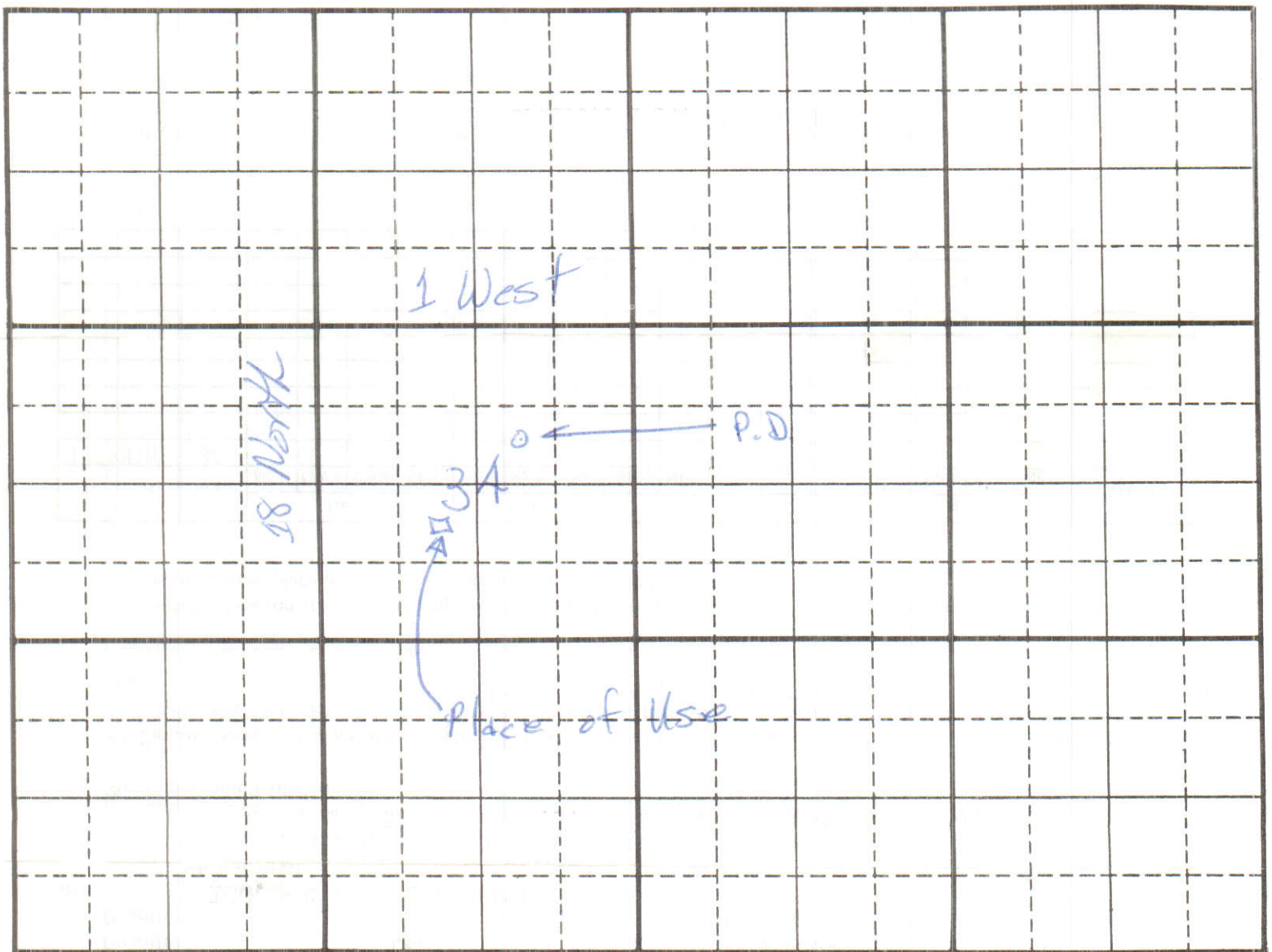


(8) Remarks _____



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 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.

Charles H. Lutz
(Claimant)

Sworn to before me this 28th day of November, 1978.

Dennis Seomay
Notary Public
Residing at Indian Valley, Idaho

My commission expires 6-2-79

FOR DEPARTMENT USE ONLY

Received by _____ Date _____
Prelim. check by CEB Date 7 Nov 78
\$20.00 fee received by 14 Date 12-7-78 # 12505
Published in Adams Co. Leader
Dates Dec 14 & 21, 1978

Exception filed by: _____ Date _____
Forwarded to claimant by: _____

NOV 30 1978
RECEIVED

Affidavit of Publication

State of Idaho, County of Adams, ss:

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

Leader, a newspaper; that a copy of the " Notice of Claims to V

as per clipping
hereto 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 December 14.1978

and the last in the issue dated December 21.1978
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

said " Notice " as aforesaid.

Subscribed and sworn to before me this 22nd

day of December , 19 78

Notary Public for Idaho,
Residing at Council, Idaho

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

67-4259

LORTZ, CHARLES W.
P. O. BOX 66, FRUITLAND, ID
83619

Source: SPRING

Priority Date: 03/01/1906

Amount: 160.00 CFS

Diversion Point: SWNE Sec 34 T

18N R 01W, ADAMS Co.

Use: DOMESTIC from 01/01 to
12/31

RECREATION from 01/01
to 12/31

POWER from 01/01 to
12/31

Place of Use: NESW Sec 34 T 18N
R 01W

Diversion Means: GRAVITY
PIPELINE.

Any exception to any claim of
water right may be filed with the
Director of the Idaho Depart-
ment of Water Resources, 92 S.
Cole Road, Boise, Idaho 83705.

C. STEPHEN ALLRED

Director

Published 12/14 & 12/21/78.

RECEIVED

DEC 27 1978

Department of Water Resources
Western Regional Office

ok kw

MICROFILMED

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

RECEIVED

CLAIM TO A WATER RIGHT

Department of Water Resources
Western Regional Office

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 Charles W. Lortz (Name of Claimant)
Box 66 Fruitland, ID 83620 Telephone No. 253-4440
 (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) August 1906

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)
spring tributary to _____

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

				(Both dates inclusive)	
(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Mo., Day)		(Mo., Day)	
Quantity <u>1602104 cfs</u>	Use <u>dom & recreation</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>		
Quantity _____	Use <u>and power generation</u>	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) 160.0 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 34 Twp. 18N Rge. 1W B.M., County of Adams
 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.

(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]

No. of acres

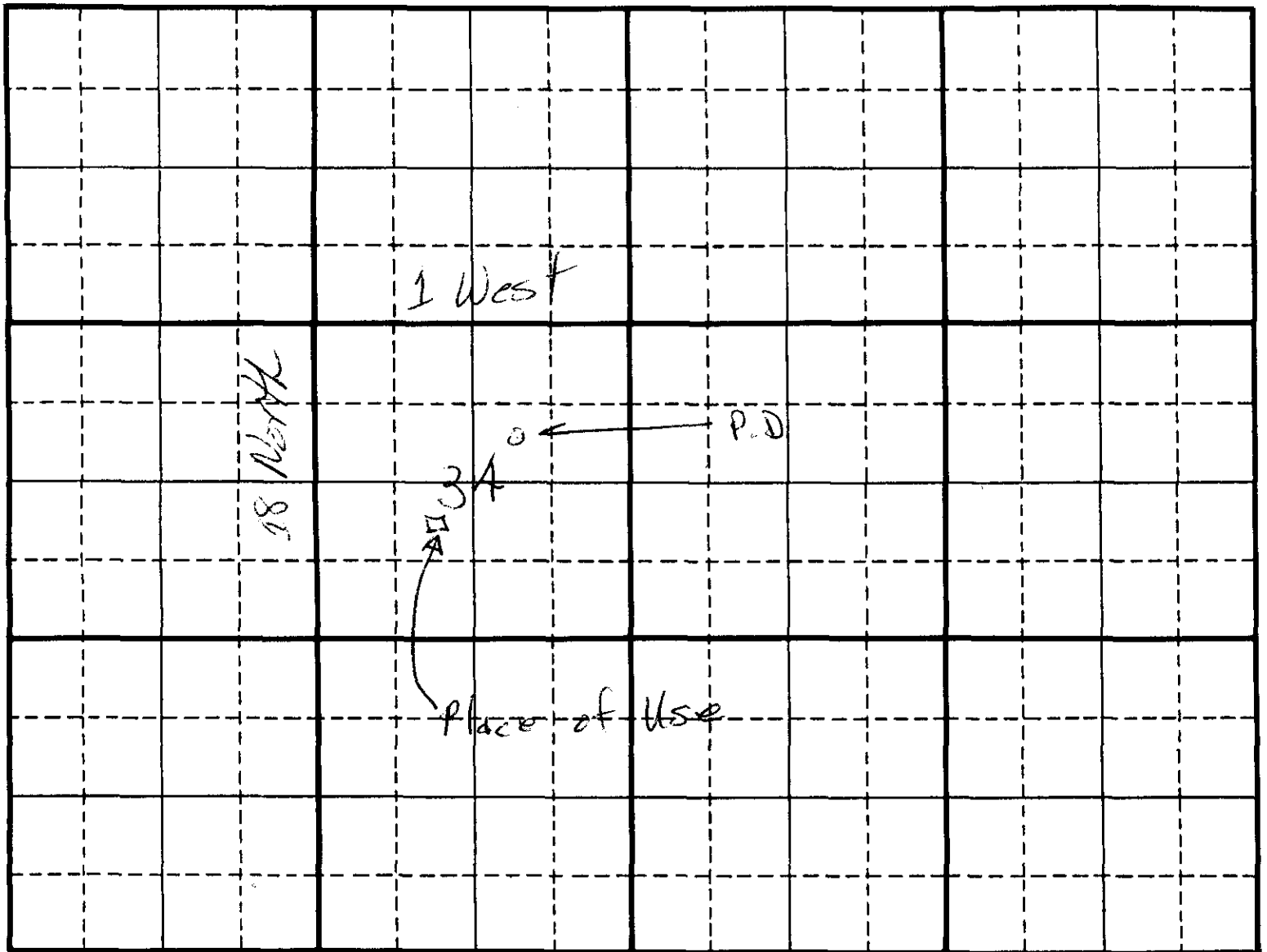
B) If water is used for other than irrigation, fully describe that use, being as specific as possible: domestic & swimming pool

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

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

RECORDED

(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)
) ss.
County of Adams)

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.

Charles H. Lutz
(Claimant)

Sworn to before me this 28th day of November, 1978.

Dennis Loomis
Notary Public
Residing at Indian Valley, Idaho

My commission expires 6-2-79

FOR DEPARTMENT USE ONLY

Received by _____ Date _____ Exception filed by: _____
Prelim. check by CEB Date 7 Nov 78
\$20.00 fee received by Adams Co. Leader Date 12-7-78 # 12505
Published in _____
Dates Dec 14 + 21, 1978

Forwarded to _____ Date _____
claimant by: NOA 12 1978



Affidavit of Publication

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

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Subscribed and sworn to before me this 22nd

day of December 19 78

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67-4259

LORTZ, CHARLES W.
P. O. BOX 66, FRUITLAND, ID
83619

Source: SPRING

Priority Date: 08/01/1906

Amount: 160.00 CFS

Diversion Point: SWNE Sec 34 T

18N R 01W, ADAMS Co.

Use: DOMESTIC from 01/01 to
12/31

RECREATION from 01/01
to 12/31

POWER from 01/01 to
12/31

Place of Use: NESW Sec 34 T 18N
R 01W

Diversion Means: GRAVITY
PIPELINE.

Any exception to any claim of
water right may be filed with the
Director of the Idaho Depart-
ment of Water Resources, 92 S.
Cole Road, Boise, Idaho 83705.

C. STEPHEN ALLRED

Director

Published 12/14 & 12/21/78.

RECEIVED

DEC 27 1978

Department of Water Resources
Western Regional Office

ok kw

STATE OF IDAHO
Department of Water Resources

No 12505

Boise, Idaho, Dec 7, 1978

RECEIVED
FROM

Helen J. Fortz
Twenty Dollars

of

\$20.00

DOLLARS

FOR

<i>1 Claim</i>	\$	<i>20.00</i>
	\$	
	\$	
	\$	
	\$	
TOTAL - - -	\$	<i>20.00</i>

Rita L. Beck
MICROFILMED

IDENT. .67-4259

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]

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 67-4259
~~7427~~

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

(1) CRB 7/22/78

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) CRB 7/22/78

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) KW OK

Affidavit of Publication received(date) 12-27-78

(12) _____

Final date for protests _____

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 [Signature] Date 1/4/79

RECEIVED

JAN 04 1979

Department of Water Resources

MICROFILMED

S T A T E O F 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
W e s t e r n R e g i o n

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

JANUARY 9, 1979

CHARLES W. LORTZ
P. O. BOX 66
FRUITLAND

ID 83619

RE: Claim No. 67-4259

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,

DAVID B. SHAW
Western Region Supervisor

Enclosure

ORIGINAL FILED

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

REPORT CARD

NOTICE OF CLAIMS TO WATER RIGHTS

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C. STEPHEN ALLRED

Director

Published 12/14 & 12/21/78.

6Z-4259-

LORTZ, CHARLES W.

P. O. BOX 66, FRUITLAND, ID 83619

Source: SPRING

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Amount: 160.00 CFS

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Use: DOMESTIC	from 01/01 to 12/31
RECREATION	from 01/01 to 12/31
POWER	from 01/01 to 12/31

Place of Use: NESW Sec 34 T 18N R 01W

Diversion Means: GRAVITY PIPELINE.

*Bill Submitted
12-27-78 kw*

RECEIVED