



Center Sec.
23

T 38N
Rgn. 3W Bm

place of use
2
Springs

REPRODUCED

23
26

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.

Notice is hereby given that

Notice is hereby given that MARION POWDEN
 (Name of Claimant)
Route #1 Box 97B Kendrick Id. 83537 Telephone No. 289-5111
 (Mailing Address) (Zip Code)

(1) Date of priority: (When was the water first applied to a beneficial use) X 1932

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Spring tributary to Brady Gulch Creek

		(Both dates inclusive)	
(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Mo., Day)	(Mo., Day)
Quantity <u>.04</u>	Use <u>DOMESTIC</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____

(cfs, gpd, AFA)

NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 23 Twp. 38N Rge. 3W B.M., County of Latah

Additional points of diversion: 2 springs in this 1/4, 1/4

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. *pump from one spring 1" pipe 1" pipe SCAVIN*

change pump from one spring 1" pipe, 1" pipe gravity
from 2"

[illegible]No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Domestic
Home

NOTE: Include here the type and number of stock watered:

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

~~n/a~~

UNCLASSIFIED

[illegible]

State of Idaho)
County of Nez Perce) ss.

Marion Records
(Claimant)

Sworn to before me this 15th day of July 1983

Notary Public
Residing at Leewiston, ID

Sworn to before me

My commission expires

Original file received 6-27-83
FOR DEPARTMENT USE ONLY

Received by Date 7/29/83 Exception filed by: Forwarded to Date
Prelim. check by Date 7/26/83 claimant by:
\$20.00 fee received by Date 7/26/83 (31238)
Published in Daily, Utahian
Dates 8/18 8/25

T 38N

Rgn. 3W BN

Central Sec.

Place of use

2

Springs

UNRECORDED

23

26

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

Ray Rosch

being first duly sworn, on oath,
deposes and says:

That he is the printer of The DAILY IDAHONIAN, a newspaper of general circulation, printed and published daily except Sunday at Moscow, Latah County, Idaho, in compliance with Sections 60-106, 60-107, and 60-108 of the Idaho Code and the amendments thereto; that the notice of which the annexed is a full, true and correct printed copy was published in the regular and entire issues of said newspaper and not in a supplement thereto, upon the following

dates:

Aug 18, 25, 1983

the same being the dates designated for the publication of said legal notice.

Subscribed and sworn to before

me this 27th day of August

1983

Ray Rosch

Notary Public,

residing at Moscow, Idaho

RECEIVED

AUG 31 1983

Department of Water Resources
Northern District Office

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

86-4232

CITY OF KENDRICK, KENDRICK, ID 83537, Source: GROUNDWATER, Priority Date: 01/01/1959, Diversion Pt: NWNW Sec 25 T 38N R 03W, Use: MUNICIPAL (0.2676 CFS), In: Place of Use located within the city limits of Kendrick.

86-4233

CITY OF KENDRICK, KENDRICK, ID 83537, Source: ROWDEN SPRING trib. to BRADY GULCH CREEK, Priority Date: 01/01/1925, Diversion Pt: SESE Sec 23 T 38N R 03W, Use: MUNICIPAL (0.0223 CFS), In: Place of Use located within the city limits of Kendrick.

86-4234

CITY OF KENDRICK, KENDRICK, ID 83537, Source: STANTON SPRING trib. to BIG BEAR CREEK, Priority Date: 01/01/1918, Diversion Pt: NWNE Sec 13 T 38N R 03W, Use: MUNICIPAL (0.0401 CFS), In: Place of Use located within the city limits of Kendrick.

86-4235

CITY OF KENDRICK, KENDRICK, ID 83537, Source: GROUNDWATER, Priority Date: 01/01/1949, Diversion Pt: SESE Sec 24 T 38N R 03W, Use: MUNICIPAL (0.0780 CFS), In: Place of Use located within the city limits of Kendrick.

86-4236

MEYERS, ROBERT E., RT. 1, KENDRICK, ID 83537, Source: SPRINGS trib. to BRADY GULCH, Priority Date: 01/01/1930, Diversion Pt: SWSE NWSE NESE Sec 23 T 38N R 03W, Use: STOCKWATER (0.02 CFS), DOMESTIC (0.02 CFS), In: NWSE NESE Sec 23 T 38N R 03W.

86-4237

RICHARDSON, PAUL W., RT. 1, JULIAETTA, ID 83535, Source: SPRINGS trib. to SINKS, Priority Date: 01/01/1966, Diversion Pt: SENW NESW Sec 16 T 37N R 03W, Use: IRRIGATION (0.01 CFS), STOCKWATER (0.01 CFS), DOMESTIC (0.02 CFS), In: NESW Sec 16 T 37N R 03W FOR 1 ACRES.

86-4238

ROWDEN, MARION, RT. 1 BOX 97B, KENDRICK, ID 83537, Source: SPRINGS trib. to BRADY GULCH CREEK, Priority Date: 01/01/1932, Diversion Pt: NESW Sec 23 T 38N R 03W, Use: DOMESTIC (0.04 CFS), In: NWSE Sec 23 T 38N R 03W.

86-4241

GEPHART, MRS. CLAUDE, RT. 1 BOX 53, TROY, ID 83871, Source: SPRING trib. to SINKS, Priority Date: 06/01/1970, Diversion Pt: NENW Sec 36 T 40N R 03W, Use: DOMESTIC (0.04 CFS), In: NENW SENW Sec 36 T 40N R 03W.

86-4242

BROWNING, JACK GARY &/or SALLY, RT. 1 BOX 86, JULIAETTA, ID 83535, Source: SPRING trib. to SINKS, Priority Date: 01/01/1969, Diversion Pt: SENW Sec 16 T 37N R 03W, Use: DOMESTIC (0.01 CFS), In: NESW Sec 16 T 37N R 03W.

86-4243

HERRIN, ET. AL., JACQUELINE, P.O. BOX 101, MAY, ID 83253, Source: GROUNDWATER, Priority Date: 01/01/1920, Diversion Pt: SWNE Sec 23 T 40N R 02W, Use: DOMESTIC (0.04 CFS), In: SWNE Sec 23 T 40N R 02W.

86-4244

RENFROW, HERMAN E. &/or ETHEL Z., RT. 1 BOX 74, TROY, ID 83871, Source: GROUNDWATER, Priority Date: 01/01/1940, Diversion Pt: SESW Sec 30 T 40N R 02W, Use: COMMERCIAL (0.05 CFS), DOMESTIC (0.05 CFS), In: SESW Sec 30 T 40N R 02W.

87-4153

WOODFELL-MENDENHALL CEMETERY DIST., RT. 1 BOX 15, PRINCETON, ID 83857, Source: GROUNDWATER, Priority Date: 06/01/1961, Diversion Pt: SWSW Sec 32 T 42N R 04W, Use: IRRIGATION (0.03 CFS), In: SWSW Sec 32 T 42N R 04W FOR 2 ACRES.

87-4154

ELLIOTT, DEAN A. &/or RUTH A. 1405 HALL RD., VIOLA, ID 83872, Source: UNNAMED STREAM trib. to FLANNIGAN CREEK, Priority Date: 05/10/1969, Diversion Pt: SWNW Sec 03 T 40N R 05W, Use: IRRIGATION STORAGE (0.02 AF), STOCKWATER STORAGE (0.01 AF), DOMESTIC STORAGE (0.02 AF), RECREATION STORAGE (0.15 AF), FIRE PROT. STORAGE (0.15 AF), In: SWNW Sec 03 T 40N R 05W FOR 1 ACRES.

87-4155

BLOOD, MARJORIE A., RT. 1 BOX 178, POTLATCH, ID 83855, Source: GROUNDWATER, Priority Date: 01/01/1977, Diversion Pt: NWSE Sec 36 T 42N R 06W, Use: STOCKWATER (0.02 CFS), DOMESTIC (0.04 CFS), In: NWSE Sec 36 T 42N R 06W.

87-4156

WALSER LAND & LIVESTOCK INC., 5240 WALKER RD., VIOLA, ID 83872, Source: GNAT CREEK trib. to PALOUSE RIVER, Priority Date: 05/01/1969, Diversion Pt: SWSE SESE Sec 21 T 41N R 05W, Use: STOCKWATER (0.0460 CFS), In: SWSE SESE Sec 21 T 41N R 05W.

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814.

KEN DUNN, Dir.

NOTICE OF CORRECTION

Notice is hereby given that Claim to a Water Right No. 87-4148 in the name of Edna Bingman Estate was advertised incorrectly on 7/21 and 28, 1983. The place of use was incorrectly advertised as the SENW Sec 31 T 40N R 04W; whereas, correctly it should be the SENE Sec 31 T 40N R 04W.

Any exception to the above-referenced correction must be filed with the State of Idaho Department of Water Resources, 4055 Government Way, Coeur D'Alene, Idaho 83814.

A. KENNETH DUNN, Director

NOTICE OF CORRECTION

Notice is hereby given that Application for Permit No. 87-7107 in the Name of John Murray Whisenant was advertised incorrectly on 7/21 and 7/28, 1983. The Diversion Point was incorrectly advertised as the NWSE Sec 31 T 41N R 04W; whereas, correctly it should be the NWNE Sec 31 T 41N R 04W.

Any protest to the above-referenced correction must be filed with the State of Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before September 6, 1983.

A. KENNETH DUNN, Director

Aug. 18 & 25, 1983

MICROFILMED

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

Ray Rosch

being first duly sworn, on oath,
deposes and says:

That he is the printer of The DAILY IDAHONIAN, a newspaper of general circulation, printed and published daily except Sunday at Moscow, Latah County, Idaho, in compliance with Sections 60-106, 60-107, and 60-108 of the Idaho Code and the amendments thereto; that the notice of which the annexed is a full, true and correct printed copy was published in the regular and entire issues of said newspaper and not in a supplement thereto, upon the following

dates:

August 18, 25, 1983

the same being the dates designated for the publication of said legal notice.

Subscribed and sworn to before

me this 29th day of August

1983

Carl Hansen

Notary Public,

residing at Moscow, Idaho

RECEIVED

AUG 31 1983

Department of Water Resources
Northern District Office

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

86-4232

CITY OF KENDRICK, KENDRICK, ID 83537, Source: GROUNDWATER, Priority Date: 01/01/1959, Diversion Pt: NWNW Sec 25 T 38N R 03W, Use: MUNICIPAL (0.2676 CFS), In: Place of Use located within the city limits of Kendrick.

86-4233

CITY OF KENDRICK, KENDRICK, ID 83537, Source: ROWDEN SPRING trib. to BRADY GULCH CREEK, Priority Date: 01/01/1925, Diversion Pt: SESE Sec 23 T 38N R 03W, Use: MUNICIPAL (0.0223 CFS), In: Place of Use located within the city limits of Kendrick.

86-4234

CITY OF KENDRICK, KENDRICK, ID 83537, Source: STANTON SPRING trib. to BIG BEAR CREEK, Priority Date: 01/01/1918, Diversion Pt: NWNE Sec 13 T 38N R 03W, Use: MUNICIPAL (0.0401 CFS), In: Place of Use located within the city limits of Kendrick.

86-4235

CITY OF KENDRICK, KENDRICK, ID 83537, Source: GROUNDWATER, Priority Date: 01/01/1949, Diversion Pt: SESE Sec 24 T 38N R 03W, Use: MUNICIPAL (0.0780 CFS), In: Place of Use located within the city limits of Kendrick.

86-4236

MEYERS, ROBERT E., RT. 1, KENDRICK, ID 83537, Source: SPRINGS trib. to BRADY GULCH, Priority Date: 01/01/1930, Diversion Pt: SWSE NWSE NESE Sec 23 T 38N R 03W, Use: STOCKWATER (0.02 CFS), DOMESTIC (0.02 CFS), In: NWSE NESE Sec 23 T 38N R 03W.

86-4237

RICHARDSON, PAUL W., RT. 1, JULIAETTA, ID 83535, Source: SPRINGS trib. to SINKS, Priority Date: 01/01/1966, Diversion Pt: SENW NESW Sec 16 T 37N R 03W, Use: IRRIGATION (0.01 CFS), STOCKWATER (0.01 CFS), DOMESTIC (0.02 CFS), In: NESW Sec 16 T 37N R 03W FOR 1 ACRES.

86-4238

ROWDEN, MARION, RT. 1 BOX 97B, KENDRICK, ID 83537, Source: SPRINGS trib. to BRADY GULCH CREEK, Priority Date: 01/01/1932, Diversion Pt: NESW Sec 23 T 38N R 03W, Use: DOMESTIC (0.04 CFS), In: NWSE Sec 23 T 38N R 03W.

86-4241

GEPHART, MRS. CLAUDE, RT. 1 BOX 53, TROY, ID 83871, Source: SPRING trib. to SINKS, Priority Date: 06/01/1970, Diversion Pt: NENW Sec 36 T 40N R 03W, Use: DOMESTIC (0.04 CFS), In: NENW SENW Sec 36 T 40N R 03W.

86-4242

BROWNING, JACK GARY &/or SALLY, RT. 1 BOX 86, JULIAETTA, ID 83535, Source: SPRING trib. to SINKS, Priority Date: 01/01/1969, Diversion Pt: SENW Sec 16 T 37N R 03W, Use: DOMESTIC (0.01 CFS), In: NESW Sec 16 T 37N R 03W.

86-4243

HERRIN, ET. AL., JACQUELINE, P.O. BOX 101, MAY, ID 83253, Source: GROUNDWATER, Priority Date: 01/01/1920, Diversion Pt: SWNE Sec 23 T 40N R 02W, Use: DOMESTIC (0.04 CFS), In: SWNE Sec 23 T 40N R 02W.

86-4244

RENFROW, HERMAN E. &/or ETHEL Z., RT. 1 BOX 74, TROY, ID 83871, Source: GROUNDWATER, Priority Date: 01/01/1940, Diversion Pt: SESW Sec 30 T 40N R 02W, Use: COMMERCIAL (0.05 CFS), DOMESTIC (0.05 CFS), In: SESW Sec 30 T 40N R 02W.

87-4153

WOODFELL-MENDENHALL CEMETERY DIST., RT. 1 BOX 15, PRINCETON, ID 83857, Source: GROUNDWATER, Priority Date: 06/01/1961, Diversion Pt: SWSW Sec 32 T 42N R 04W, Use: IRRIGATION (0.03 CFS), In: SWSW Sec 32 T 42N R 04W FOR 2 ACRES.

87-4154

ELLIOTT, DEAN A. &/or RUTH A. 1405 HALL RD., VIOLA, ID 83872, Source: UNNAMED STREAM trib. to FLANNIGAN CREEK, Priority Date: 05/10/1969, Diversion Pt: SWNW Sec 03 T 40N R 05W, Use: IRRIGATION STORAGE (0.02 AF), STOCKWATER STORAGE (0.01 AF), DOMESTIC STORAGE (0.02 AF), RECREATION STORAGE (0.15 AF), FIRE PROT. STORAGE (0.15 AF), In: SWNW Sec 03 T 40N R 05W FOR 1 ACRES.

87-4155

BLOOD, MARJORIE A., RT. 1 BOX 178, POTLATCH, ID 83855, Source: GROUNDWATER, Priority Date: 01/01/1977, Diversion Pt: NWSE Sec 36 T 42N R 06W, Use: STOCKWATER (0.02 CFS), DOMESTIC (0.04 CFS), In: NWSE Sec 36 T 42N R 06W.

87-4156

WALSER LAND & LIVESTOCK INC., 5240 WALKER RD., VIOLA, ID 83872, Source: GNAT CREEK trib. to PALOUSE RIVER, Priority Date: 05/01/1969, Diversion Pt: SWSE SESE Sec 21 T 41N R 05W, Use: STOCKWATER (0.0460 CFS), In: SWSE SESE Sec 21 T 41N R 05W.

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814.

KEN DUNN, Dir.

NOTICE OF CORRECTION

Notice is hereby given that Claim to a Water Right No. 87-4148 in the name of Edna Bingman Estate was advertised incorrectly on 7/21 and 28, 1983. The place of use was incorrectly advertised as the SENW Sec 31 T 40N R 04W; whereas, correctly it should be the SENE Sec 31 T 40N R 04W.

Any exception to the above-referenced correction must be filed with the State of Idaho Department of Water Resources, 4055 Government Way, Coeur D'Alene, Idaho 83814.

A. KENNETH DUNN, Director

NOTICE OF CORRECTION

Notice is hereby given that Application for Permit No. 87-7107 in the Name of John Murray Whisenant was advertised incorrectly on 7/21 and 7/28, 1983. The Diversion Point was incorrectly advertised as the NWSE Sec 31 T 41N R 04W; whereas, correctly it should be the NWNE Sec 31 T 41N R 04W.

Any protest to the above-referenced correction must be filed with the State of Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before September 6, 1983.

A. KENNETH DUNN

Director

Aug. 18 & 25, 1983

MICROFILMED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Northern Region Office

1910 Northwest Blvd. * Suite 210 * Coeur d'Alene, Id. * 83814 * (208) 765-4639

Cecil D. Andrus
Governor

R. Keith Higginson
Director

February 12, 1991

Mr. Jon Irwin
508 Eighth St.
Lewiston, Id. 83501

Re: Claim #86-04238

Dear Mr. Irwin:

At your request, I have enclosed copies all the information contained in the department files concerning the above referenced Claim. There is no file under the name of James Travis.

There are two different methods to change the place of use on a claimed right. If the original claim was filed incorrectly then an amended claim can be filed. If the claim was filed correctly but the place of use has been changed or if the place of use is to be changed a transfer must be filed. I have enclosed an application for transfer for your convenience. If you have any questions or if I can be of any assistance please feel free to contact me at this office.

Sincerely,


Tom D. King
Sr. Water Resource Agent

Enc: Trans.
File #86-04238

JERRY V. SMITH
NED A. CANNON
JON IRWIN

Telephone
(208) 743-9428

FAX
(208) 746-8421

SMITH AND CANNON

ATTORNEYS AT LAW
508 EIGHTH STREET
LEWISTON, IDAHO 83501

January 29, 1991



Tom D. King
Senior Water Resource Agent
State of Idaho
Department of Water Resources
Suite No. 9
4055 Government Way
Coeur d'Alene, ID 83814

Re: Claim No. 86-4238; Ross and Ivy Isaacson

Dear Tom:

As I told you in our telephone conversation today, I represent Ross and Ivy Isaacson. Currently they are sharing a spring located mostly on their property but allegedly also partially within a highway right-of-way. The Isaacsons' property is described as:

The Northeast One-Quarter of the Southwest One-Quarter of Section 23, Township 38 North, Range 3, W.B.M., lying and being Northeast of the Brady Gulch Road as said road was located on August 31, 1943.

On July 6, 1984, the Isaacsons wrote inquiring if they could claim the water to the spring under the rights of their grantor, Marion Rowden. Rowden's claim was filed in 1932 and numbered 86-4238. If you can forward any documentation concerning this claim and the spring, it would be greatly appreciated. Also, we request an application allowing change of the place of use of the claim. It would be helpful to know if James Travis has filed a claim to the same water or any other information pertinent to the spring's status.

Thank you for your attention to this matter.

Sincerely,

JON IRWIN

JJ:g
cc: Ross and Ivy Isaacson



STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

A. Kenneth Dunn
Director

Suite No. 9
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

July 11, 1984

Re: 86-4238

Mr. and Mrs. Ross Isaacson
Rt. 1 Box 97D
Kendrick, Id. 83537

Dear Mr. and Mrs. Isaacson:

Pursuant to your letter of July 6, 1984, we are enclosing a copy of Claim to Water Right No. 86-4238 filed in the name of Marion Rowden on springs tributary to Brady Gulch Creek.

There is no provision in the law to change the name on the claim to your name, but your letter will be placed in the file to show that you purchased the property from Mr. Rowden. A Claim to a Water Right is considered real property and it is automatically transferred to the new owner, unless it is specifically withheld in the Deed.

If you have any other questions, please contact this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

✓ ~~PMK~~
cc: IDWR - State Office
Enc. - Claim

01288 11/11/84 10:00 AM

86-4238

July 6, 1984

Rt 1 Box 97 D

Kendrick Id. 83537

Idaho Dept of Water Resources

Northern Region

Rt Box 203

4055 Government Way

Coeur d'Alene Id. 83814

RECEIVED

JUL 9 1984

Department of Water Resources
Northern District Office

Dear Sirs:

RECEIVED

We would like information on filing a water right on a spring located on property we recently purchased from Marion Rowden of Kendrick, Id. Description as follows:

That part of the Northeast quarter of the Southwest quarter (NE 1/4 SW 1/4) of Section 23 Township 38 North, Range 3, W.B.M. lying Northeast of Brady Gulch Road, as said Road was located on August 31, 1943 and Southwest of Idaho State Highway No. 99, as the same is located on May 7, 1984 Also conveying to the grantees a spring located on said tract of land, subject to a right-of-way for a pipeline from said spring, containing



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

A. Kenneth Dunn
Director

Suite No. 9
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

Date: 6/27, 1983

Re: _____

86-4238

Dear Marion Bowden:

This office is in receipt of your Claim to a Water Right and Check No. 92-124 in the amount of \$30.00 and we are returning same to you because the Claim cannot be formally receipted until the following information is provided:

_____ Complete Name.	_____ Location of Point(s) - Item 5. of Diversion
_____ Complete Mailing Address.	_____ Location of Place of Use (Acres irrigated if water is - Item 6. claimed for irrigation.)
☒ Date of Priority - Item 1. <u>Only one date per Claim</u>	_____ Filing Fee. (\$30.00)
_____ Source of Water - Item 2.	_____ Signature.
_____ Amount, Nature & Period of Use - Item 3.	_____ Notarization of Signature.
_____ Total Quantity Claimed - Item 4.	
☒ Other <u>You must file an Application for Permit on the spring which was developed in 1979</u>	

Please note that your Claim has been stamped and initialed as received. If you amend the Claim by adding the needed information and return the Claim to this office no later than 60 days from the date of this letter, the original date submitted will be utilized for purposes of determining the appropriate filing fee. INITIAL ALL CHANGES.

Instructions for completing a Claim to a Water Right are included for your information. However, if you desire assistance, please feel free to contact this office.

Sincerely,

Tom O'King

IDAHO DEPARTMENT OF WATER RESOURCES

1 - Claim
1 - Check
1 - Instructions

PROFITABLE

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number 86-4238 Applicant Ronder

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. NA

By TK Date _____

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By [Signature] Date 11-1-83

MICROFILMED

RECEIVED
OCT 05 1983

Department of Water Resources

86-4238-

ROWDEN, MARION

RT. 1 BOX 97B, KENDRICK, ID 83537

Source: SPRINGS trib. to BRADY GULCH CREEK

Priority Date: 01/01/1932

Diversion Pt: NESW Sec 23 T 38N R 03W

Use: DOMESTIC (0.04 CFS)

In: NWSE Sec 23 T 38N R 03W

UNRECORDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

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

SEPTEMBER 5, 1983

MARION ROWDEN
RT. 1 BOX 97B
KENDRICK

ID 83537

RE: Claim No. 86-4238

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 filings 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

RECEIVED 1983



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

A. Kenneth Dunn
Director

Suite No. 9
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667 6484

Date: July 12, 1983

Dear Marion Bowden:

This office is in receipt of your Claim to a Water Right and Check No. 92-124 in the amount of \$ 30.00 and we are returning same to you because the Claim cannot be formally receipted until the following information is provided:

_____ Complete Name.	_____ Location of Point(s) - Item 5. of Diversion
_____ Complete Mailing Address.	<u>X</u> Location of Place of Use (Acres irrigated if water is - Item 6. claimed for irrigation.)
_____ Date of Priority - Item 1.	_____ Filing Fee. (\$30.00)
_____ Source of Water - Item 2.	_____ Signature.
_____ Amount, Nature & Period of Use - Item 3.	_____ Notarization of Signature.
_____ Total Quantity Claimed - Item 4.	
Other <u>Map shows NW SE - Item 6A shows NESE</u>	

Please note that your Claim has been stamped and initialed as received. If you amend the Claim by adding the needed information and return the Claim to this office no later than 60 days from the date of this letter, the original date submitted will be utilized for purposes of determining the appropriate filing fee. INITIAL ALL CHANGES.

Instructions for completing a Claim to a Water Right are included for your information. However, if you desire assistance, please feel free to contact this office.

Sincerely,


IDAHO DEPARTMENT OF WATER RESOURCES

pms

Enc. - Claim
Check
Instructions

MICROFILMED

NOTE:
The filing deadline has been extended
with a substantially increased fee.
Date Claim Filed
Until 6-30-1982
7-01-1982 thru 6-30-1983
7-01-1983 thru 6-30-1985

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

RECEIVED
JUL 12 1983

Department of Water Resources
Northern District Office

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 Marion Rowden
(Name of Claimant)
Route 1 Box 97B Kendrick ID 83537 Telephone No. 289-5111
(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) Spring #1 1932
Spring #2 1979

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
(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed: tributary to Brady Gulch Creek → Patach River

(cfs, af)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
Quantity	Use	Period of Use From	To	(Mo., Day)	(Mo., Day)
<u>.04 cfs</u>	<u>Domestic</u>	<u>1-1</u>	<u>12-31</u>		
Quantity	Use	Period of Use From	To		
Quantity	Use	Period of Use From	To		
Quantity	Use	Period of Use From	To		
Quantity	Use	Period of Use From	To		
(4) <u>.04 cfs</u>	TOTAL QUANTITY USED.				

(5) A) Point of diversion: (Location of point where water is diverted from its source)
Spring #1 NEW 1/4 SE 1/4, Sec. 23 Twp. 38N Rge. 3W B.M., County of Latah
Spring #2 NE 1/4 SW 1/4 Sec 23 T38N R3W B.M. County of Latah

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. Submersible pump (probably 1 hp) - delivery by 1-inch pipe at spring #2. Spring #1 is gravity flow - goes into Brady Gulch Creek.

(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 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			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	
<u>38N</u>	<u>3W</u>	<u>23</u>													X				
<u>38N</u>	<u>3W</u>	<u>23</u>									X								

No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Domestic

NOTE: Include here the type and number of stock watered: None

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

MICROFILMED

(8) Remarks ~~Both~~ springs are about 100 feet from the bench mark beside driveway.
See HSCS map attached. Scale: 8" = 1 mile

[illegible]

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

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.

Sworn to before me this 24th day of June, 1985.

J. Maurice P. Dixon
(Claimant)

Notary Public
Residing at Greenstone T.D.

My commission expires 11-15

JK-7-12-83

FOR DEPARTMENT USE ONLY

Received by paa Date 6-27-83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by _____ Date _____ claimant by: _____
\$30.00 fee received by _____ Date _____
Published in _____
Dates _____

MICROFILMS