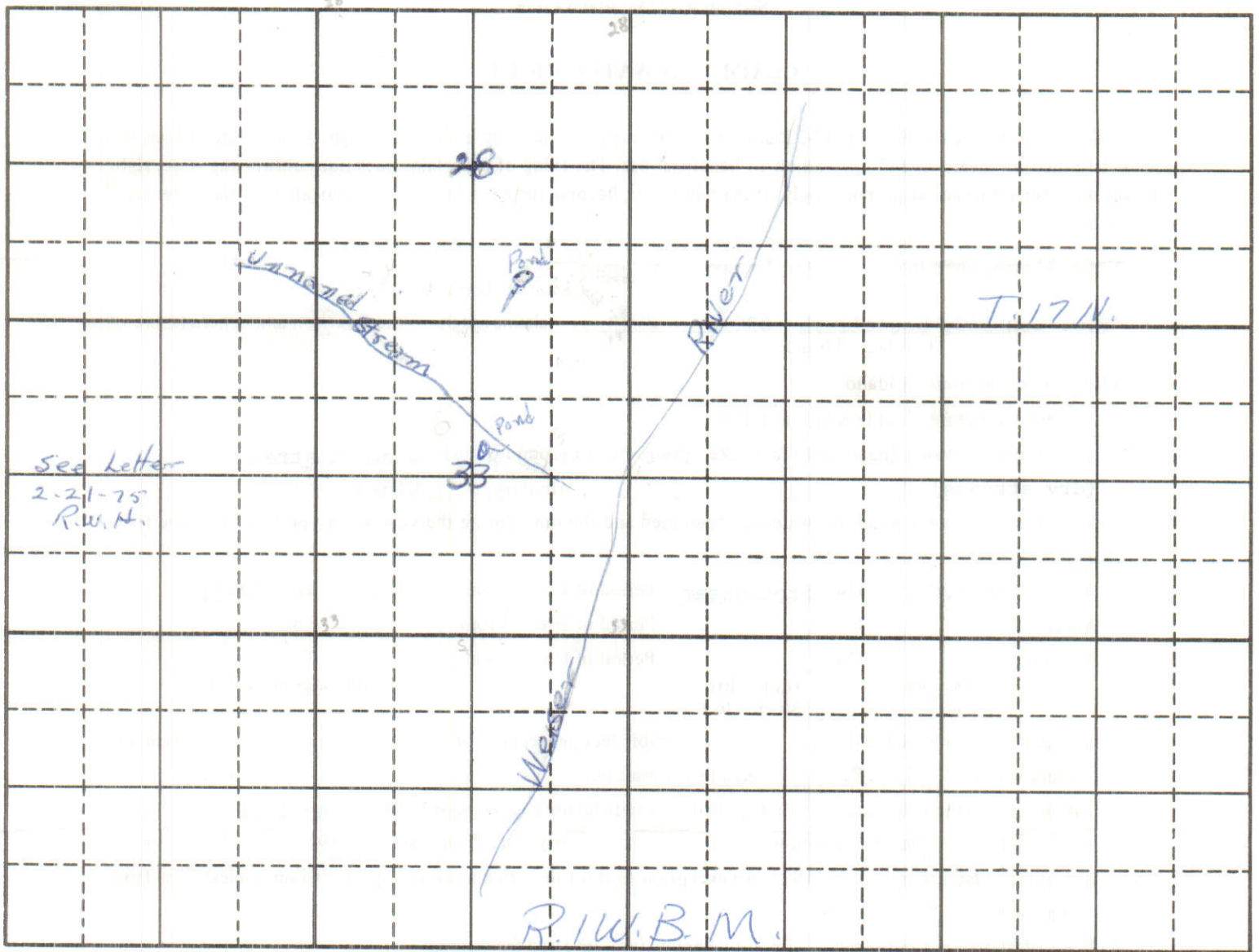


(8) Remarks _____



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 Ada) 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 7th day of February, 19 75.

R.O. Vail (Claimant)
Cathy L. Atkinson
Notary Public
Residing at Boise, Id

My commission expires 12-26-78

For Department Use Only

Received by JEB Date 2/11/75 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by JEB Date 2/11/75 claimant by: _____
\$10.00 fee received by JEB Co Date 2/11/75 # 414
Approved for publication by JG 3-17-75
Published in Adams County Leader
Dates March 6 & 13

RECEIVED

MAR 17 1975
Department of Water Resources

MAR 17 1975

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 a

No. 67-4107 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 6, 1975

and the last in the issue dated March 13, 1975 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 14TH

day of MARCH, 1975

Paul Braun

Notary Public for Idaho,
Residing at Council, Idaho

**NOTICE OF CLAIM TO A
WATER RIGHT
No. 67-4107**

Notice is hereby given that L. O. VAILE P.O. Box 543, Council, ID has filed a claim to a water right established by diversion and application to beneficial use of 4 acre feet of water from unnamed streams (dry streams) trib. to Sinks with the point of diversion in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 33, T. 17 N, R. 1 W, B.M. Adams County.

The water is claimed to be used from Jan. 1 to Dec. 31 for Stockwater with a priority of one pond 1961 one 1971; the place of use is within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 33, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, T. 17 N, R. 1 W, 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 6, 1975 and March 13, 1975.

CR - Jg

3-17-75

MICROFILMED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Section 42-225a, Idaho Code

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 L.O. Vaile

(name of claimant)

of P.O. Box 543, Council ID 83612, 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) unnamed streams
(dry streams), tributary to, Sinks

- (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>4 A.F.</u>	Use	<u>Stockwater</u>	Period of Use:	From	<u>1-1</u>	To	<u>12-31</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 4 A.F. gallons per minute.

- (4) Priority claimed: (the date water was first applied to beneficial use) one pond 1960 one 1971

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)

see letter SW $\frac{1}{4}$ ~~SW~~ $\frac{1}{4}$, Sec. 28 Twp. 17 N Rge. 1 W B.M. County of Adams
P.W.H. Additional points of diversion: SWNE, Sec. 33, T. 17 N, R. 1 W

- 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. 2 ponds approximately 2 A.F. each

- (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]

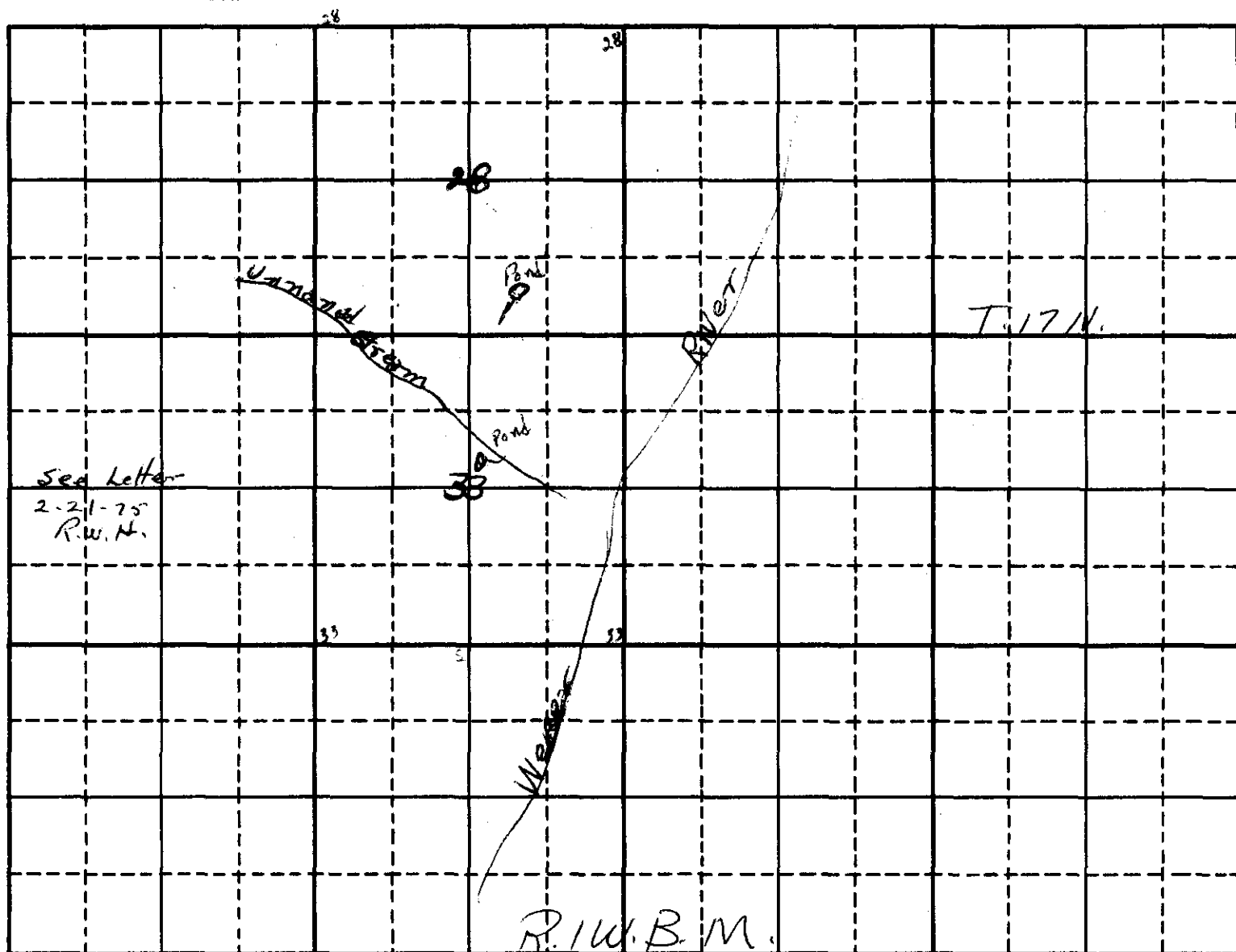
Total No. of acres _____

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: stockwater ponds for water for 100 head stock

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

UNCLASSIFIED

(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 Ada) 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 7th day of February, 19 75.
R.O. Vail (Claimant)
Gathy L. Atkinson
Notary Public
Residing at Boise, Id

My commission expires 12-26-78

For Department Use Only

Received by <u>[Signature]</u>	Date <u>2/11/75</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>[Signature]</u>	Date <u>2/11/75</u>		claimant by:	
\$10.00 fee received by <u>[Signature]</u>	Date <u>2/11/75</u>			
Approved for publication by <u>[Signature]</u>	Date <u>3-17-75</u>			
Published in <u>Idaho County Leader</u>				
Dates <u>March 6 & 13</u>				

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 67-4107

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

(1) R.W.H 2-24-75

In form to receipt

(2) NA

Send Copies to:

Idaho State Health Department
Idaho Fish and Game Department
Bureau of Land Management

(3) NA

Request Special Use Permit from U.S.F.S.
Request Easement from B.L.M.
Request Information from Applicant

(4) R.W.H 2-24-75

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) fg ck

Affidavit of Publication received(date) 3-17-75

(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 _____ By _____ Date _____

RECEIVED
MAR 20 1975
Department of Water Resources

**NOTICE OF CLAIM TO A
WATER RIGHT**
No. 67-4107

Notice is hereby given that L. O. VAILE P.O. Box 543, Council, ID has filed a claim to a water right established by diversion and application to beneficial use of 4 acre feet of water from unnamed streams (dry stream) trib. to Sinks with the point of diversion in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 33, T. 17 N, R. 1 W, B.M. Adams County.

The water is claimed to be used from Jan. 1 to Dec. 31 for Stockwater with a priority of one pond 1961 one 1971; the place of use is within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 33, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, T. 17 N, R. 1 W, 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. KETH HIGGINSON

Director

Published in the Adams County Leader, Council, ID on March 6, 1975 and March 13, 1975.

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 a

No. 67-4107

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 6, 1975

and the last in the issue dated March 13, 1975 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.

Subscribed and sworn to before me this 14TH

day of MARCH, 1975

Notary Public for Idaho,
Residing at Council, Idaho

MICROFILMED

available.
To administer the tests Boise
Cascade has underwritten the
WILD ROSE LODGE
CELEBRATES 64TH BIRTHDAY
Wild Rose Rebekah Lodge cele-
brated their 64th birthday anni-
versary Thursday night with

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 to a water right"

No. 67-4107 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 6, 1975

and the last in the issue dated March 13, 1975
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.

Bert J. Rogers

Subscribed and sworn to before me this 14TH

day of MARCH, 1975

Paul Braun

Notary Public for Idaho,
Residing at Council, Idaho

MAILED

ACT
ION

N	OWNER LAST NAME - VAILE	FIRST NAME - L. O.
N	ADDRESS LINE 1 - P.O. BOX 543	
N	CITY - COUNCIL	STATE - ID ZIP CODE - 83612
N	SOURCE - UNNAMED STREAMS	TRIBUTARY OF - SINKS
N	STAGE - STATRY CLM	PRIORITY - 06-01-1960 COUNTY - ADAMS
N	TOTAL DIV. VOLUME -	4.00 AFA
N	DIVERSION POINT - SWSE 28 17N 01W	SWNE 33 17N 01W
N	FROM - 01-01 TO - 12-31 USE - STOCKWATER STORAGE	USE DIV. RATE - 4.0000CFS
N	FROM - 01-01 TO - 12-31 USE - STOCKWATER FROM STORAGE	USE DIV. VOLUME - 4.00 AFA
N	USE - DIVERSION TO STORAGE	
N	USE - STOCKWATER STORAGE	PLACE OF USE - TWN 17N RNG 01W SEC 33 TRACT NWSW
N	USE - STOCKWATER STORAGE	PLACE OF USE - TWN 17N RNG 01W SEC 28 TRACT SESW
N	REMARKS - 2ND PRIORITY DATE INVALID.	
N	P/D ARE OFF STREAM STOCK PONDS.	
N	NON IRRIG USE - S/100 RANGE.	

3/79

IDENT. NO. 67-4107

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

Present Owner: _____

from 1-1 to 12-31 for ~~ASS~~ purposes. Amount 4.
(efs or AC-FT/yr)

from 1-1 to 12-31 for SR purposes. Amount 4. a/c

from _____ to _____ for B purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

ch 11-8-79

8. Use Code: SS

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	
17N	1W	33									SS								
		28											SS						

9. A. Decree Name:

B. Decree Date:

10. Remarks: A. 2nd priority date invalid.
 B. P/O are ~~the~~ off stream stock ponds.
 C.
 D.
 E.

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

S/100 range.

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):



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
WESTERN DISTRICT

STATE HOUSE BOISE, IDAHO 83720

March 24, 1975

L.O. Vaile
Council, ID
83612

Re: ~~Claim~~ to a Water Right No. 67-4107

Dear Mr. Vaile:

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,

KENNETH H. FOIT, P.E.
Western District Engineer

KHF:

MICROFILMED



2

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

WESTERN DISTRICT — ANNEX 3

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2180

February 23, 1975

Adams County Leader
Council, ID 83612

Re: Claim to a Water Right No. 67-4107 - L. O. Vaile
Application for Permit No. 67-7236 - Fredrick G. Yantis

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."

Sincerely,

(Signature of Claimant)

Bill submitted
3-17-75, ok, jg

MAILED

NOTICE OF CLAIM TO A WATER RIGHT

No. 67-4107

252-480

Notice is hereby given that L.O. VAILE

P.O. Box 543, Council, ID

has filed a claim to a water right established by diversion and application to beneficial use of 4 ~~cubic feet per second~~ ~~XXXXXXXXXXXXXXXXXXXX~~ acre feet of water

from unnamed streams (dry streams) trib. to Sinks

with the point of diversion in the

SE 1/4 called & had this corrected
SW 1/4, Sec. 28, SW 1/4, Sec. 33, T. 17 N,

R. 1 W, B.M. Adams County

The water is claimed to be used from Jan. 1 to Dec. 31

for Stockwater

with a priority of one pond 1961 one 1971

the place of use is within the

NW 1/4, Sec. 33, SE 1/4, Sec. 28, T. 17 N,

R. 1 W, 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 6, 1975 and March 13, 1975

MICROFILMED



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

February 14, 1975

Re: Claim to a Water Right No. 67-4107

L.O. Vaile
Council, ID
83612

Dear Mr. Vaile:

We have received your claim to a Water Right and note your points of diversion are shown as SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28 and SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 33, both in T. 17 N, R. 1 W, B.M. The place of use is shown as being in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 33, and the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, T. 17 N, R. 1 W, B.M. The location of the ponds are shown on the map as being in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, and the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33, T. 17 N, R. 1 W, B.M. Should the place of use be the same as the location of the ponds or is the water released from the ponds and taken to the places of use?

Please clarify this for me and we will proceed to process your claim to a Water Right.

Sincerely,

Robert W. Hamilton
ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH:jg

ATTENTION: Mr. Robert W. Hamilton

These ponds (see above) are located as follows: SWSE T17N Sec. 28 RIW
SWNE T17N RIW Sec. 33

The ponds are used for cattle watering only.

RECEIVED

FEB 21 1975

Department of Water Resources

FEB 21 1975

R. O. Vaile

MICROFILMED

February 14, 1975

Re: Claim to a Water Right No. 67-4107

L.O. Vaile
Council, ID'
83612

Dear Mr. Vaile:

We have received your claim to a Water Right and note your points of diversion are shown as SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec/ 28 and SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 33, both in T. 17 N, R. 1 W, B.M. The place of use is shown as being in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 33, and the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, T. 17 N, R. 1 W, B.M. The location of the ponds are shown on the map as being in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, and the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33, T. 17 N, R. 1 W, B.M. Should the place of use be the same as the location of the ponds or is the water released from the ponds and taken to the places of use?

Please clarify this for me and we will proceed to process your claim to a Water Right.

Sincerely,

ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH:jg

MAILED
FEB 18 1975

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
WESTERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse -- Annex 2
Boise, Idaho 83707
(208) 384-2190

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

February 11, 1975

L.O. Vaile
P.O. Box 543
Council, ID 83612

Re: Claim to a Water Right

Dear Ms. Vaile:

Enclosed is your Receipt No. 414 in the amount of \$ 10.00 for
1 claim to a water right which was received in this office
on Feb. 11, 1975.

Sincerely,

CATHY L. ATKINSON
Stenographer

CLA:c

Enclosure

MICROFILMED