

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:

July 28, Aug 11
1983

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

Subscribed and sworn to before

me this.....day of.....

19.....

Notary Public,
residing at Moscow, Idaho

NOTICE OF CLAIMS TO WATER RIGHTS

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

86-4209

BINGHAM, LAWRENCE &/or SALLY,
Rt. 1 Box 150, Troy, Id 83871; Source: SPRING trib. to MIDDLE POTLATCH CREEK UNNAMED STREAMS trib. to MIDDLE POTLATCH CREEK; Priority Date: 01/01/1927; Diversion Pt: SWNE SENE Sec 09 T 39N R 04W; Use: STOCKWATER (0.02 CFS); In: SWNE SENE Sec 09 T 39N R 04W.

86-4213

COX FAMILY PROPERTIES (CFP),
Rt. 1 Box 111, Kendrick, Id 83537; Source: SPRING trib. to POTLATCH RIVER, MIDDLE FORK; Priority Date: 01/01/1949; Diversion Pt: SENE Sec 28 T 38N R 03W; Use: STOCKWATER (0.02 CFS), DOMESTIC (0.08 CFS); In: NWSE Sec 28 T 38N R 03W.

86-4214

TAYLOR, CHARLES E. &/or DOROTHY L., P.O. Box 117, Juliaetta, Id 83535; Source: SPRINGS trib. to POTLATCH CREEK, MIDDLE FORK UNNAMED STREAM trib. to POTLATCH CREEK, MIDDLE FORK; Priority Date: 01/01/1890; Diversion Pt: SWNW NENW NWNE SWNE Sec 04 T 37N R 03W; Use: IRRIGATION (0.15 CFS), STOCKWATER (0.05 CFS), DOMESTIC (0.04 CFS); In: SWNW Sec 04 T 37N R 03W NWNE SWNE NENW NWNW SWNW SENW Sec 04 T 37N R 03W FOR 5 ACRES.

86-4215

CHAMBERLAIN, CECIL GERALD, Rt. 1 Box 46, Deary, Id 83823; Source: UNNAMED SPRINGS trib. to BEAR CREEK; Priority Date: 01/01/1890; Diversion Pt: SESE Sec 10 T 40N R 02W SWNE Sec 15 T 40N R 02W; Use: STOCKWATER (0.05 CFS); In: SESE Sec 10 T 40N R 02W SWNE Sec 15 T 40N R 02W.

87-4150

CARTER, KENNETH D., P.O. Box 517, Potlatch, Id 83855; Source: GROUNDWATER; Priority Date: 01/01/1948; Diversion Pt: SWNE Sec 01 T 41N R 05W; Use: DOMESTIC (0.05 CFS); In: NESW Sec 01 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.

July 28, Aug. 11, 1983

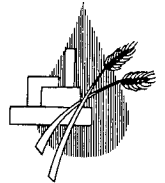
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AUG 29 1983

Department of Water Resources
Northern District Office

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 Lawrence and/or Sally Bingman
(Name of Claimant)

RT 1 Box 150 Troy, Id 83871 Telephone No. 835-8102
(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) 1927

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 and Unnamed Streams (2) tributary to Middle Potlatch 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, af)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
		(Mo., Day)	(Mo., Day)
Quantity <u>0.02 cfs</u>	Use <u>Stock</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 _____

(4) TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)

(Spring) SW 1/4 NE 1/4, Sec. 9 Twp. 39N Rge. 4W B.M., County of Latah
Additional points of diversion: SE NE 9 T39N R4W

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. Developed spring. Cattle drinking from stream

(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	
39N	4W	9			X	X													

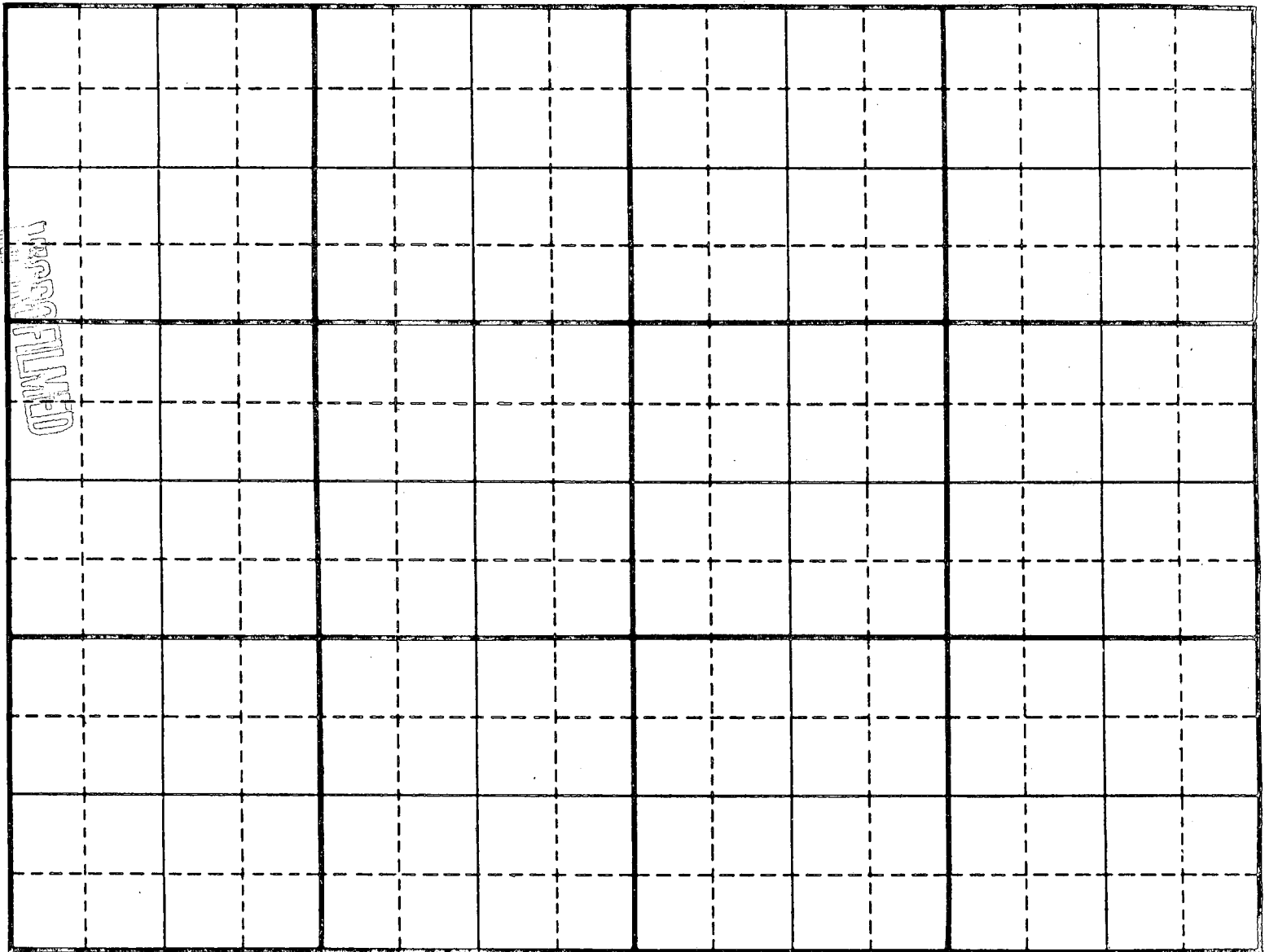
No. of acres _____

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

NOTE: Include here the type and number of stock watered: 30 head cattle

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

(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 Footwall) 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 affiant's knowledge.

Sworn to before me this 23rd day of June

Laurence Benzman
(Claimant)

Notary Public
Residing at _____

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by LB Date 6/23/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by DAH Date 6/24/83 claimant by: _____
\$30.00 fee received by _____ Date 6/23/83 (28236)
Published in Daily Idahoan _____
Dates 7/28-8/9/83 _____

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

Ray Rosch

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KEN DUNN, Dir.

July 28, Aug. 11, 1983

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Department of Water Resources
Northern District Office

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: PEMA

Right Number 86-4209 Applicant Bingman

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 KK Date 9/12/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By DC Date 11-8-83

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NOV 03 1983

Department of Water Resources

86-4209

BINGMAN, LAWRENCE &/or SALLY

RT. 1 BOX 150, TROY, ID 83871

Source: SPRING trib. to MIDDLE POTLATCH CREEK
UNNAMED STREAMS trib. to MIDDLE POTLATCH CREEK

Priority Date: 01/01/1927

Diversion Pt: SWNE SENE Sec 09 T 39N R 04W

Use: STOCKWATER (0.02 CFS)

In: SWNE SENE Sec 09 T 39N R 04W

MICROFILMED

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

AUGUST 15, 1983

LAWRENCE BINGMAN
SALLY BINGMAN
RT. 1 BOX 150
TROY

ID 83871

RE: Claim No. 86-4209

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