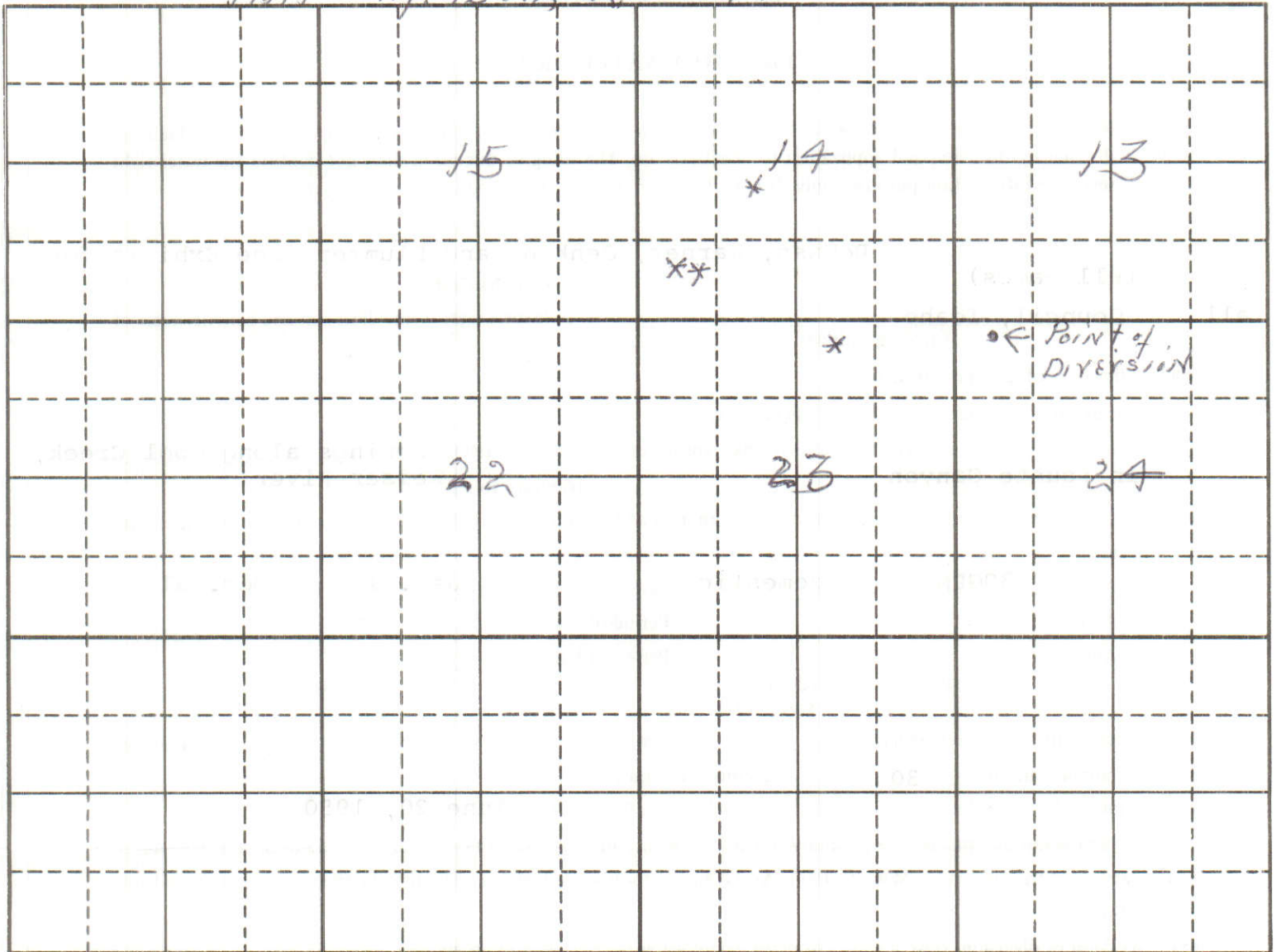

Part 1: 1. 2. 3. 4. 5. 6. 7. 8. 9. 10. 11. 12. 13. 14. 15. 16. 17. 18. 19. 20. 21. 22. 23. 24. 25. 26. 27. 28. 29. 30. 31. 32. 33. 34. 35. 36. 37. 38. 39. 40. 41. 42. 43. 44. 45. 46. 47. 48. 49. 50. 51. 52. 53. 54. 55. 56. 57. 58. 59. 60. 61. 62. 63. 64. 65. 66. 67. 68. 69. 70. 71. 72. 73. 74. 75. 76. 77. 78. 79. 80. 81. 82. 83. 84. 85. 86. 87. 88. 89. 90. 91. 92. 93. 94. 95. 96. 97. 98. 99. 100. 101. 102. 103. 104. 105. 106. 107. 108. 109. 110. 111. 112. 113. 114. 115. 116. 117. 118. 119. 120. 121. 122. 123. 124. 125. 126. 127. 128. 129. 130. 131. 132. 133. 134. 135. 136. 137. 138. 139. 140. 141. 142. 143. 144. 145. 146. 147. 148. 149. 150. 151. 152. 153. 154. 155. 156. 157. 158. 159. 160. 161. 162. 163. 164. 165. 166. 167. 168. 169. 170. 171. 172. 173. 174. 175. 176. 177. 178. 179. 180. 181. 182. 183. 184. 185. 186. 187. 188. 189. 190. 191. 192. 193. 194. 195. 196. 197. 198. 199. 200. 201. 202. 203. 204. 205. 206. 207. 208. 209. 210. 211. 212. 213. 214. 215. 216. 217. 218. 219. 220. 221. 222. 223. 224. 225. 226. 227. 228. 229. 230. 231. 232. 233. 234. 235. 236. 237. 238. 239. 240. 241. 242. 243. 244. 245. 246. 247. 248. 249. 250. 251. 252. 253. 254. 255. 256. 257. 258. 259. 260. 261. 262. 263. 264. 265. 266. 267. 268. 269. 270. 271. 272. 273. 274. 275. 276. 277. 278. 279. 280. 281. 282. 283. 284. 285. 286. 287. 288. 289. 290. 291. 292. 293. 294. 295. 296. 297. 298. 299. 300. 301. 302. 303. 304. 305. 306. 307. 308. 309. 310. 311. 312. 313. 314. 315. 316. 317. 318. 319. 320. 321. 322. 323. 324. 325. 326. 327. 328. 329. 330. 331. 332. 333. 334. 335. 336. 337. 338. 339. 340. 341. 342. 343. 344. 345. 346. 347. 348. 349. 350. 351. 352. 353. 354. 355. 356. 357. 358. 359. 360. 361. 362. 363. 364. 365. 366. 367. 368. 369. 370. 371. 372. 373. 374. 375. 376. 377. 378. 379. 380. 381. 382. 383. 384. 385. 386. 387. 388. 389. 390. 391. 392. 393. 394. 395. 396. 397. 398. 399. 400. 401. 402. 403. 404. 405. 406. 407. 408. 409. 410. 411. 412. 413. 414. 415. 416. 417. 418. 419. 420. 421. 422. 423. 424. 425. 426. 427. 428. 429. 430. 431. 432. 433. 434. 435. 436. 437. 438. 439. 440. 441. 442. 443. 444. 445. 446. 447. 448. 449. 450. 451. 452. 453. 454. 455. 456. 457. 458. 459. 460. 461. 462. 463. 464. 465. 466. 467. 468. 469. 470. 471. 472. 473. 474. 475. 476. 477. 478. 479. 480. 481. 482. 483. 484. 485. 486. 487. 488. 489. 490. 491. 492. 493. 494. 495. 496. 497. 498. 499. 500. 501. 502. 503. 504. 505. 506. 507. 508. 509. 510. 511. 512. 513. 514. 515. 516. 517. 518. 519. 520. 521. 522. 523. 524. 525. 526. 527. 528. 529. 530. 531. 532. 533. 534. 535. 536. 537. 538. 539. 540. 541. 542. 543. 544. 545. 546. 547. 548. 549. 550. 551. 552. 553. 554. 555. 556. 557. 558. 559. 560. 561. 562. 563. 564. 565. 566. 567. 568. 569. 570. 571. 572. 573. 574. 575. 576. 577. 578. 579. 580. 581. 582. 583. 584. 585. 586. 587. 588. 589. 590. 591. 592. 593. 594. 595. 596. 597. 598. 599. 600. 601. 602. 603. 604. 605. 606. 607. 608. 609. 610. 611. 612. 613. 614. 615. 616. 617. 618. 619. 620. 621. 622. 623. 624. 625. 626. 627. 628. 629. 630. 631. 632. 633. 634. 635. 636. 637. 638. 639. 640. 641. 642. 643. 644. 645. 646. 647. 648. 649. 650. 651. 652. 653. 654. 655. 656. 657. 658. 659. 660. 661. 662. 663. 664. 665. 666. 667. 668. 669. 670. 671. 672. 673. 674. 675. 676. 677. 678. 679. 680. 681. 682. 683. 684. 685. 686. 687. 688. 689. 690. 691. 692. 693. 694. 695. 696. 697. 698. 699. 700. 701. 702. 703. 704. 705. 706. 707. 708. 709. 710. 711. 712. 713. 714. 715. 716. 717. 718. 719. 720. 721. 722. 723. 724. 725. 726. 727. 728. 729. 730. 731. 732. 733. 734. 735. 736. 737. 738. 739. 740. 741. 742. 743. 744. 745. 746. 747. 748. 749. 750. 751. 752. 753. 754. 755. 756. 757. 758. 759. 760. 761. 762. 763. 764. 765. 766. 767. 768. 769. 770. 771. 772. 773. 774. 775. 776. 777. 778. 779. 780. 781. 782. 783. 784. 785. 786. 787. 788. 789. 790. 791. 792. 793. 794. 795. 796. 797. 798. 799. 800. 801. 802. 803. 804. 805. 806. 807. 808. 809. 810. 811. 812. 813. 814. 815. 816. 817. 818. 819. 820. 821. 822. 823. 824. 825. 826. 827. 828. 829. 830. 831. 832. 833. 834. 835. 836. 837. 838. 839. 84



Scale: 2 inches equal 1 mile.

* phases of use

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.

SEE ATTACHED AFFIDAVIT

County of _____)

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.

(Claimant)

Sworn to before me this _____ day of _____, 19____.

Notary Public

Residing at

My commission expires _____

For Department Use Only

Received by DLBDate 3/17/76

Exception filed by:

Forwarded to

Date _____

Prelim. check by 1000

Date 3-17-76

\$10.00 fee received by RB

Date 3-17-76

Approved for publication by R.B. 4-8-76

Published in Idaho Statesman

Dates March 25 + April 1

RECEIVED

APR 7 1976

Department of Water Resources

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 Claim to

No. 67-4152

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 March 25, 1976

and the last in the issue dated April 1, 1976 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 uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of

said "Notice" as aforesaid.

Bert J. Rogers

Subscribed and sworn to before me this

day of APR 5 1976, 19

Paul J. Jones

Notary Public for Idaho,
Residing at Council, Idaho

**NOTICE OF CLAIM TO A
WATER RIGHT
No. 67-4152**

Notice is hereby given that DEHAAS, WARNER, JENKINS & PLUMMER Council, ID have filed a claim to a water right established by diversion and application to beneficial use of 0.07 cubic feet per second from springs with the point of diversion in the NW 1/4 NW 1/4, Sec. 24, T16N-R1W, B.M., Adams County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes with a priority of June 20, 1950; the place of use is within the NE 1/4 SW 1/4, SW 1/4 SW 1/4, Sec. 14; NW 1/4 NE 1/4, Sec. 23; T16N-R1W, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720.

R. KEITH HIGGINSON

Director

Published in the Adams County Leader, Council, ID on March 25, 1976 and April 1, 1976

OK
4-8-76
RB

RECEIVED

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 DeHass, Warner, Jenkins and Plummer (See Exhibit for full names) (name of claimant)
all of Council, Idaho (mailing address), claims a right to the diversion and beneficial use of
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 along Cool Creek, in Fouste Canyon, tributary to, Weiser River

(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>30GPM</u>	Use	<u>domestic</u>	Period of Use: From	<u>Jan. 1</u>	To	<u>Dec. 31</u>
Amount		Use		Period of Use: From		To	
Amount		Use		Period of Use: From		To	
	(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 30 gallons per minute.

(4) Priority claimed: (the date water was first applied to beneficial use) June 20, 1950

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 NW ¼, Sec. 24 Twp. 16N 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. concrete collection boxes: 4" metal line: ½" distribution lines (See addenda for full particulars).

(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	
<u>16N</u>	<u>1W</u>	<u>14</u>									*	*							
<u>16N</u>	<u>1W</u>	<u>23</u>		*															

Total No. of acres _____

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: domestic use in homes of applicants.

(7) If you are claiming water as a member of an organization, list name of organization: claimants are neighbors along main pipe lines. They are not formally organized.

[illegible]

* phases of NSF

Sworn to before me this _____ day of _____, 19____.

My commission expires _____

Received by DRB Date 3/17/76 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by POC Date 3-17-76 claimant by: _____
\$10.00 fee received by RB Date 3-17-76 # 3691
Approved for publication by RB 4-8-76 _____
Published in Idaho Statesman _____
Dates March 25 + April 1 _____

ADDENDA - EXHIBIT TO "CLAIM TO A WATER RIGHT" by DeHass, Warner, Jenkins and Plummer.

NAMES OF CLAIMANTS: Notice is Hereby Given That,

Merle DeHass and Helen DeHass, husband and wife;
Daniel Warner and Marjorie A. Warner, husband and wife;
Nello W. Jenkins and Margaret Jenkins, husband and wife;
Bradley Plummer and Neva Plummer, husband and wife;

all of Council, Idaho 83612.

(1) The source of water claimed is a series of small springs, along Cool Creek, in Fouste Canyon, a flood water tributary of the Weiser River. Point of diversion is situated in the Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 24, Township 16 North, Range 1 West, Boise Meridian.

(2) At all times subsequent to June 20, 1950, the water hereby claimed has been used by applicants and/or their predecessors in interest, from January 1st to December 31st of each year, for domestic (or household) use in homes of applicants and for yard or garden irrigation from May 1st to October 15th of each year, The amount beneficially used is 30 gallons per minute.

(3) The total quantity of water claimed is 30 gallons per minute.

(4) The claimed date of priority is June 20, 1950.

(5) A) The claimed water is diverted from springs situated in the Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 24, Township 16 North, Range 1 West, Boise Meridian, along Cool Creek, in Fouste Canyon, about 1 $\frac{1}{2}$ miles southeasterly of Council, Idaho.

B) Diversion of claimed water is by concrete collection boxes at Spring sites from which water is conducted through 4" metal pipe, northerly, and westerly, above valley level, for about 1 mile, and from that line, $\frac{1}{2}$ " metal pipe lines lead, westerly, to the respective homes of applicants. See sketch attached.

(6) A) The respective homes of applicants, where claimed water is used, are situated in the following legal subdivisions, all in Township 16 North, Range 1 West, Boise Meridian, to-wit:

Merle and Helen DeHass, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 23,
Daniel and Marjorie A. Warner, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 14,
Nello W. and Margaret Jenkins, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 14,
Bradley and Neva Plummer, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 14.

B) Claimed water is very largely used for year around, domestic purposes in the four (4) homes of applicants: incidental use for yard or garden purposes around applicant's homes, May 1st to October 15th, each year.

(7) Claimants are a group of four (4) farm neighbors. They are not formally organized.

(8) Remarks: During the spring and early summer of 1950, the then Village of Council, Idaho, in an attempt to increase supply of water for its Village water system, contracted with the then owners, holders or claimants of the spring water hereby claimed to acquire all the flow of the springs before described. The Village constructed concrete collection boxes at spring sites, and then conveyed all the

flow of such springs, through a 4" metal pipe, about 1½ miles westerly, and northerly, to Village reservoirs East of Council, Idaho. In consideration for the water rights so acquired, the Village installed ½" metal pipe lines, connecting with said 4" line, leading Westerly to each of the four residences, now owned by applicants and agreed to furnish to the then property owners, without charge, 500 cubic feet of water, per month. Such installations were made and commencing in 1950, water hereby claimed has been continuously delivered to each of the homes now owned by claimants.

The flow of the spring referred to, after a two or three year trial period proved to be of such little benefit to the Village of Council as not to justify the maintenance of diversion works and pipe lines, and the main, 4" line was closed off and all of the water then became available for use on the four properties now owned by the herein named claimants.

There has been continuous and uninterrupted beneficial use of ALL the water from the before described springs by the Village (now City) of Council, Idaho, and by the four (4) claimants, or their immediate predecessors in interest, since June 20, 1950.

STATE OF IDAHO)
: ss.
County of Adams)

Be it known that the undersigned, being duly sworn, deposes and says that he, she, or 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.

Merle DeHass
Merle DeHass

Helen DeHass
Helen DeHass

Daniel Warner
Daniel Warner

Marjorie A. Warner
Marjorie A. Warner

Nello W. Jenkins
Nello W. Jenkins

Margaret Jenkins
Margaret Jenkins

Bradley Plummer
Bradley Plummer

Neva Plummer
Neva Plummer

Sworn to before me this 12th day of March, 1976.

Carl N. Swanson
Notary Public residing at Council,
Idaho.
My commission expires: 4-13-1976

Affidavit of Publication

Notary Public for Idaho,
Residing at Council, Idaho

**NOTICE OF CLAIM TO A
WATER RIGHT**
BY
R. KEITH HIGGINSON

Notice is hereby given that
ORVILLE WARREN HIGGINSON
& FLEMING Council, ID, have
filed a claim to a water right es-
tablished by diversion and appli-
cation to beneficial use of 0.07
cubic feet per second from
springs with the point of div-
ersion in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 24,
T18N-R1W, R.M. Adams County.
The water is claimed to be used
from Jan. 1 to Dec. 31 for domes-
tic purposes with a priority of
June 29, 1950; the place of use is
within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ -
SW $\frac{1}{4}$, Sec. 14; NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec.
23; T18N-R1W, R.M.

Any objection to this claim of
water right may be filed with
the Idaho Department of Water
Resources, Statehouse, Boise, Id-
aho, 83733.

R. KEITH HIGGINSON
Director

Published in the Adams Coun-
ty Leader, Council, ID on March
26, 1970 and April 1, 1970.

ACT
ION

N OWNER LAST NAME - DE HASS
N OWNER LAST NAME - DE HASS
N OWNER LAST NAME - WARNER
N OWNER LAST NAME - WARNER
N OWNER LAST NAME - JENKINS
N OWNER LAST NAME - JENKINS
N OWNER LAST NAME - PLUMMER
N OWNER LAST NAME - PLUMMER

FIRST NAME - MERLE
FIRST NAME - HELEN
FIRST NAME - DANIEL
FIRST NAME - MARJORIE A.
FIRST NAME - NELLO W.
FIRST NAME - MARGARET
FIRST NAME - BRADLEY
FIRST NAME - NEVA

N
N SOURCE - SPRINGS

CITY - COUNCIL
TRIBUTARY OF - COOL CREEK

STATE - ID ZIP CODE - 83612

N STAGE - STATRY CLM

PRIORITY - 06-20-1950 COUNTY - ADAMS

TOTAL DIV. RATE - .0700CFS

N DIVERSION POINT - NWNW 24 16N 01W

N FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE DIV. RATE - .0700CFS

N USE - DOMESTIC

PLACE OF USE - TWN 16N RNG 01W SEC 14 TRACT NESW

TRACT SWSW

N USE - DOMESTIC

PLACE OF USE - TWN 16N RNG 01W SEC 23 TRACT NWNE

IDENT. NO. 67-4152

WATER RIGHT
DATA ENTRY LOG[illegible]

- DATA ENTRY -

Record

2. Address: _____
3. City: *Council* State: *ID* Zip: *83612*
4. A. Source of Water: *springs*
B. Tributary of: *Cool Creek*
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: *6-20-1950*
D. County: *03*
E. Total Diversion Rate: *.07*
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): _____
- 9/30/02*
9.33
10666

$$\begin{array}{r} 3.33 \\ 9 \overline{) 30} \\ \underline{27} \\ 30 \\ \underline{27} \\ 30 \\ \underline{27} \\ 30 \end{array}$$

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

[illegible]

8. Use Code: D

11979

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			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	
16N	1W	14									D		D						
		23		D															

9. A. Decree Name:

B. Decree Date:

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

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

12. Other Rights for Same Use:

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

Claim
Application No. 67-4152

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

(1) PJC 3-17-76

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

(4) PJC 3-17-76

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) RB OK

Affidavit of Publication received(date) 4-8-76

(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 JJA

Date 4-12-76



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
WESTERN DISTRICT

STATE HOUSE BOISE, IDAHO 83720

April 12, 1976

Re: Claim to a Water Right No. 67-4152

Merle & Helen DeHass
Daniel & Marjorie A. Warner
Nello W. & Margaret Jenkins
Bradley & Neva Plummer
Council, ID 83612

Gentlemen:

The Department of Water Resources has completed the processing 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.

As you are aware, the filing of a claim does not, in itself, guarantee you a water right; it only records and preserves the information and the evidence which you included in your claim.

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

We are enclosing, for your records, a copy of your claim. If you have any questions, or if we may be of further assistance, please feel free to call upon us.

Sincerely,

L. GLEN SAXTON, P.E.
Western District Engineer

LGS:

Enclosure



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN DISTRICT — ANNEX 3

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2190

March 18, 1976

Re: Notice of Claim to a Water Right No. 67-4152 -- Dehass, Warner, Jenkins & Plummer

Adams County Leader
Council, ID 83612

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear in 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)

Sincerely,

Bill submitted

4-8-76

RB

NOTICE OF CLAIM TO A WATER RIGHT

No. 67-4152

Notice is hereby given that DEHASS, WARNER, JENKINS & PLUMMER
Coeur d'Alene, ID
has filed a claim to a water right established by diversion and application
to beneficial use of 0.07 cubic feet per second ~~acres feet of water~~
from springs
with the point of diversion in the NW 1/4, Sec 24, T16N-R1W, B.M., Adams
County
The water is claimed to be used from Jan. 1 to Dec. 31
for domestic purposes
with a priority of June 20, 1950;
the place of use is within the NW 1/4, SW 1/4, Sec 14, NW 1/4, Sec 23,
T16N-R1W, B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Resources, Statehouse, Boise, Idaho, 83720.

R. KEITH HIGGINSON

Director

Published in the Idaho Statesman, Boise, ID
on March 25, 1976 and April 1, 1976.



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
WESTERN DISTRICT

STATE HOUSE BOISE, IDAHO 83720

March 17, 1976

Re: Claim to a Water Right No. 67-4152 -- DeHass, Warner, Jenkins & Plummer

Carl H. Swanstrom
Attorney at Law
Council, ID 83612

Dear Mr. Swanstrom:

Enclosed is your Receipt No. 3691 in the amount of \$ 10.00
for Claim to a Water Right No. 67-4152 which was received in this
office on March 17, 1976.

Sincerely,

CATHY L. SHAW
Senior Clerk

CLS:cs

Enclosure

LAW OFFICES OF
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March 15, 1976

Department of Water Resources
State of Idaho
State House
Boise

Gentlemen:

In behalf of Merle DeHass and Helen DeHass, his wife, Daniel Warner and Marjorie A. Warner, His wife, Nello W. Jenkins and Margaret Jenkins, his wife, and Bradley Plummer and Neva Plummer, his wife, all of Council, Idaho, I am enclosing their joint claim to a water right, established by application to domestic uses in the homes of claimants, under priority of June 20, 1950.

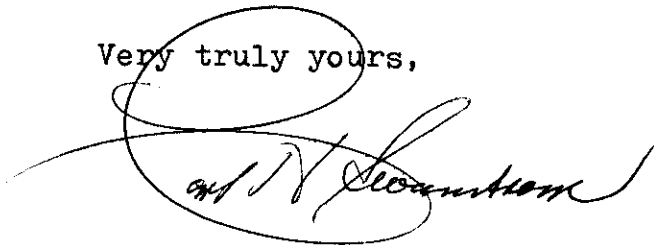
Claimants are four neighboring families, residing on small farm units, and all using water from common springs, delivered to their homes through a common pipe line. Claimants are not formally organized but by mutual cooperation, they use the water in their homes and, in very limited ways, on small yards or gardens..

The springs which supply the concerned water were acquired by the Village of Council in 1950 from people who were then owners of the lands now owned by claimants, and the Village constructed collection boxes and a 4" metal line from the springs to Village reservoirs East of the townsite.

The flow of water was not sufficient to materially benefit the Village water system so after a "trial run" of two or three years, the water line was cut off from the Village system and the water and pipe lines turned back to property owners along the pipe line. There has been a continuous, beneficial use of the concerned water on premises of claimants, since June of 1950.

I enclose my check for \$10.00 in payment of Departmental fee.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Carl H. Swanstrom", is written over a large, loopy circular flourish.