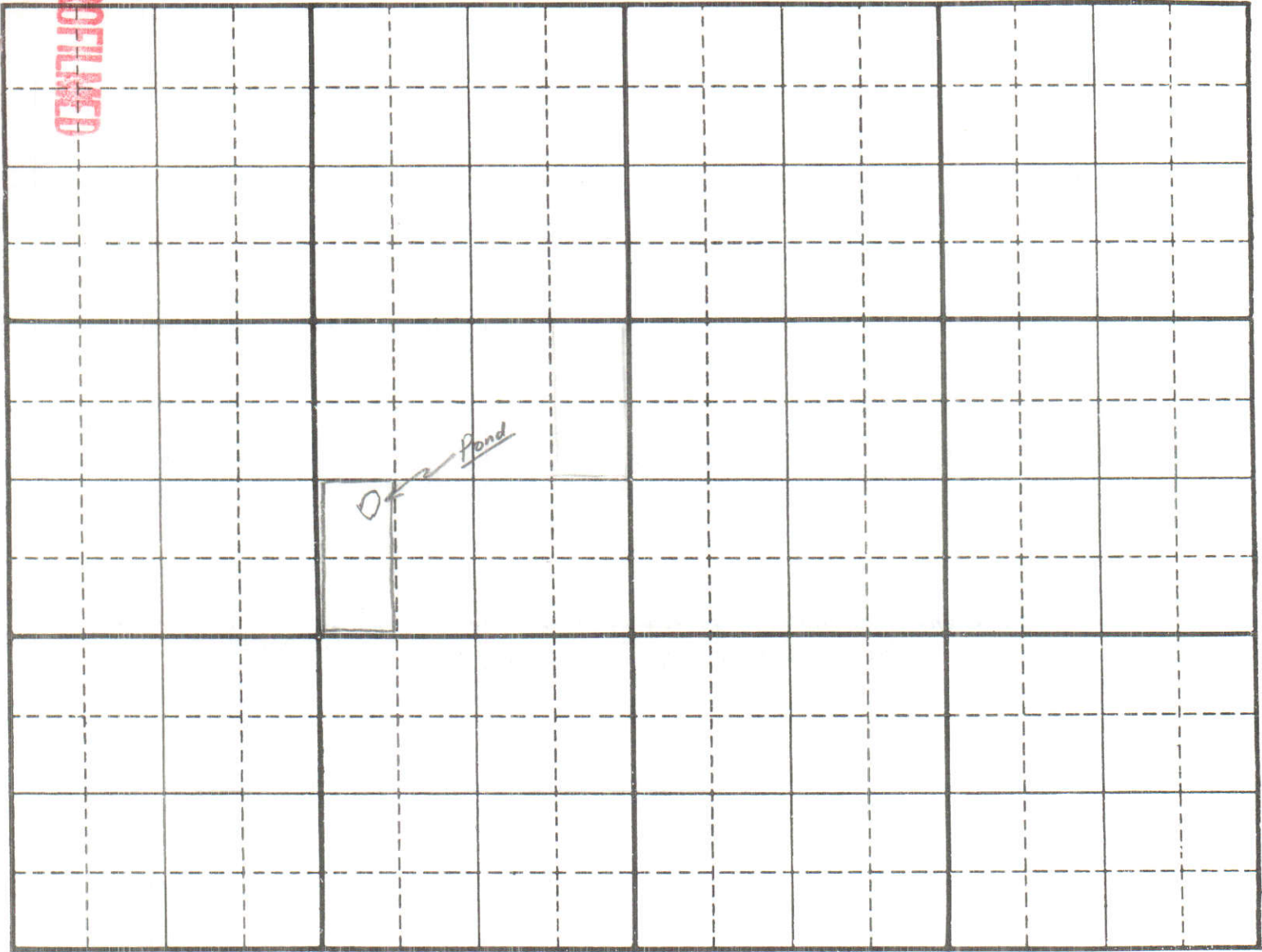


(8) Remarks \_\_\_\_\_

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 Adams ) 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.

Clinton T. Yates Phyllis Rafter  
(Claimant)

Sworn to before me this 30 day of June, 1983.

F. Fred Glenner  
Notary Public  
Residing at Council

My commission expires \_\_\_\_\_

FOR DEPARTMENT USE ONLY

|                                           |                     |                           |                 |         |
|-------------------------------------------|---------------------|---------------------------|-----------------|---------|
| Received by <u>mm</u>                     | Date <u>7-8-83</u>  | Exception filed by:       | Forwarded to    | Date    |
| Prelim. check by <u>JG</u>                | Date <u>1-16-84</u> | Dick & Erma Armacos       | Claimant by: jp | 3/13/84 |
| \$30.00 fee received by <u>M.A.</u>       | Date <u>7-8-83</u>  | 32373 Clifford E. Holcomb | JP              | 3/14/84 |
| Published in <u>Idaho County Searcher</u> |                     |                           |                 |         |
| Dates <u>2/23 &amp; 3/1/84</u>            |                     |                           |                 |         |

L-19

B-262  
H. PARADIS

B-287  
D. ARMACOST

B-102  
P. H. CLARKE

MOYER

B-307  
CHILDERS

B-314  
MORRIS

B-377

B-237  
M. CHILDERS

B-368  
FANSLER

B-367 SHELTON

B-274

GARRETT  
C. CHURCH

FAIRGROUNDS

B-350  
NELSON

8.6  
B-312  
J. MEYER

B-229  
KITZHAVER  
B-405

NOT TO SCALE

MICROFILMED

RECEIVED  
MAR 2 1964



State of Idaho  
**DEPARTMENT OF WATER RESOURCES**  
WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS  
Governor

A. KENNETH DUNN  
Director

Mailing address:  
Statehouse  
Boise, Idaho 83720  
(208) 334-2190

March 12, 1984

Dick &/or Erma Armacost  
Council  
IDAHO 83612

Re: Claims No. 67-4559 & 57-4562

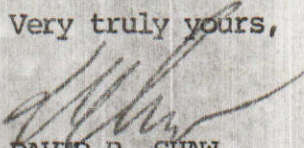
Dear Mr. & Mrs. Armacost:

This office acknowledges receipt of your correspondence concerning the above referenced claim to a water right. The Department will not schedule a hearing in the matter or evaluate for conformation or censure the right claimed, since Section 42-244, Idaho Code, states in part the following:

"At anytime after the filing of a claim, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources."

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

Very truly yours,

  
DAVID B. SHAW  
Western Regional Supervisor

DBS:jp

Enc:

MICROFILMED

## CLAIM TO A WATER RIGHT

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

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:

**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.**

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

(4) 0.3 TOTAL QUANTITY USED.  
(cfs, af)

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. Reservoir 80 Ft. by 200 Ft. to be constructed- Completion Summer of 1983 - IMPROVEMENT TO SYSTEM ALREADY ESTABLISHED - PER PHONE CONVO. OF 1-16-84. J6

(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]

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

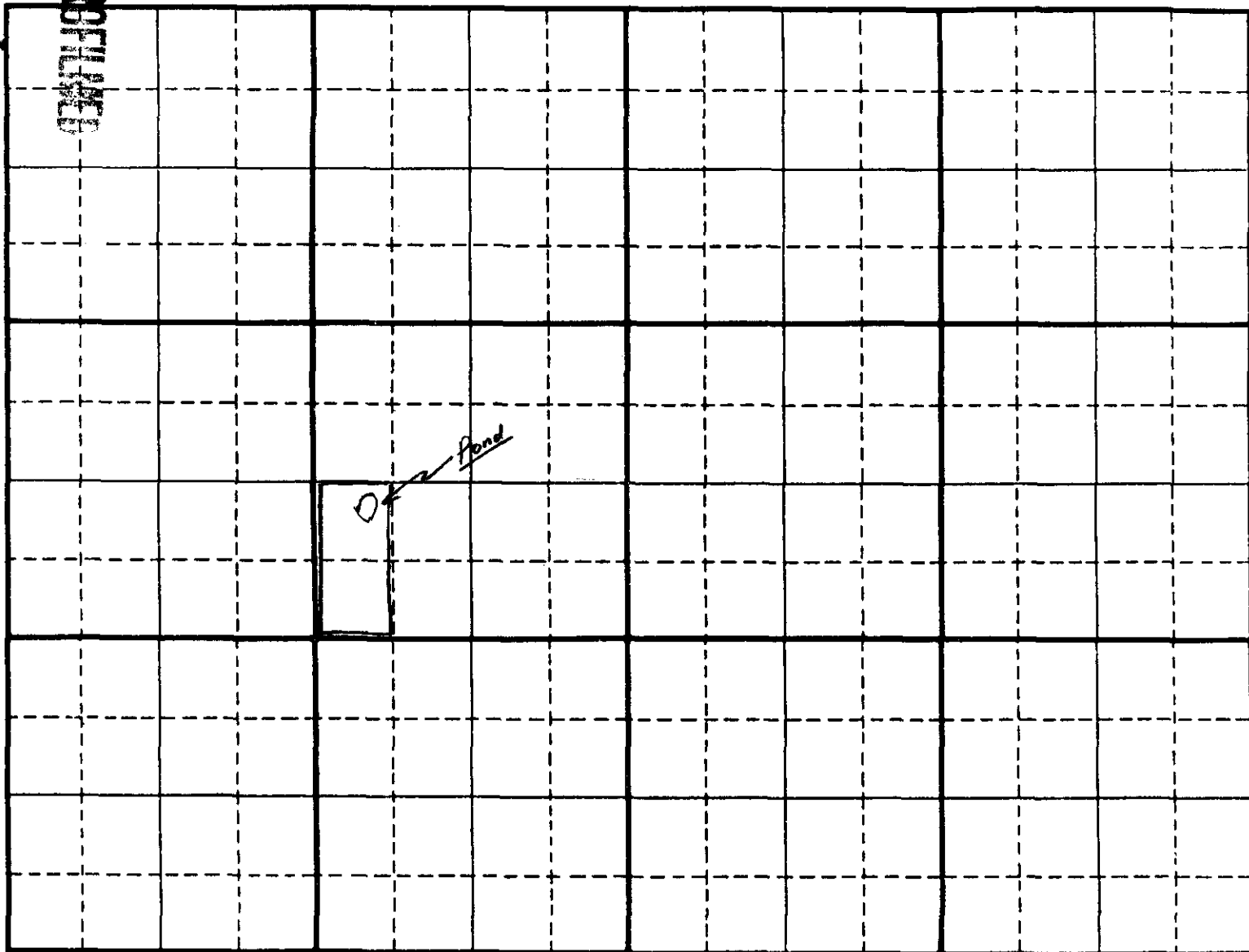
NOTE: Include here the type and number of stock watered: 90 Hd Cattle

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

**RECEIVED**

(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 Adams ) 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.

Clinton T. Up to Right, Jr.  
(Claimant)

Sworn to before me this 30 day of June, 1983.

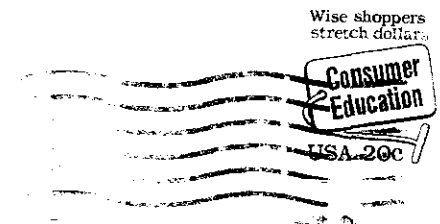
Fred Warner  
Notary Public  
Residing at Council

My commission expires \_\_\_\_\_

FOR DEPARTMENT USE ONLY

|                                           |                     |                           |                 |         |
|-------------------------------------------|---------------------|---------------------------|-----------------|---------|
| Received by <u>nn</u>                     | Date <u>7-8-83</u>  | Exception filed by:       | Forwarded to    | Date    |
| Prelim. check by <u>JG</u>                | Date <u>1-16-84</u> | Dick & Erma Armacos       | Claimant by: jp | 3/13/84 |
| \$30.00 fee received by <u>McA</u>        | Date <u>7-8-83</u>  | 32373 Clifford E. Holcomb | JP              | 3/14/84 |
| Published in <u>Idaho County Recorder</u> |                     |                           |                 |         |
| Dates <u>2/22 &amp; 3/1/84</u>            |                     |                           |                 |         |

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
WESTERN REGION  
92 South Cole Road  
Boise, Idaho 83705



DEPARTMENT OF WATER RESOURCES  
WESTERN REGION OFFICE  
92 SOUTH COLE ROAD  
BOISE, IDAHO 83705

WAT 92 94062971 07/06/83

STATE-OF-IDA-WAT-RES  
450 W STATE ST  
BOISE ID 83702

# Armacost Quarter Horses

Dick and Erma Armacost  
Council, Idaho 83612  
Phone 208-253-4827

*"Home of Jessie Two"*

March 20, 1984

State of Idaho  
Department of Water Resources  
Western Region  
450 W. State Street  
Boise, Idaho

Re: Claims No. 67-4559 & 67-4562

Dear Mr. David Shaw:

We have been in residence on our property for seven years. We have used the waste water every year to irrigate our fields and for livestock.

To the best of our knowledge the waste water that flows through the two natural drainages that run through our property, has been used on this place for years.

To the best of our knowledge the information above is true and correct.

Thank you for your advice and prompt attention to our needs.

Very truly yours,

*Dick Armacost*

*Erma Armacost*

Mr. and Mrs. Dick Armacost

RECEIVED  
MAR 22 1984

Department of Water Resources  
Western Regional Office

B-262  
H. PARADIS

B-267  
B. ARMAGOST

D  
9.4

L-19

B-102  
P. H. CLARKE

MOYER

B-307

A  
12.7

30.0

8.5

B-277

B  
22.0  
B-215  
J. BEAR

32

B-366  
FANSLER

C  
11.6

B-367 SHELTON

B-389  
BROWN 5.5

3.5

B-274

GARRETT  
C. CHURCH

2.0

B-252  
C. MADSEN  
14.0

15.8

FAIRGROUNDS

B-500

7.2

8.6  
B-312  
J. MEYER

17.5

8.5

B-228  
KITTY HAGER  
B-405

NOT TO SCALE

MICROFILMED

RECEIVED  
MAR 22 1964

**RECEIVED**

MAR 14 1984

Department of Water Resources  
Western Regional Office

Council, Idaho  
March 9, 1984

**RECEIVED**

MAR 12 1984

Department of Water Resources

Dept. of Water Resources  
Water Division  
Boise, Idaho 83720

Dear Sir:

I am protesting Claims for  
Water Rights Nos 67-455- Yates, Clinton & or Phillis R.  
and 67-4562 Kenneth & or Lorraine Malstrom.

Reason for exceptions to claim;  
I have used, and need this  
waste water for my pasture.

Sincerely,  
Clifford E Holcomb  
HC 62 Box 1476  
Council Id 83612

RECEIVED

H C 62 Box 1470

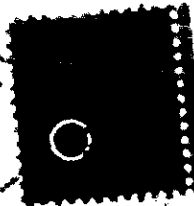
encl 1

MICROFILMED

3

RETURN RECEIPT  
REQUESTED

COUNCIL  
MAR 9  
PM  
1984  
83612



Pearl Buck



USA

Dept of Water Resources  
Water Division Statehouse  
Boise, Idaho

83720

CERTIFIED

P 672 364 449

MAIL

# Armecost Quarter Horses

Dick and Erma Armecost  
Council, Idaho 83612  
Phone 208-253-4827

"Home of Jessie Two"

3-9-84

RECEIVED  
MAR 12 1984

Department of Water Resources  
Western Regional Office

Dept. of Water Resources  
Vention Division  
Boise, Idaho 83720

Dear Sir:

Re: Claims for Water Rights:  
67-43519 Yates, Clinton  
& Phyllis R.  
and  
67-4352, Kenneth & Lor  
Mastrum  
Lorraine

This letter is  
written to protect the  
Claims to Water Rights decided above.

Reasons for protest; for many  
years the waste water applied for  
above has been used to a large  
extent on our place for irrigation.  
We rely on this water to keep  
our horse pasture stay green and  
produce grass.

Thank you for your consideration  
of our protest. Sincerely,

Dick & Erma E. Armecost

RECEIVED

**Armacost Quarter Horses**

Dick and Erma Armacost  
Council, Idaho 83612



RETURN RECEIPT  
REQUESTED



*Director, Dept. of Water Resources  
Western Region  
Statehouse  
Boise, Idaho*

83720



NOTICE OF CLAIMS TO  
WATER RIGHTS

The following claim(s) have  
been filed on water right(s)  
created by diversion, and bene-  
ficial use:

67-4556

HILL, WILLIAM LYLE &/or  
DORA R.  
P.O. BOX 406, COUNCIL, ID  
83612

Source: SPRINGS trib. to SINKS  
Priority Date: 01/01/1960  
Diversion Pt: NWNW Sec 11 T  
16N R 01W  
Use: IRRIGATION (0.20 CFS)  
In: NWNW Sec 11 T 16N R 01W  
FOR 10 ACRES

67-4558

DAVISON, STANLEY R.  
INDIAN VALLEY, ID 83632  
Source: LITTLE WEISER RIVER  
trib. to WEISER RIVER  
Priority Date: 03/15/1956  
Diversion Pt: SENW Sec 36 T  
14N R 01W SESE Sec 26 T 14N R  
01W (REDIVERSION)  
Use: IRRIGATION (0.44 CFS)  
In: NESW Sec 23 T 14N R 01W  
FOR 30 ACRES

67-4559

YATES, CLINTON T. &/or  
PHYLLIS R.  
HC 62 BOX 1550, COUNCIL,  
ID 83612  
Source: WASTE WATER trib. to  
WEISER RIVER  
Priority Date: 01/01/1930  
Diversion Pt: NWSW Sec 03 T  
16N R 01W  
Use: IRRIGATION (0.30 CFS)  
STOCKWATER (0.30 CFS)  
In: NWSW Sec 03 T 16N R 01W  
FOR 40 ACRES

67-4560

HENDERSON, CARL &/or  
JOHN &/or ART  
GOODRICH RT., COUNCIL,  
ID 83612  
Source: GOODRICH CREEK  
trib. to WEISER RIVER  
Priority Date: 07/01/1951  
Diversion Pt: SENE SESE Sec  
05 T 15N R 02W SWSW Sec 04  
T 15N R 02W  
Use: IRRIGATION (0.90 CFS)  
STOCKWATER (0.01 CFS)  
In: NESE SESE Sec 05 T 15N R  
02W SWSW Sec 04 T 15N R  
02W FOR 30 ACRES

67-4561

WALSTROM, KENNETH &/or  
LORAIN  
HC 62 BOX 1535, COUNCIL,  
ID 83612  
Source: GROUNDWATER  
Priority Date: 01/01/1960  
Diversion Pt: SWNE Sec 10 T  
16N R 01W  
Use: IRRIGATION (4.00 CFS)  
STOCKWATER (4.00 CFS)  
In: SWNE Sec 10 T 16N R 01W  
FOR 25 ACRES

Affidavit of Publication

State of Idaho, County of Adams, ss:

I, Bert J. Rogers, being first duly sworn upon my Oath, de-  
pose and say that I am the publisher of The Adams County

Leader, a newspaper; that a copy of the "Notice of Claim

67-4558-67-4559-67-4560-67-4561

as per clipping  
herein attached, was published in the regular and entire issue  
of said newspaper, and not in any supplement thereof, for

two (2) consecutive weeks, the first publication of the

same being made in the issue dated February 23, 1984

and the last in the issue dated March 1, 1984  
that said newspaper is of general circulation in Adams County  
Idaho, printed and published weekly at Council therein and  
that said newspaper has been continuously and uninterrupted-  
ly published in said county during a period of more than sev-  
enty-eight consecutive weeks prior to the first publication of

" Notice "

said

as aforesaid.

Subscribed and sworn to before me this 1st

day of March, 1984

*Bert J. Rogers*

Notary Public for Idaho,  
Residing at Council, Idaho

RECEIVED  
MAR 2 1984

Department of Water Resources  
Western Regional Office

WRR100  
67-4559

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHTS PROOF READING REPORT

PAGE 1  
20-NOV-1985 11:50:12

01 WATER RIGHT NUMBER - 67-4559

02 OLD (D) NUMBER -

03001 - YATES ✓  
03002 - YATES ✓  
LAST NAME

04001 - CLINTON T. ✓  
04002 - PHYLLIS R. ✓  
FIRST NAME

05001 - C  
05002 - C  
ORIG. OWNER

06 ADD LINE 1 - HC 62 BOX 1550 ✓

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - COUNCIL ✓

10 STATE - ID 11 ZIP - 83612

12 STAGE - S STATUTORY CLAIM ✓

13 STATUS -

14001 - WASTE WATER ✓  
SOURCE

15001 - WEISER RIVER ✓  
TRIBUTARY OF

16 DIVERSION MEANS - RES. ✓

17 COUNTY - 03 ADAMS

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - .300 ✓

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

| ----- DIVERSION POINTS ----- |            |             |             |         |         |                                   |     |     |     |     |     |     |     |
|------------------------------|------------|-------------|-------------|---------|---------|-----------------------------------|-----|-----|-----|-----|-----|-----|-----|
| TRACT                        | SEC        | TWN         | RNG         | LOT     | RFLG    | S T R E A M I N D E X F I E L D S |     |     |     |     |     |     |     |
| 22001 - NWSW                 | 23001 - 03 | 24001 - 16N | 25001 - 01W | 26001 - | 27001 - |                                   |     |     |     |     |     |     |     |
|                              |            |             | 28001 - 0   | 0.0     | 0.0     | 0.0                               | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |

29 NON-IRRIGATION USE - S/90 RANGE

| ----- PLACE OF USE ----- |             |             |            |              |            |                 |
|--------------------------|-------------|-------------|------------|--------------|------------|-----------------|
| USE CODE / USE           | TWN         | RNG         | SEC        | TRACT        | ACRES      | LOT             |
| 30001 - 01 IRRIGATION ✓  | 31001 - 16N | 32001 - 01W | 33001 - 03 | 34001 - NWSW | 35001 - 40 | 36001 -         |
|                          |             |             |            |              |            | TOTAL ACRES: 40 |

| ----- WATER USE ----- |                |                         |                 |                  |
|-----------------------|----------------|-------------------------|-----------------|------------------|
| PERIOD FROM           | PERIOD TO      | USE CODE / USE          | DIVERSION RATE  | DIVERSION VOLUME |
| 37001 - 0101 ✓        | 38001 - 1231 ✓ | 39001 - 01 IRRIGATION ✓ | 40001 - 0.300 ✓ | 41001 - 0.00     |
| 37002 - 0101 ✓        | 38002 - 1231 ✓ | 39002 - 04 STOCKWATER ✓ | 40002 - 0.300 ✓ | 41002 - 0.00     |

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

44001 -  
REMARKS

APPROVAL CONDITIONS: 45001 -

46 OTHER RIGHTS FOR SAME USE -

| ----- D A T E S ----- |              | ----- D A T E S ----- |   | ----- F L A G S ----- |   |
|-----------------------|--------------|-----------------------|---|-----------------------|---|
| 47 PRIORITY           | 1-JAN-1930 ✓ | 55 LICENSE            | - | 63 TRANSFER/AMENDED   | - |
| 48 PROOF DUE          | -            | 56 APPL RECEIVED      | - | 64 DLE/CAREY ACT      | - |
| 49 PROOF MADE         | -            | 57 FIELD EXAM MADE    | - | 65 FLAG_1             | - |
| 50 APPROVE/DENIED     | -            | 58 DECREE             | - | 66 FLAG_2             | - |
| 51 PROTESTED          | -            | 59 START WORK         | - | 67 FLAG_3             | - |
| 52 HEARING            | -            | 60 ORDER SHOW CAUSE   | - |                       |   |

WKR100  
67-4559

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHTS PROOF READING REPORT

PAGE 2  
20-NOV-1985 11:50:12

- - - - - D A T E S - - - - - D A T E S - - - - - F L A G S - - - - -

53 VERIFIED -  
54 LAST UPDATE - 27-FEB-1984

61 DATE\_1 -  
62 DATE\_2 -

State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Jan J. J. J.

Right Number 67-4559 Applicant YATES

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.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. 3/2/84
- ☒ Claim published correctly. adams County Leader 2/23 + 3/1/84
- ☒ Exceptions processed. 30/32373

By DBS Date 3/29/84

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By sc Date 4/17/84

MICROFILMED

RECEIVED  
APR 17 1984

Department of Water Resources

March 27, 1984

Mr. and Mrs. Dick Armacost  
Armacost Quarter Horses  
Council, ID 83612

Re: Claims No. 67-4559 & 67-4562

Dear Mr. & Mrs. Armacost:

This letter is to acknowledge receipt of the two exceptions and the aerial photos filed in connection with Claims to a Water Right No. 67-4559 and 67-4562.

As explained in our first acknowledgement letter the Department will take no action other than to send the claimant a copy.

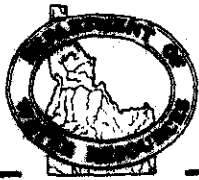
Your exceptions will be made a part of the file and shall be evidence subject to review if future actions regarding these rights are taken.

If you have any questions or need further assistance, please contact this office.

Sincerely,

DAVID B. SHAW  
Western Regional Supervisor

DBS:jp



State of Idaho  
**DEPARTMENT OF WATER RESOURCES**  
WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS  
Governor

A. KENNETH DUNN  
Director

Mailing address:  
Statehouse  
Boise, Idaho 83720  
(208) 334-2190

March 27, 1984

Clinton T. Yates &/or  
Phyllis R. Yates  
HC 62 Box 1550  
Council, ID 83612

Re: Claim No. 67-4559

Dear Mr. & Mrs. Yates:

Enclosed is a copy of an exception filed in connection with your above referenced claim to a water right. The Department will not schedule a hearing in this matter or evaluate for conformation or censure the right claimed since Section 42-244, Idaho Code, states in part the following:

"At anytime after the filing of a claim, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources."

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

Very truly yours,

A handwritten signature in dark ink, appearing to read "David B. Shaw".

DAVID B. SHAW

Western Regional Supervisor

DBS:jp

Enc:

MICROFILMED



State of Idaho  
**DEPARTMENT OF WATER RESOURCES**  
WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS  
Governor

A. KENNETH DUNN  
Director

Mailing address:  
Statehouse  
Boise, Idaho 83720  
(208) 334-2190

March 14, 1984

Clifford E. Holcomb  
HC 62 Box 1470  
Council, ID 83612

Re: Claims No. 67-4559 & 67-4562

Dear Mr. Holcomb:

This office acknowledges receipt of your correspondence concerning the above referenced claim to a water right. The Department will not schedule a hearing in the matter or evaluate for conformation or censure the right claimed, since Section 42-244, Idaho Code, states in part the following:

"At anytime after the filing of a claim, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources."

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

Very truly yours,

DAVID B. SHAW  
Western Regional Supervisor

DBS:jp

Enc:

MICROFILMED



State of Idaho

## DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS  
Governor

A. KENNETH DUNN  
Director

Mailing address:  
Statehouse  
Boise, Idaho 83720  
(208) 334-2190

March 14, 1984

Clinton T. &/or Phyllis R. Yates  
HC 62 Box 1550  
Council, ID 83612

Re: Claim No. 67-4559

Dear Mr. & Mrs. Yates:

Enclosed is a copy of an exception filed in connection with your above referenced claim to a water right. The Department will not schedule a hearing in this matter or evaluate for conformation or censure the right claimed since Section 42-244, Idaho Code, states in part the following:

"At anytime after the filing of a claim, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources."

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

Very truly yours,

A handwritten signature in dark ink, appearing to read "David B. Shaw", is written over the typed name.

DAVID B. SHAW  
Western Regional Supervisor

DBS:jp

Enc:

MICROFILMED



State of Idaho  
**DEPARTMENT OF WATER RESOURCES**  
WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS  
Governor

A. KENNETH DUNN  
Director

Mailing address:  
Statehouse  
Boise, Idaho 83720  
(208) 334-2100

March 12, 1984

Dick &/or Erma Armacost  
Council  
IDAHO 83612

Re: Claims No. 67-4559 & 57-4562

Dear Mr. & Mrs. Armacost:

This office acknowledges receipt of your correspondence concerning the above referenced claim to a water right. The Department will not schedule a hearing in the matter or evaluate for confirmation or censure the right claimed, since Section 42-244, Idaho Code, states in part, the following:

"At anytime after the filing of a claim, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded by the claimant to the Department of Water Resources."

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

Very truly yours,

David B. [Signature]  
Regional Supervisor

REG-12

ENCLOSURE



State of Idaho  
**DEPARTMENT OF WATER RESOURCES**  
WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS  
Governor

A. KENNETH DUNN  
Director

Mailing address:  
Statehouse  
Boise, Idaho 83720  
(208) 334-2190

March 12, 1984

Clinton T. &/or Phyllis R. Yates  
HC 62 Box 1550  
Council, ID 83612

Re: Claim No. 67-4559

Dear Mr. & Mrs. Yates:

Enclosed is a copy of an exception filed in connection with your above referenced claim to a water right. The Department will not schedule a hearing in this matter or evaluate for conformation or censure the right claimed since Section 42-244, Idaho Code, states in part the following:

"At anytime after the filing of a claim, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources."

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

Very truly yours,

  
DAVID B. SHAW  
Western Regional Supervisor

DBS:jp

Enc:

MICROFILMED

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Western Region

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Statehouse  
Boise, Idaho 83720  
(208) 334-2190

MARCH 14, 1984

CLINTON T. YATES  
PHYLLIS R. YATES  
HC 62 BOX 1550  
COUNCIL

ID 83612

RE: Claim No. 67-4559

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.

Sincerely,

DAVID B. SHAW  
Western Region Supervisor

Enclosure

RECEIVED  
MARCH 14 1984

62-4559-

YATES, CLINTON T. &/or PHYLLIS R.

HC 62 BOX 1550. COUNCIL. ID 83612

Source: WASTE WATER trib. to WEISER RIVER

Priority Date: 01/01/1930

Diversion Pt: NSW Sec 03 T 16N R 01W

|                 |            |
|-----------------|------------|
| Use: IRRIGATION | (0.30 CFS) |
| STOCKWATER      | (0.30 CFS) |

In: NSW Sec 03 T 16N R 01W FOR 40 ACRES

3/83

IDENT. NO. 67-4559

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]