

AFFIDAVIT OF PUBLICATION

Nona Donaldson being first duly

sworn, says he is the Office Manager
of the IDAHO COUNTY FREE PRESS, a weekly newspaper which
is published and issued weekly at Grangeville, Idaho County,
State of Idaho, and which is of general circulation in said county
and state; that the said notice, of which the one hereto attached
is a true copy, was published in said paper for 2 weeks,
being published 2 times, the first publication being
on the 4th day of February, 19 81,
and the last publication on the 11th day of
February, 19 81, and that the said notice
was published in the newspaper proper and not a supplement;
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 or advertisement.

Nona Donaldson

Subscribed and sworn to before me this 11th day
of February, 19 81

Marilyn J. Stolley, Notary Public
for State of Idaho, residing at Grangeville, 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:

84-4125

BERNARD, JOHN
STAR RT. BOX 84,
KAMIAH, ID 83536

Source: SPRING tributary
to TOM TAHA CREEK

Priority Date: 05/01/1954

Amount: 0.16 CFS

Diversion Point: SWSW Sec
32 T 34N R 04E, IDAHO Co.

Use: IRRIGATION (0.10
CFS) from 03/01 to 10/31

STOCKWATER (0.02 CFS)
from 01/01 to 12/31

DOMESTIC (0.04 CFS) from
01/01 to 12/31

Place of Use: NWSW
SWSW Sec 32 T 34N R 04E
FOR 5 ACRES

Any exception to any claim
of water right may be filed
with the Director of the
Idaho Department of Water
Resources, 4055 Gov't Way,
Coeur d'Alene, Id. 83814.

C. STEPHEN ALLRED

Director

Published 2/4 & 2/11, 81.

F4-11



RECEIVED
FEB 12 1981

Department of Water Resources
Boise District Office

MICROFILMED

MAR 03 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



CLAIM TO A WATER RIGHT

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 JOHN BERNARD
(Name of Claimant)
STAR ROUTE BOX 84, KAMIAH, ID 83536 Telephone No. _____
(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) MAY 1, 1954

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 TOM TAHA CREEK

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

(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
		(Mo., Day)	(Mo., Day)
Quantity <u>0.04</u>	Use <u>DOMESTIC</u>	Period of Use From <u>JAN 1</u>	To <u>DEC 31</u>
Quantity <u>0.10</u>	Use <u>IRRIGATION</u>	Period of Use From <u>MAR 1</u>	To <u>OCT 31</u>
Quantity <u>0.02</u>	Use <u>STOCKWATER</u>	Period of Use From <u>JAN 1</u>	To <u>DEC 31</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____

(4) 0.16 TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW 1/4 SW 1/4, Sec. 32 Twp. 34N Rge. 4E B.M., County of IDAHO
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. COLLECTION BOX (UNDERGROUND) WITH PIPELINE

(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.	NE%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
34N	4E	32									X	X							

No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible.
DOMESTIC USE - ONE HOUSEHOLD

MAR 03 1988

NOTE: Include here the type and number of stock watered: 30 HEAD STOCK

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

[illegible]

FOR DEPARTMENT USE ONLY MAR 03 1988

Received by <u>KK</u>	Date <u>1/23/81</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>LB</u>	Date <u>1/28/81</u>	<u>#15541</u>	claimant by:	
\$ <u>0.00</u> fee received by <u>KK</u>	Date <u>1/28/81</u>			
Published in <u>St. Louis Globe-Democrat</u>				
Dates <u>2/4/81 - 2/11/81</u>				

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from 01/01 to 12/31

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SWSW Sec 32 T 34N R 04E

FOR 5 ACRES

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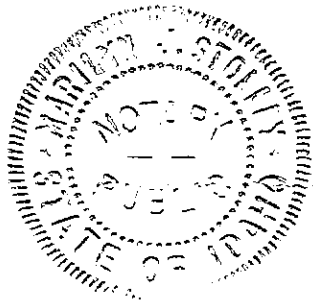
Coeur d'Alene, Id, 83814.

C. STEPHEN ALLRED

Director.

Published 2/4 & 2/11, 81.

F4-11



RECEIVED
FEB 22 1981

Department of Water Resources
& Idaho District Office

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MAR 03 1988

WATER RIGHT NUMBER 84-4125

OWNER LAST NAME - BERNARD

FIRST NAME - JOHN

ORIG OWNER -

ADDRESS LINE 1 - STAR RT. BOX 84

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - KAMIAH

STATE - ID ZIP CODE - 83536

SOURCE - SPRING

TRIBUTARY OF - TOM TAMA CREEK

STAGE - STATRY CLM

STATUS -

PRIORITY - 05-01-1954 COUNTY - IDAHO

TOTAL DIV. RATE - .1600 -CFS

TOTAL DIV. VOLUME - .00 AFA TRFR/AMEND -

WATER DIST. - DLE/CAREY ACT - RIGHT BASIS -

DIVERSION POINT - SWSW 32 34N 04E LOT REDIV -

FROM - 03-01 TO - 10-31 USE - IRRIGATION

USE DIV. RATE - .1000 CFS USE DIV. VOLUME - .00 AFA

FROM - 01-01 TO - 12-31 USE - STOCKWATER

USE DIV. RATE - .0200 CFS USE DIV. VOLUME - .00 AFA

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

USE DIV. RATE - .0400 CFS USE DIV. VOLUME - .00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 34N RNG 04E SEC 32 TRACT NWSW LOT AC 02 TRACT SWSW LOT AC 03

DECREE NAME -

DATE -

TOTAL ACRES 5

REMARKS -

NON-IRRIG USE - S/30 RANGE, D/1 HOME.

OTHER RIGHTS FOR SAME USE -

PROOF DUE - PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. -

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS -

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JB

Right Number

84-4125

Applicant

Deenad

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☐ Exceptions processed.

By

ms

Date

2/25/81

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

Wawoon

Date

3/3/81

84-4125

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DOMESTIC	(0.04 CFS)	from 01/01 to 12/31

Place of Use: NWSW SWSW Sec 32 T 34N R 04E FOR 5 ACRES

MICROFILMED

MAR 03 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
C. STEPHEN ALLRED
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

FEBRUARY 23, 1981

JOHN BERNARD
STAR RT. BOX 84
KAMIAH

ID 83536

RE: Claim No. 84-4125

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,

Robert G. Haynes, P.E.
Regional Supervisor

Enclosure

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MAR 03 1988