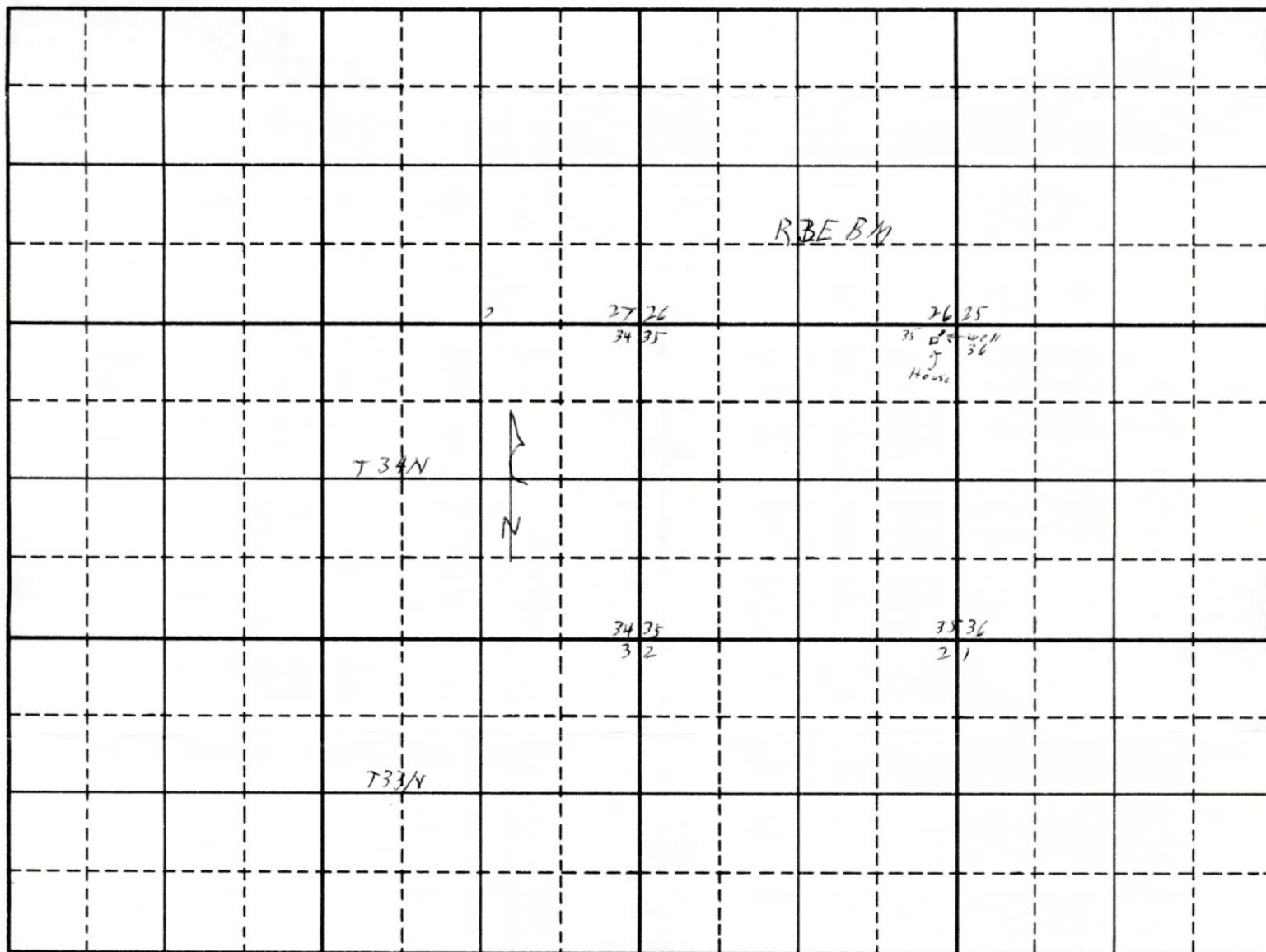


(8) Remarks _____



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 IDAHO) 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.

Phillip Lyons
(Claimant)

Sworn to before me this 27th day of February, 1979.

Deane Edwards
Notary Public
Residing at Grangeville Idaho

My commission expires 11-11-81

For Department Use Only

Received by <u>pm</u>	Date <u>3/6/79</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>TK</u>	Date <u>3-6-79</u>		claimant by:	
\$20.00 fee received by <u>pm</u>	Date <u>3/9/79</u>	<u>#13470-4/1/79</u>		
Approved for publication by <u>pm</u>				
Published in <u>Clearwater Progress</u>				
Dates <u>3/22+29/79</u>				

AFFIDAVIT OF PUBLICATION

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:

84-4059

Phillip Lyons, Star Route Box 7, Kamiah, ID 83536, Source; GROUNDWATER: Priority Date; 04/15/1956; Amount: 0.01 CFS; Diversion Point: NENE Sec 35 T 34N R 03E, IDAHO Co.; Use: DOMESTIC (0.01 CFS) from 01/01 to 12/31; Place of Use: NENE Sec 35 T 34N R 03E; Diversion Means: PUMP & PIPELINE.

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 3-22 & 3-29-79.

Karon Schlieper being first duly

sworn, says he is the owner of the CLEARWATER PROGRESS, a weekly newspaper which is published and issued weekly at Kamiah, Lewis 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 22nd day of March, 1979, and the last publication on the 29th day of March, 1979; and that the said notice was published in the newspaper proper and not in 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.

Karon Schlieper
owner

Subscribed and sworn to before me this 2nd day of April, 1979.

Barbara Yates, Notary Public,
for the State of Idaho, residing at Kamiah, Idaho.

RECEIVED

APR 5 1979

Department of Water Resources
Northern District Office

MICROFILMED

Received by _____ Date 3/17
 Prelim. check by VR Date 3-6-79
 \$20.00 fee received by _____ Date 3/18/79
 Approved for publication by _____
 Published in Mountain States Date 3/22-29/79
 Dates _____
 Exception filed by: _____
 Forwarded to _____
 Date _____
 claimant by: _____
 For Department Use Only



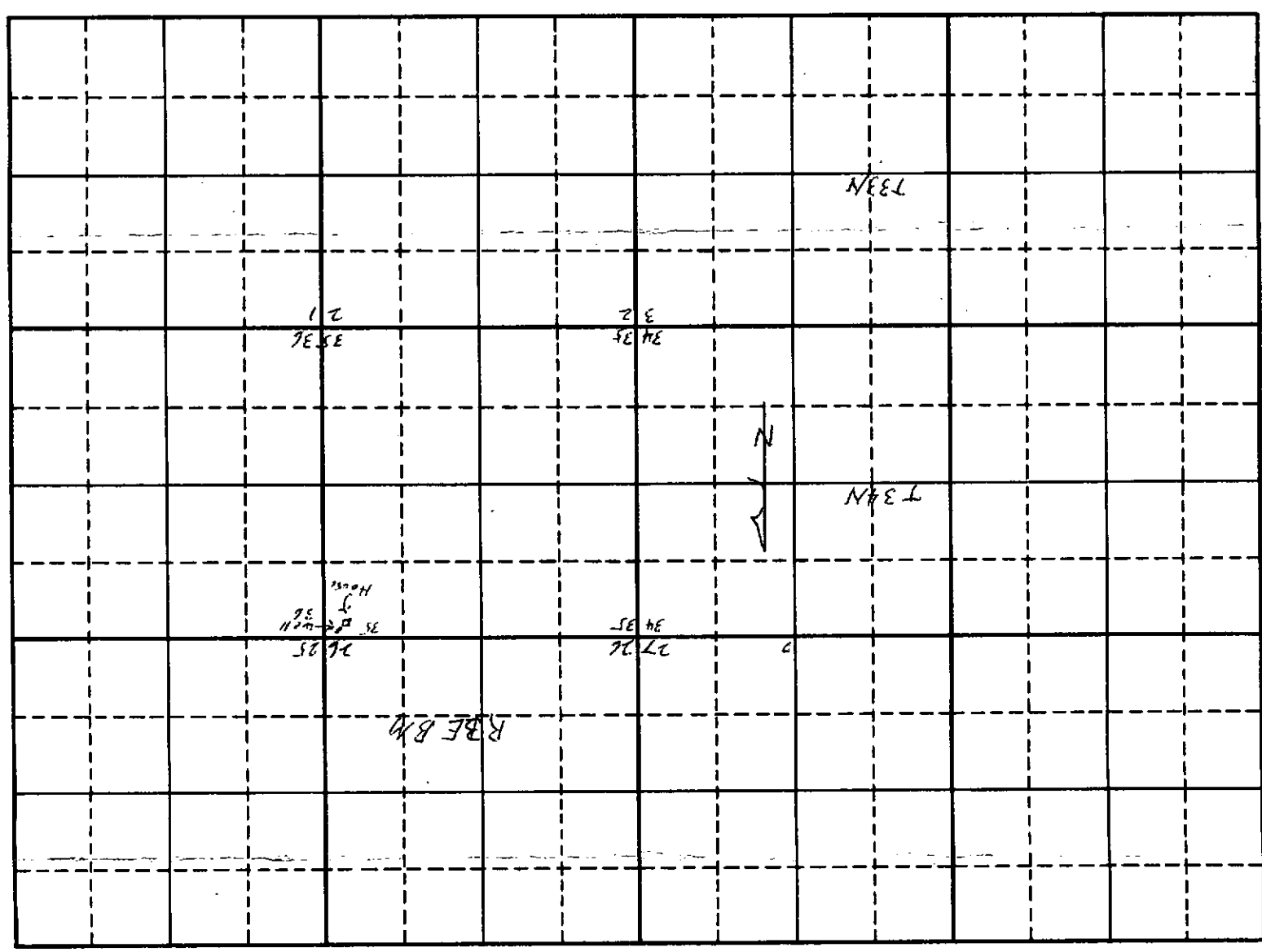
My commission expires 11-11-81
 Sworn to before me this 27th day of February, 1979
 Notary Public _____
 Residing at Shungaville, Idaho

 (Claimant)

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.
 State of Idaho)
 County of Idaho)
 ss.)
)

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.

Scale: 2 inches equal 1 mile.



(8) Remarks _____

NOTICE TO CLAIM
FOR WATER RIGHT
844059

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

Phillip Lyons, Star Route Box 7, Kamiah, Idaho 83536, has filed a claim to a water right on 4-15-1956, from a groundwater source with a flow of 0.01 CFS. Point of diversion is NENE Sec. 35 T 34N R 03E, Idaho County, to be used for domestic purposes from 01/01 to 12/31. Place of use is NENE Sec 35 T 34N R 03E and diversion is by means of pump and pipeline.

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, ID 83814.

C. STEPHEN ALLRED
Director

Published 3/15 and 3/22/79

This is old format.

*called
C. Rogers
they will print this
on 1st but will
change to new form
on 22ND of 29th*

At 3/14

RECEIVED

MAR 13 1979

Department of Water Resources
Northern District Office

MICROFILMED

AFFIDAVIT OF PUBLICATION

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:

84-4059

Phillip Lyons, Star Route Box 7, Kamiah, ID 83536, Source; GROUNDWATER; Priority Date; 04/15/1956; Amount: 0.01 CFS; Diversion Point: NENE Sec 35 T 34N R 03E, IDAHO Co.; Use: DOMESTIC (0.01 CFS) from 01/01 to 12/31; Place of Use: NENE Sec 35 T 34N R 03E; Diversion Means: PUMP & PIPELINE.

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 3-22 & 3-29-79.

OK

pm 4/6/79

RECEIVED

APR 5 1979

Department of Water Resources-
Northern District Office

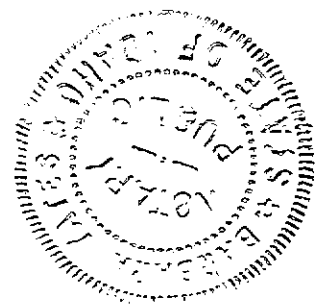
Karon Schlieper being first duly

sworn, says he is the owner of the CLEARWATER PROGRESS, a weekly newspaper which is published and issued weekly at Kamiah, Lewis 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 22nd day of March, 1979, and the last publication on the 29th day of March, 1979; and that the said notice was published in the newspaper proper and not in 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.

Karon Schlieper

Subscribed and sworn to before me this 2nd day of April, 1979.

Barbara Yates, Notary Public,
for the State of Idaho, residing at Kamiah, Idaho.



MICROFILMED

WATER RIGHT NUMBER 84-4059

L 60

WATER RIGHTS EDIT REPORT

03/07/79

PAGE 2

ACT
ION

N OWNER LAST NAME - LYONS FIRST NAME - PHILLIP

N ADDRESS LINE 1 - STAR ROUTE BOX 7

N CITY - KAMIAH

STATE - ID ZIP CODE - 83536

N SOURCE - GROUNDWATER

N STAGE - STATUTORY CLAIM

PRIORITY - 04-15-1956 COUNTY - IDAHO TOTAL DIV. RATE - .0100CFS

N DIVERSION POINT - NENE 35 34N 03E

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

USE DIV. RATE - .0100CFS

N USE - DOMESTIC

PLACE OF USE - TWN 34N RNG 03E SEC 35 TRACT NENE

N NON IRRIG USE - 1 FAMILY

N DIVERSION MEANS - PUMP & PIPELINE

5
PBH

IDENT. NO. 84-4859

WATER RIGHT
DATA ENTRY LOG

[illegible]

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number 84-4059 Applicant Lynn

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 pm Date 4/6/79

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By J.S. Date 9/16/79

MICROFILMED

84-4059_

LYONS, PHILLIP

STAR ROUTE BOX 7, KAMIAH, ID 83536

Source: GROUNDWATER

Priority Date: 04/15/1956

Amount: 0.01 CFS

Diversion Point: NENE Sec 35 T 34N R 03E, IDAHO Co.

Use: DOMESTIC (0.01 CFS) from 01/01 to 12/31

Place of Use: NENE Sec 35 T 34N R 03E

Diversion Means: PUMP & PIPELINE

MICROFILMED

April 12, 1979

Mr. and Mrs. Charles Lamm
Box 4 A
Kamiah, Idaho 83536

Re: 84-4059

Dear Mr. and Mrs. Lamm:

I have received your letter concerning Mr. Lyons's Claim to a Water Right No. 84-4059.

Mr. Lyons has claimed that on April 15, 1956, water from an 8-inch by 118 foot well was put to use in his home. If you have evidence to the contrary, you may make an exception to his claim. The exception must be in affidavit form (notarized), in duplicate and accompanied by such proof as you deem appropriate.

If you have any questions, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

MICROFILMED

Mr. C. Stephen Fred, Director
Idaho Dept of Water Resources
4055 Fort. Way
Coeur d'Alene, Idaho 83814

April 3, 1979

Dear Sir,

RECEIVED

APR 4 1979

Department of Water Resources
Northern District Office

Re: Water right application

84-4059

Phillip Lyons

Kamiah, Idaho 83536

As a matter of public record I want to present the attached evidence of prior water right approval to the same stream as described in request # 84-4059 above.

Please see a copy of my original request dated January 23, 1969 and also a letter from your department granting the request, dated February 10, 1969.

Mr. Lyons in his request # 84-4059 asks that his first date of use on this stream be established as 4/15/1956. It should be in the record that he acquired this property only two or three years ago, although the spring has been used for domestic use by previous owners and tenants for several years.

I'm certainly not objecting to Mr. Lyons' use of the water requested, but do ask that my prior right, Claim # 84-4000 be honored and protected.

Sincerely,
Charles P. Lamm
Deakin M. Lamm

MICROFILMED

☆ **Public Notice**

**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:

84-4059

Phillip Lyons, Star Route
Box 7, Kamiah, ID 83536.
Source; GROUNDWATER;
Priority Date; 04/15/1956;
Amount; 0.01 CFS; Diversion
Point: NENE Sec 35 T 34N R
03E, IDAHO Co.; Use: DOM-
ESTIC (0.01 CFS) from 01/01
to 12/31; Place of Use: NENE
Sec 35 T 34N R 03E;
Diversion Means: PUMP &
PIPELINE.

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.

G. STEPHEN ALLRED

Director

Published 3-22 & 3-29-79.

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

June 16, 1969

Re: Application for Permit No. 84-7006-William B. Schilling
Application for Permit No. 84-7004 and 85-7011-Philip Lyons

Mr. Charles P. Lamm and Georgia M. Lamm
Box 4 A
Kamiah, Idaho

Dear Mr. and Mrs. Lamm:

We are in receipt of your letter of April 17, 1969. You have expressed a concern regarding the approval of application for permit nos. 85-7011, 84-7006, and 84-7004. I think perhaps that I should explain that any permit issued by this office would be subject to any right that you had developed prior to the date we received these applications. In other words, if the permits are approved, they would be required to allow water to pass through the facilities in the creek for your use of the water. They could only take water when your right had been filled. If you still wish to enter a protest, the following are the only points we can consider:

1. Whether or not there is unappropriated water in the stream for the purposes described in the application.
2. Whether or not the appropriation would injure other prior rights.
3. Whether or not the application is made in good faith or for delay or speculative purposes.
4. Whether or not the applicant possesses sufficient financial funds to complete the project.

We would also look at the project to see if other water rights were appurtenant to the lands described under the applications. If you still wish to enter a protest against the approval of the applications, please notify me as to upon which of these above points you wish to enter your protest.

Page 2

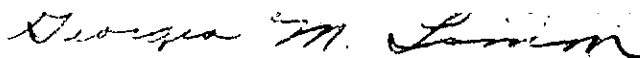
Mr. Charles P. Lamm and Georgia M. Lamm
June 16, 1969

If there is water in the creek over and above the 30 gallons per minute which you have claimed, that water would be subject to appropriation by other individuals , but again I want to emphasis that any permit that we issue would receive water only after all other prior rights had been filled.

Very truly yours,


Donald W. McEldowney
Appropriation Examiner

CSA: DWM:tg



April 17, 1969

State Reclamation Engineer
Statehouse Annex 2
Boise, Idaho

T. F. (Claim # 84-9000
Charles O. Lamm
George M. Lamm
Karnish, Idaho

Dear Sir,

Today's copy of the Idaho County Free Press listed water right claims by Mr. Phillip Lyons and Mr. William Killings, both of Karnish to water in the same stream from which I have a water right claim for 30 gallons per minute of water.

Mr. Lyons proposed claim is upstream from me and if he is allowed to dam the stream I may not be able to pump any water because it is an extremely small stream and drops to a trickle in the summer.

Mr. Killings' claim is downstream from me and I do not object to his claim as long as I am allowed to irrigate the land which I have been irrigating with the water from my water right. His claim is # 84-7006.

Mr. Lyons' claims are set forth as # 84-7004 and # 85-7011 and are apparently claims to the same territory but for different purposes of diversion.

Let this letter serve as a protest against proposed claims numbered 84-7004, 84-7006 and 85-7011. I register this protest because of my prior claim # 84-4000 with a priority date of April 1967.

Sincerely,
Charles O. Lamm
George M. Lamm

MICROFILMED

applied 2/12/70 Jack article 3/54/72
1970
approved 3/16/70

Public Notices

STATE LAND COMMISSIONER'S NOTICE Amending the Boundaries of the Southern Idaho Forest Protective District IDAHO 1969

Notice is hereby given that, in compliance with the provisions of Section 38-105, Idaho Code, I have this day designated the Southern Idaho Forest Protective District and have established the boundaries of said District to include the following lands:

Township 16 North, Range 3 East, B.M.

All lands lying East of the North Fork of the Payette River, except lots 1, 4, 5 and 8, Section 28, and lots 1 and 4, Section 29.

Township 15 North, Range 3 East, B.M.

Sections 1, 2, 3, 4, 9 to 16 inclusive, NW 1/4 SW 1/4, SW 1/4, SE 1/4, Section 17, Sections 18 and 29 inclusive and 32 to 36 inclusive.

Township 11 North, Range 4 East, B.M.

Sections 4, 5, 6, 7, 8, 9, 15, 17, 18, 19, 20.

Township 12 North, Range 3 East, B.M.

Sections 1, 12, 13, 27 to 28 inclusive, 33, 34, 35, 36.

Township 12 North, Range 4 East, B.M.

Sections 3 to 12 inclusive, 13 to 22 inclusive, 23 to 36 inclusive.

Township 13 North, Range 3 East, B.M.

Sections 1, 2, 3, 10, 11, 12, 13, 14, 24, 25.

Township 13 North, Range 4 East, B.M.

Sections 1, 2, 3, 10, 11, 12, 13, 14, 24, 25.

Township 14 North, Range 3 East, B.M.

Sections 4 to 8 inclusive, 18 to 22 inclusive.

Township 14 North, Range 3 East, B.M.

All lying East of Cascade River.

Township 14 North, Range 4 East, B.M.

Sections 1, 2, 3, 10, 11, 12, 13, 14, 24, 25.

Sections 1, 2, 3, 10, 11, 12, 13, 14, 24, 25.

Sections 1, 2, 3, 10, 11, 12, 13, 14, 24, 25.

Sections 1, 2, 3, 10, 11, 12, 13, 14, 24, 25.

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Sections 1, 2, 3, 10, 11, 12, 13, 14, 24, 25.

Sections 1, 2, 3, 10, 11, 12, 13, 14, 24, 25.

Sections 1, 2, 3, 10, 11, 12, 13, 14, 24, 25.

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Philip Lyons, Star Route, Box 7, Kamiah, Idaho has on March 5, 1969 applied for permit under application No. 84-7004 to divert 0.03 cubic feet per second of water from an unnamed spring tributary of Clearwater River. Water will be diverted by dirt and rock dam, plastic pipe and pipeline within the NW 1/4 NW 1/4, Sec. 32, T. 34 N., R. 45 E., B.M. in Idaho County and is to be used from January 1 to December 31 for livestock and domestic use from June 1 to October 1 for irrigation in the NW 1/4 NE 1/4, Sec. 32, T. 34 N., R. 45 E., B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the Idaho County Free Press, Grangeville, Idaho, on April 17 and April 24, 1969. A17-24

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that William B. Schilling, Star Route, Kooskia, Idaho has on March 25, 1969 applied for permit under application No. 84-7006 to divert 0.02 cubic feet per second of water from an unnamed stream, tributary of the Clearwater River. Water will be diverted by a pump, pipeline, and sprinkler system within the NW 1/4 SW 1/4, Sec. 38, T. 34 N., R. 3 E., B.M. and is to be used from May 15 to October 1 for irrigation in the NW 1/4 SW 1/4, Sec. 38, T. 34 N., R. 3 E., B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the Idaho County Free Press, Grangeville, Idaho, on April 10 and April 17, 1969. A10-17

STATE LAND COMMISSIONER'S NOTICE Amending the Boundaries of the Snake River Valley Forest

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Mrs. J. P. Bunnell, Star Route, Kooskia, Idaho has on April 7, 1969 applied for permit under application No. 81-7093 to divert 0.26 cubic feet per second of water from Middle Fork of Snake River, tributary of Snake River. Water will be diverted by sprinkler system within the Lot 5, Sec. 2, T. 22 N., R. 5 E., B.M. in Idaho County and is to be used from April 1 to October 18 for irrigation in the SW 1/4 SW 1/4, Sec. 2, SE 1/4 SE 1/4, Sec. 3, T. 22 N., R. 5 E., B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the Idaho County Free Press, Grangeville, Idaho, on April 17 and April 24, 1969. A17-24

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Philip Lyons, Star Route, Box 7, Kamiah, Idaho has on April 7, 1969 applied for permit under application No. 83-7011 to divert 0.03 cubic feet per second of water from an unnamed stream, tributary of Clearwater River. Water will be diverted by dam, pipeline, and surface irrigation within the NW 1/4 NE 1/4, Sec. 35, T. 34 N., R. 3 E., B.M. in Idaho County and is to be used from June 1 to September 1 for irrigation in the NW 1/4 NE 1/4, Sec. 35, T. 34 N., R. 3 E., B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the Idaho County Free Press, Grangeville, Idaho, on April 17 and April 24, 1969. A17-24

NOTICE OF ATTACHMENT No. 7453

In the District Court of the Second Judicial District of the State of Idaho, in and for the County of Idaho.

REABOARD

MICROFILMED

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

APRIL 2, 1979

PHILLIP LYONS
STAR ROUTE BOX 7
KAMIAH

ID 83536

RE: Claim No. 84-4059

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 - Claim

Receipt No. 13470 for \$10.00 for balance of filing fee.

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

March 15, 1979

Mr. Phillip Lyons
Star Route Box 7
Kamiah, Idaho 83536

Dear Mr. Lyons:

I regret to inform you that as of July 1, 1978, the filing fee for claims was raised to \$20.00.

This office is unable to process your claim until we receive an additional \$10.00 for filing fee.

If you have any questions, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

Please find inclosed balance due on filing fee

MICROFILMED

March 15, 1979

Mr. Phillip Lyons
Star Route Box 7
Kamiah, Idaho 83536

Dear Mr. Lyons:

I regret to inform you that as of July 1, 1978, the filing fee for claims was raised to \$20.00.

This office is unable to process your claim until we receive an additional \$10.00 for filing fee.

If you have any questions, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

*check #92-308 Jan 40
Rec'd 3/27/79*

MICROFILMED

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

March 6, 1979

Mr. Phillip Lyons
Star Route Box 7
Kamiah, Idaho 83536

RE: 84-4059

Dear Mr. Lyons:

Enclosed is Receipt No. 13446 in the amount of \$10.00 which was received by this office for the filing fee on the above-referenced item.

Sincerely,

Patricia M. Stypa

PMS

Enclosure

*see letter of
4/2/79 for
receipt for
balance of
fee.*

MICROFILMED