

miss 7/82

INSTRUMENT NO. 8507

[illegible]

8. [REDACTED] and [REDACTED] husband
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

1. The first step in the process of the scientific method is to make an observation or ask a question. For example, you might notice that your car won't start in the morning and ask, "Why won't my car start?"

2. Next, you do background research to learn what you can about the problem. You might check the car's manual or ask a friend who is a mechanic for advice.

3. Then, you form a hypothesis, which is an educated guess about what might be causing the problem. For example, you might think, "The battery might be dead."

4. After that, you test your hypothesis by conducting an experiment. You could try jumping the car with a booster pack or replacing the battery.

5. Finally, you analyze the results of your experiment. If the car starts, your hypothesis was correct. If not, you might need to form a new hypothesis and repeat the process.

1941
 1942
 1943
 1944
 1945
 1946
 1947
 1948
 1949
 1950
 1951
 1952
 1953
 1954
 1955
 1956
 1957
 1958
 1959
 1960
 1961
 1962
 1963
 1964
 1965
 1966
 1967
 1968
 1969
 1970
 1971
 1972
 1973
 1974
 1975
 1976
 1977
 1978
 1979
 1980
 1981
 1982
 1983
 1984
 1985
 1986
 1987
 1988
 1989
 1990
 1991
 1992
 1993
 1994
 1995
 1996
 1997
 1998
 1999
 2000
 2001
 2002
 2003
 2004
 2005
 2006
 2007
 2008
 2009
 2010
 2011
 2012
 2013
 2014
 2015
 2016
 2017
 2018
 2019
 2020
 2021
 2022
 2023
 2024
 2025
 2026
 2027
 2028
 2029
 2030

Compared

it being mutually understood that the parties of the first part do not claim to be the owners of said spring, pipeline, well casing, or shaft, and that they do not warrant any title thereto but that they merely intend by this instrument to convey such interest, if any, that they may have therein and the parties of the second part further grant and concede unto the parties of the second part the right to enter upon the lands of the parties of the first part for the purpose of repairing the pipeline connected to said spring or to make any repair at the spring that may be necessary, provided, however, that the parties of the second part shall make such entry only when necessary and in such way as to cause the minimum of interference with the use and enjoyment by the parties of the first part of their lands upon which said spring and pipeline is located and that such entry shall be made only through gates on the property of the parties of the first part.

The parties of the second part covenant and agree that they will not cause said spring, well casing, shaft, and/or pipeline to be fenced in, nor shall they exercise any dominion over the same other than the right to the use of the water therefrom or the right properly to maintain said spring and pipeline.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals the day and year first above written.

William B. Brown (S214)

William B. Brown (S214)

Parties of the First Part

Carole K. Brown (S214)

Simon M. Brown (S214)

Parties of the Second Part

MICROFILMED

BOOK 7 PAGE 84
INSTRUMENT NO.

STATE OF IDAHO)
County of Washington) ss

On this 18th day of September, 1968, before me, the undersigned, a Notary Public in and for said State, personally appeared CLARENCE BENSON and NETTIE BENSON, husband and wife, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my
notarial seal the day and year in this certificate first above
written.



Herald Weston

Notary Public
Residing at Welser, Idaho.

Company 1

[illegible]

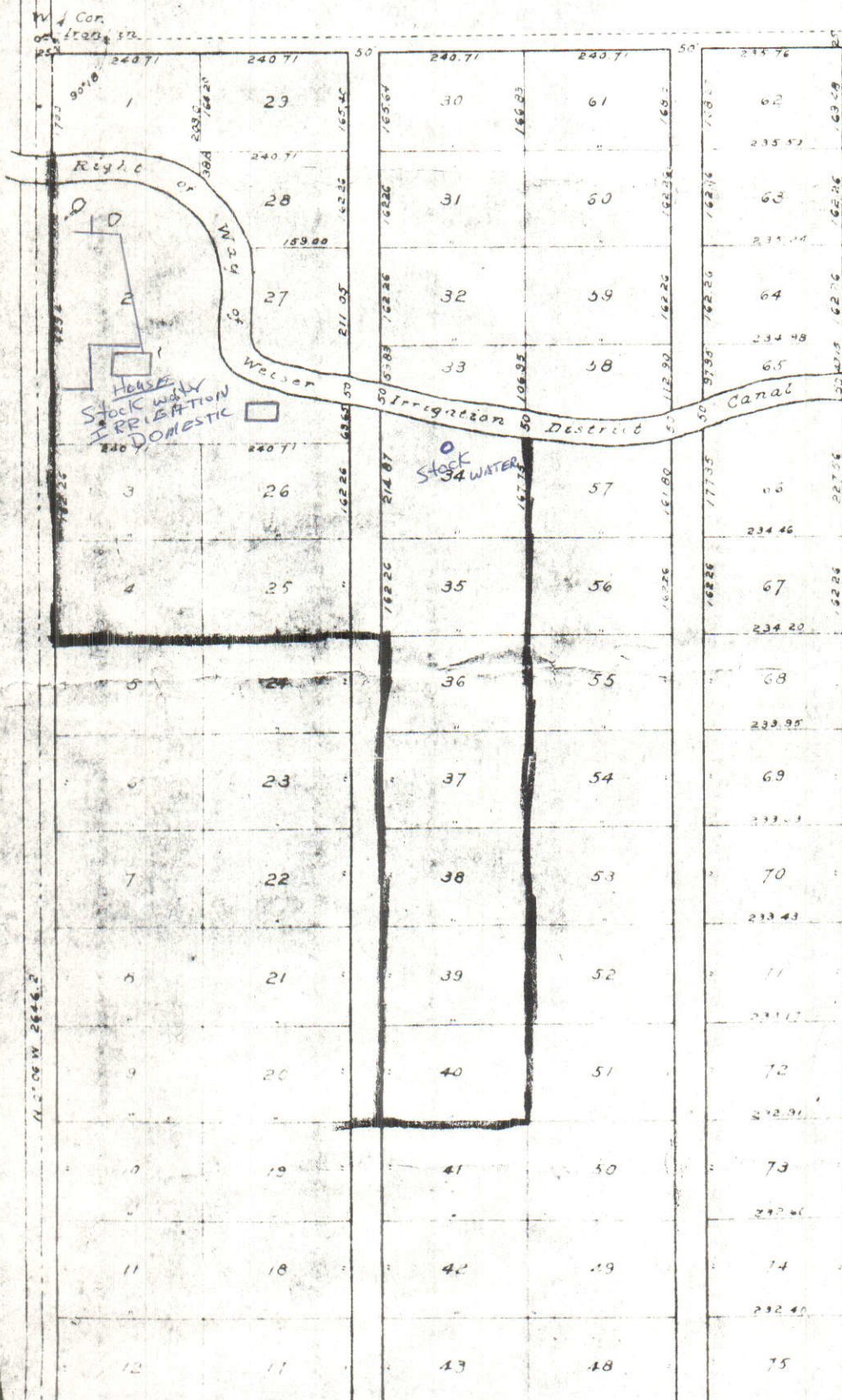
CITY OF WEISER

WASHINGTON COUNTY

IDAHO.

LOTS 3 and 4, SEC. 30, T. 11 N., R. 5 W., B.M.

Scale 1 inch = 200 feet.



DEDICATED
The indenture, made the year 1910 between Miles Cannon George E. Cooley of Weiser, Wash of the first part, and the PUBLIC Witnesseth:

That the said parties certify that they are the owners in real estate, situated in this County to wit: Lots 3 and 4 in Sec. 30, T. 11 N., R. 5 W., B.M. this plat. That it is the intent of the first part to name the above described land, THE DELBAERE ACRES.

And for and in consideration of the services and advantages to said parties and their successors and assigns, coming and going, present, release, remise and forever for its use, all of the high of which are particularly and accurately described in and upon said plat to form a description of the premises hereunto set their hands and seals in WITNESS WHEREOF they have hereunto set their hands and seals at first above written.

Signed and sealed in the presence of
Arthur L. Trenam

STATE of IDAHO } S.S.
County of Washington

On this 12th day before me, ARTHUR L. TRENAM, a County, personally appeared MILES CANNON, and GEORGE E. COOLEY known to me that they executed the same in WITNESS WHEREOF I have hereunto set my official seal and affixed my official signature.

SURVEYOR'S
STATE of IDAHO } S.S.
County of Washington

I, CHARLES W. under the laws of the State of Idaho, County, Idaho, do hereby certify that Miles Cannon, Fay B. Lloyd and George E. Cooley have executed the following described land being situated in Lots 3 and 4, in Washington County, State of Idaho, described as follows:

All of the land except a strip of land on the east and south their entire length north and south 3.1 feet wide at the And I further certify

ATTACHMENT

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, } ss.
County of Washington

Dorothy A. Booth, being duly sworn,
deposes and says:

That he is the Sole of
THE WEISER SIGNAL, a weekly newspaper published at
Weiser, in the County of Washington and State of Idaho; that
said paper has been and is in general circulation in the
county aforesaid, and in the vicinity of Weiser; that the ad-
vertisement, a copy of which is attached hereto, was pub-
lished in said newspaper once a week for Two consecu-
tive weeks in the regular and entire issue of said paper dur-
ing the period and time of publication, and was published in
the newspaper proper and not in a supplement; that said
paper has been established and regularly published for more
than seventy-eight consecutive weeks prior to the date of
first publication of said advertisement.

Such notice was published in the issue beginning with
Nov. 24, 1977, and ending
with the issue of Dec. 1, 1977.

Dorothy A. Booth
Fees, \$ 14.28

Subscribed and sworn to before me this 1
day of December, 1977
My Comm
Notary Public, Residing at Weiser, Idaho.
My Commission Expires 1-2, 1979.

No. 185
NOTICE OF CLAIM TO A WATER RIGHT
NO. 67-4241

Notice is hereby given that DONALD E. &/or ANNETTA
M. LANGLEY Route 1, Box 182 Weiser, ID has filed a claim
to a water right established by diversion, and applica-
tion to beneficial use of 24 gallons per minute of water from
springs with the point of diversion in the NW 1/4 SW 1/4 Sec 30
T11N-R5W B.M., Washington County.

The water is claimed to be used from Jan 1 to Dec 31 for
domestic and stockwater and from Mar 1 to Nov 15 for
irrigation of 1.5 acres with a priority date of March 7, 1938;
the place of use is within the NW 1/4 SW 1/4 Sec 30 T11N-R5W
B.M.

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 Signal American, Weiser, ID on
November 24, 1977 and December 1, 1977.

74-2s

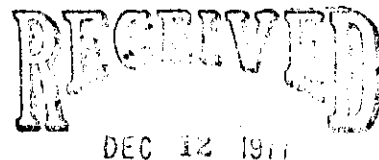
O.K.
RW.H.

LARY C. WALKER
W. RICHARD SANDERS
IRA T. BURTON

LAW OFFICES
WALKER & SANDERS
232 EAST MAIN STREET
POST OFFICE BOX 828
WEISER, IDAHO 83672

TELEPHONE
AREA CODE 208
549-0390

December 9, 1977



Department of Water Resources
Western Regional Office

Director
Idaho Department of Water Resources
92 South Cole Road
Boise, Idaho 83705

Re: Affidavit of Protest to Application for Water Permit

Gentlemen:

Enclosed herewith is copy of Affidavit of Protest to Application for Water Permit No. 186 filed by Donald E. and/or Annetta M. Langley and to Application No. 185, Notice of Claim to a Water Right filed by the same parties on behalf of Orren Boyer, Craig Rowan and Yoshi Takehara.

The original is being hand delivered to your office today because of the time limit allowed to file protests, and we were afraid this Protest might not reach your office by December 12th through the mail.

Would you please acknowledge to us by telephone that the Protest reached your office by the 12th. You may call us collect.

Thank you.

Sincerely yours,

WALKER & SANDERS

Lary C. Walker (N.D.)

Lary C. Walker

LCW/nd
Encl.

RECEIVED
DEC 12 1977

AFFIDAVIT OF PROTEST

RECORDED
DEC 9 1977

Department of Water Resources
Western Regional Office

STATE OF IDAHO)
County of Washington) ss.

ORREN BOYER, CRAIG ROWAN and YOSHI TAKEHARA, being first
duly sworn, depose and say:

That the affiant, Craig Rowan, and his wife, Mary Hortense
Rowan, are owners by a Quitclaim Deed of that certain spring
situated on the Northwest Quarter of the Southwest Quarter of
Section 30, Township 11 North, Range 5 West of the Boise
Meridian in Washington County, Idaho, as per the terms of
Exhibit "A" attached to this protest incorporated herein as
if set out in full, and the affiants, Craig Rowan, Orren Boyer
and Yoshi Takehara use water from the springs located on said
property and have for many years used and appropriated the same
in its entirety to beneficial use, and therefore, the affiants
hereto make this protest to the applications to divert water
from said springs made as follows, to-wit:

Application No. 186 entitled "Notice of Application
for Water Permit filed by Donald E. and/or Annetta
M. Langley as submitted under Application No. 67-7366
dated November 16, 1977, and

Application No. 185 entitled Notice of Claim to a
Water Right filed by Donald E. and/or Annetta M.
Langley for diversion of water from a spring.

That the particulars of the protest are as follows:

1. That for many years in excess of ten (10), the parties
hereto, or their predecessors, have used the water from the springs
located on the above premises for beneficial use and have appropriated
the entire flow from said springs for domestic, livestock and
irrigation purposes.

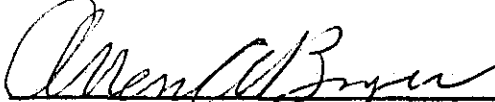
2. That all water from said springs has been diverted and
applied to beneficial use, thereby leaving no available water
for use by the applicants.

3. That affiants understand that there is another spring
located on said land that may be used presently by the Langleys,

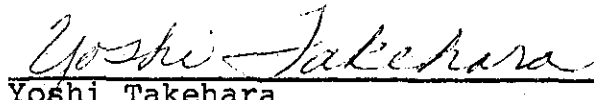
1 and if this be the case, affiants are not protesting the present
2 use and past use which they have taken from said spring, nor would
3 affiants oppose the claimants attempting to gain a water permit
4 for said past use. However, affiants strongly protest and oppose
5 any increased claim on the use of said water and/or specifically
6 protest against the proposal to drill a well and divert the
7 water by means of pump and pipeline, as said well would interfere
8 and deprive affiants of their longstanding beneficial use
9 and natural flow from their spring.

10 That for the above set forth reasons, affiants pray that
11 the applications filed by Donald E. and/or Annetta M. Langley
12 be denied.

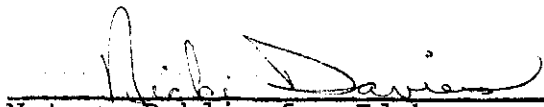
13 DATED this 9th day of December, 1977.

14 
15 Orren Boyer

16 
17 Craig Rowan

18 
19 Yoshi Takehara

20 SUBSCRIBED and SWORN to before me this 9th day of December,
21 1977.

22 
23 Notary Public for Idaho
24 Residing at Weiser, Idaho

misc 7/82

Computed

it being mutually understood that the parties of the first part do not wish to be the owners of said spring, pipeline, well casing, or shafts, and that they do not warrant any title thereto but that they merely intend by this instrument to convey such interest, if any, that they may have thereto, and the parties of the second part further grant and concede unto the parties of the second part the right to enter upon the lands of the parties of the first part for the purpose of repairing the pipeline connected to said spring or to make any repair at the spring that may be necessary, provided, however, that the parties of the second part shall make such entry only when necessary and in such way as to cause the minimum of interference with the use and enjoyment by the parties of the first part of their lands upon which said spring and pipeline is located and that such entry shall be made only through gates on the property of the parties of the first part.

The parties of the second part covenant and agree that they will not cause said spring, well casing, shafts and/or pipeline to be leased, mortgaged or give any domination over the same other than hereinafter provided or the written permission of the State properly to regulate said spring and pipeline.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals the day and year first above written.

Robert M. Brown (SEAL)

William C. Brown (SEAL)

Parties of the First Part

John A. Brown (SEAL)

William C. Brown (SEAL)

Parties of the Second Part

BOOK PAGE 82
INSTRUMENT NO.

STATE OF IDAHO)
County of Washington) ss.

On this 18th day of September, 1938, before me, the undersigned, a Notary Public in and for said State, personally appeared CLARENCE BENSON and NETTIE BENSON, husband and wife, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal the day and year in this certificate first above written.

 Harold Weston
Notary Public
Residing at Weiser, Idaho.

Compared

INSTRUMENT NO. 89347

Clarence Benson
Nettie Benson
Harold Weston
Notary Public
Residing at Weiser, Idaho

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 Donald E. and/or Annetta M. Langley (name of claimant)
of Rt. 1 Box 182, Weiser, Idaho 83672, 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) springs
not tributary to any
natural stream, tributary to _____
- (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>13,000 gal/day</u> | Use | <u>Domestic</u> | Period of Use: | From | <u>Jan 1</u> | To | <u>Dec 31</u> |
| Amount | <u>24 gpm</u> | Use | <u>irrigation</u> | Period of Use: | From | <u>Mar 1</u> | To | <u>Nov 15</u> |
| Amount | <u>24 gpm</u> | Use | <u>stock</u> | Period of Use: | From | <u>Jan 1</u> | To | <u>Dec 31</u> |
| | (cfs, gpm or a/f) | | (dom., irri., stock, etc.) | | | | | (both dates inclusive) |
- (3) Total quantity of water claimed: _____ cubic feet per second, or _____ acre feet per annum, and/or 24 gallons per minute. and 13,000 gal/day for domestic use.
- (4) Priority claimed: (the date water was first applied to beneficial use) March 7, 1938

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)
NW ¼ SW ¼, Sec. 30 Twp. 11 N Rge. 5 W., B.M. County of Washington
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. Collection tanks at springs,
domestic piped to house; overflow runs into ditch and then to
fields.

- (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	
11N	5W	30										X							apprx 1½ acres

Total No. of acres _____

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: water
piped to claimants house for use as domestic water; water used
to irrigate pasture by ditch is also available and used for
stock water.

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

(8) Remarks _____

SEE ATTACHMENT

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 Blaine) 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 3rd day of November, 19 77.

Notary Public

Residing at Borers

My commission expires 5/14/78

For Department Use Only

Received by <u>rf</u>	Date <u>11-16-77</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>RUBA</u>	Date <u>11-17-77</u>		claimant by:	
\$10.00 fee received by <u>rf</u>	Date <u>11-17-77</u>	<u>#9678</u>		
Approved for publication by <u>rf</u>		<u>Lary C. Walker on behalf of</u>		
Published in <u>Signal American</u>		<u>Orren Boyer, Craig Rowan &</u>		
Dates <u>Nov 24, Dec 1</u>		<u>Yoshi Takehara rf</u>		<u>12-19-77</u>

CITY OF WEISER

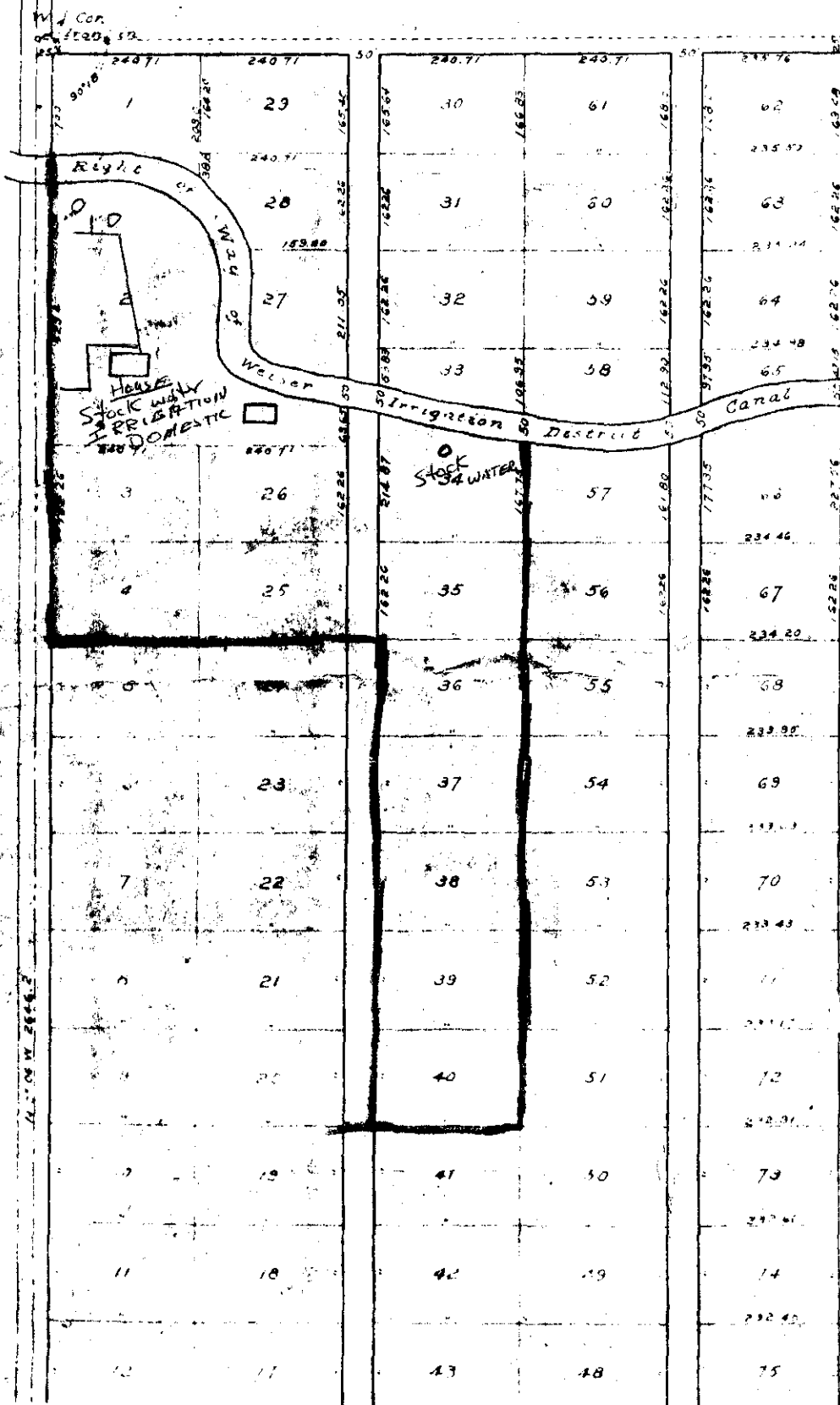
WASHINGTON COUNTY

IDAHO.

LOTS 3 and 4, SEC. 30, T. 11 N., R. 5 W., B.M.

2.

Scale 1 inch = 200 feet.



This indenture, made the year 1910 between Miles Cannon George E. Cooley of Weiser, Washington of the first part, and the PUBLIC Witnesseth:

That the said parties certify that they are the owners in, real estate, situated in the County, to wit: Lots 3 and 4 in Sec. 30, T. 11 N., R. 5 W., B.M. this plat. That it is the intent, first part to name the above described, THE DELBAERE ACRES.

And for and in consideration and advantages to said parties successors and assigns, coming at present, release, remise and fore ever for its use, all of the high of which are particularly and acceribed in and upon said plat for a description of the premises here all and singular the said prepermanances unto the PUBLIC for IN WITNESS WHERE parthave hereunto set their hands a first above written.

Signed and sealed in the presence of

Arthur L. Trenam

STATE of IDAHO } S.S.
County of Washington

On this 12th day before me, ARTHUR L. TRENAM, a County, personally appeared MILES Cannon and GEORGE E. COOLEY known names are subscribed to the within to me that they executed the same IN WITNESS WHERE hand and affixed my official seal certificate first above written.

SURVEYOR'S
STATE of IDAHO } S.S.
County of Washington

I, CHARLES W. under the laws of the State of Idaho, County, Idaho, do hereby certify Miles Cannon, Fay B. Lloyd and G. plotted the following described la being situated in Lots 3 and 4, in Washington County, State of Idaho described as follows:-

All of the land except a strip of land on the east and south their entire length north end and 3.1 feet wide at the And I further certify

ATTACHMENT

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Washington } ss.

Dorothy A. Barth, being duly sworn,
deposes and says:

That he is the Clerk of
THE WEISER SIGNAL, a weekly newspaper published at
Weiser, in the County of Washington and State of Idaho; that
said paper has been and is in general circulation in the
county aforesaid, and in the vicinity of Weiser; that the ad-
vertisement, a copy of which is attached hereto, was pub-
lished in said newspaper once a week for Two consecu-
tive weeks in the regular and entire issue of said paper dur-
ing the period and time of publication, and was published in
the newspaper proper and not in a supplement; that said
paper has been established and regularly published for more
than seventy-eight consecutive weeks prior to the date of
first publication of said advertisement.

Such notice was published in the issue beginning with
Nov. 24, 1977, and ending
with the issue of Dec 1, 1977
Dorothy A. Barth
Fees, \$ 14.28

Subscribed and sworn to before me this 1
day of December, 1977
[Signature]
Notary Public, Residing at Weiser, Idaho.
My Commission Expires 1-2, 1979.

NOTICE OF CLAIM TO A WATER RIGHT

No. 185
NO. 87-423
Notice is hereby given that DONALD E. &/or M. LANGLEY Route 1, Box 182 Weiser, ID has this claim
to a water right established by diversion and applica-
tion to beneficial use of 24 gallons per acre of water from
springs with the point of diversion in the NW 1/4 SW 1/4 Sec 30
T11N R5W B.M., Washington County.
The water is claimed to be used from Nov 1 to Dec 31 for
domestic and stock water and from March 1 to Nov 30 for
irrigation of land with a priority date of March 7, 1938;
the place of use is the NW 1/4 SW 1/4 Sec 30 T11N R5W
B.M.

Any exception to this claim of water right may be filed with
the Director of Idaho Department of Water Resources,
92 South Washington Boise, Idaho 83705.
C. STEPHEN L. RED
Director
Published in the Signal American, Weiser, ID on
November 24, 1977 and December 1, 1977.

ACTION

N	OWNER LAST NAME - LANGLEY	FIRST NAME - DONALD E.	
N	OWNER LAST NAME - LANGLEY	FIRST NAME - ANNETTA M.	
N	ADDRESS LINE 1 - RT. 1 BOX 182		
N		CITY - WEISER	STATE - ID ZIP CODE - 83672
N	SOURCE - SPRINGS		
N	STAGE - STATRY CLM	PRIORITY - 03-07-1938	COUNTY - WASHINGTON TOTAL DIV. RATE - .0700CFS
N	DIVERSION POINT - NWSW 30 11N 05W		
N	FROM - 03-01 TO - 11-15 USE - IRRIGATION	USE DIV. RATE -	.0500CFS
N	FROM - 01-01 TO - 12-31 USE - STOCKWATER		
N	FROM - 01-01 TO - 12-31 USE - DOMESTIC	USE DIV. RATE -	.0200CFS
N	USE - IRRIGATION	PLACE OF USE - TWN 11N RNG 05W SEC 30 TRACT NWSW	AC 02
N	REMARKS - AC, IRR.=1.5.		

WATER RIGHT NUMBER 67-4241

WATER RIGHTS EDIT REPORT

12/17/79

PAGE 293

ACT
ION

C ADDRESS LINE 1 - RT. 1 BOX 182

IDENT. NO. 67-4241

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

1. Original Owner: Donald E. & Annetta M. Sanofsky
Present Owner: _____
2. Address: Rt. 1 Box 182
3. City: Waseca State: Id Zip: 83672
4. A. Source of Water: springs
B. Tributary of: _____
5. A. Stage (A,P,L,D,S,J): S
B. Status (D,L,R,C,A,I,F - leave blank if valid): _____
C. Priority Date: 3-7-1938
D. County: 87
E. Total Diversion Rate: .05 cfs
F. Total Diversion Volume: _____
G. Transfer/Amendment (P,T of A or blank): _____
H. Water District: _____
I. DLE/Carey Act (D,C or blank): _____
J. Right Basis (for adjudication claims A,B,C only): _____

	<u>Tract</u>	<u>Sec.</u>	<u>Twp.</u>	<u>Rge.</u>	<u>Gov't Lot</u>	<u>Re Div.</u>
6. A. Point of Diversion	<u>SWSW</u>	<u>30</u>	<u>11N</u>	<u>5W</u>		

7. Period of Use, Use, Diversion Rate/Volume:

from 3-1 to 11-15 for R purposes. Amount 05
(cfs or AC-FT/yr)

from 1-1 to 12-31 for S purposes. Amount _____

from 1-1 to 12-31 for D purposes. Amount 02

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: A

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A. $ac \cdot mn = 1 - 5$
B.
C.
D.
E.

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

12. Other Rights for Same Use:

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):

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 67-4241

☒ 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) R.W.H. 11-12-77

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) R.W.H. 11-17-77

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels: N/A

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) y ok

Affidavit of Publication received(date) 12-19-77

(12) _____

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 THA Date 1-06-77



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES WESTERN REGION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

January 6, 1978

Re: Claim to a Water Right No. 67-4241

Mr. & Mrs. Donald E. Langley
Route 1, Box 182
Weiser, ID 83672

Dear Mr. & Mrs. Langley:

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.

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,

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

LGS:rf

Enclosure

INTER-DEPARTMENT MEMO — 1

FROM Rita Fleck

DATE December 13, 1977

TO File 67-4241

SUBJECT Addresses

Orren Boyer
Route 3
Sunnyside
Weiser, ID 83672

Craig Rowan
Route 1
Weiser, ID 83672

Yoshi Takehara
Route 1
Weiser, ID 83672

rf

SIGNATURE

December 19, 1977

Re: Claim to a Water Right No. 67-4241
Donald E. &/or Annetta M. Langley

Lary C. Walker
WALKER & SANDERS
P. O. Box 828
Weiser, ID 83672

Dear Mr. Walker:

This office acknowledges receipt of your correspondence concerning the above referenced claim to a water right. The following is a portion of Section 42-225b, Idaho Code related to the filing of a claim to a water right:

"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."

Only the above action has been contemplated by the Idaho Legislature. Consequently, this Department is not authorized to hold hearings or evaluate for conformation or final censorship of the described claim.

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

Sincerely,

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

LGS:rf

cc: Orren Boyer
Craig Rowan
Yoshi Takehara

December 19, 1977

Re: Claim to a Water Right No. 67-4241

Mr. & Mrs. Donald E. Langley
Route 1, Box 182
Weiser, ID 83672

Dear Mr. & Mrs. Langley:

Enclosed is a copy of an exception filed by Lary C. Walker on behalf of Orren Boyer, Craig Rowan and Yoshi Takehara in connection with the above referenced claim as provided by Chapter 2, Section 42-225b of the Idaho Code, which 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. Any 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."

Only the above action has been contemplated by the Idaho Legislature. Consequently, this Department is not authorized to hold hearings or evaluate for conformation or final censorship of the described claim.

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

Sincerely,

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

LGS:rf

Enc.

copy



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

November 21, 1977

Re: Donald E. &/or Annetta M. Langley

C. H. Higer
P. O. Box 578
Emmett, ID 83617

Dear Mr. Higer:

Enclosed is your Receipt No. 9678 in the amount of \$ 10.00
for Claim to a Water Right No. 67-4241 which was received in
this office on November 17, 1977.

Sincerely,

RITA FLECK
Secretary

RF

Enclosure

RECEIVED
NOV 22 1977
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

November 18, 1977

Re: Notice of Claim to a Water Right No. 67-4241 -- Donald E. &/or Annetta M. Langley
Notice of Application for Water Permit No. 67-7366-- Donald &/or Annetta Langley

The Signal American
P. O. Box 709
Weiser, ID 83672

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 December 12, 1977.

Sincerely,

RITA FLECK
Secretary

Bill submitted
12-19-77
rf

NOTICE OF CLAIM TO A WATER RIGHT

NO. 67-4241

Notice is hereby given that DONALD E. &/or ANNETTA M. LANGLEY
Route 1, Box 182 Weiser, ID
has filed a claim to a water right established by diversion and application
to beneficial use of 24 gallons per minute ~~cubic feet per second~~ acres feet of water
from springs
with the point of diversion in the NW 1/4 Sec 30 T11N-R5W B.M., Washington
County.

The water is claimed to be used from Jan 1 to Dec 31
for domestic and stockwater and from Mar 1 to Nov 15 for irrigation
of 1.5 acres
with a priority date of March 7, 1938 ;
the place of use is within the NW 1/4 Sec 30 T11N-R5W B.M.

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 Signal American, Weiser, ID
on November 24, 1977 and December 1, 1977.

November 9, 1977

Re: Claim to a Water Right
Application for Permit

Nathan W. Higer
Attorney at Law
P. O. Box 578
Emmett, ID 83617

Dear Nathan:

I am returning the Claim to a Water Right and the Application for Permit along with checks # 1028 and 1029 in the amounts of \$10.00 and \$25.00 respectively.

On the claim, is the 1½ acres located in the same 40-acre subdivision as the springs? Please mark the appropriate box in 6A.

On the permit, application, please show the rate of diversion. I would suggest using 1 inch per acre from this source as the Department will note on page four of the approved permit that the applicant is entitled to a total of 1 inch per acre from the combination of water rights.

Also we would call the source "groundwater" since a well will be drilled 50 to a 100 feet.

If you have any questions, please feel free to contact me.

Sincerely,

ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH:rf

Enc.

C. H. HIGER
NATHAN W. HIGER

TELEPHONE:
208-365-3525

HIGER & ASSOCIATES

ATTORNEYS AT LAW

MAIN & HAYES

P. O. BOX 578

EMMETT, IDAHO 83617

November 4, 1977

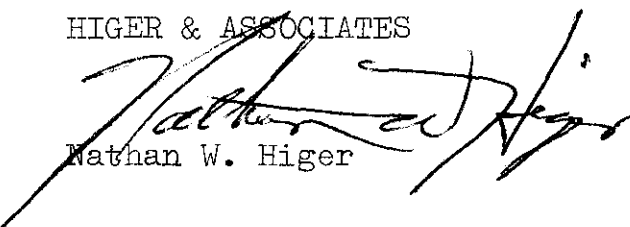
State of Idaho
DEPARTMENT OF WATER RESOURCES
92 South Cole Road
Boise, Idaho 83705

Gentlemen:

Please find enclosed Application for Permit
with my check in the amount of \$25.00. Also, find enclosed
Claim to a Water Right with my check in the amount of \$10.00.

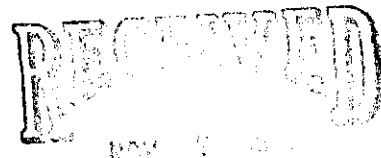
Very truly yours,

HIGER & ASSOCIATES


Nathan W. Higer

NWH/crt

Enclosures



Department of Water Resources
Boise, Idaho 83705