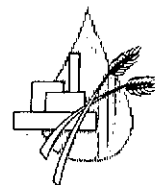




STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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 Melvin L. Gibbs (Name of Claimant)
9286 50th Ave So Seattle, Wa. 98118 (Mailing Address) Telephone No. 206-772-6049 (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) 1930

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)
2 Springs and unnamed East tributary to Hubbard Gulch 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>0.04 cfs</u>	Use <u>Domestic</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity <u>0.02 cfs</u>	Use <u>Stock</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity <u>0.10 cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>3-15</u>	To <u>11-25</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____

(4) 0.16 (cfs, af) TOTAL QUANTITY USED.

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW 1/4 5RE Sec. 23 Twp. 37N Rge. 3W B.M., County of Nez Perce
Additional points of diversion: SW 1/4 Sec 23, T37N, R 3W

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.
2 spring boxes with pipeline to place of use
2-1" pipes in stream for irrigation - gravity flow

(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>37N</u>	<u>3W</u>	<u>23</u>									<u>X</u>								<u>5</u>

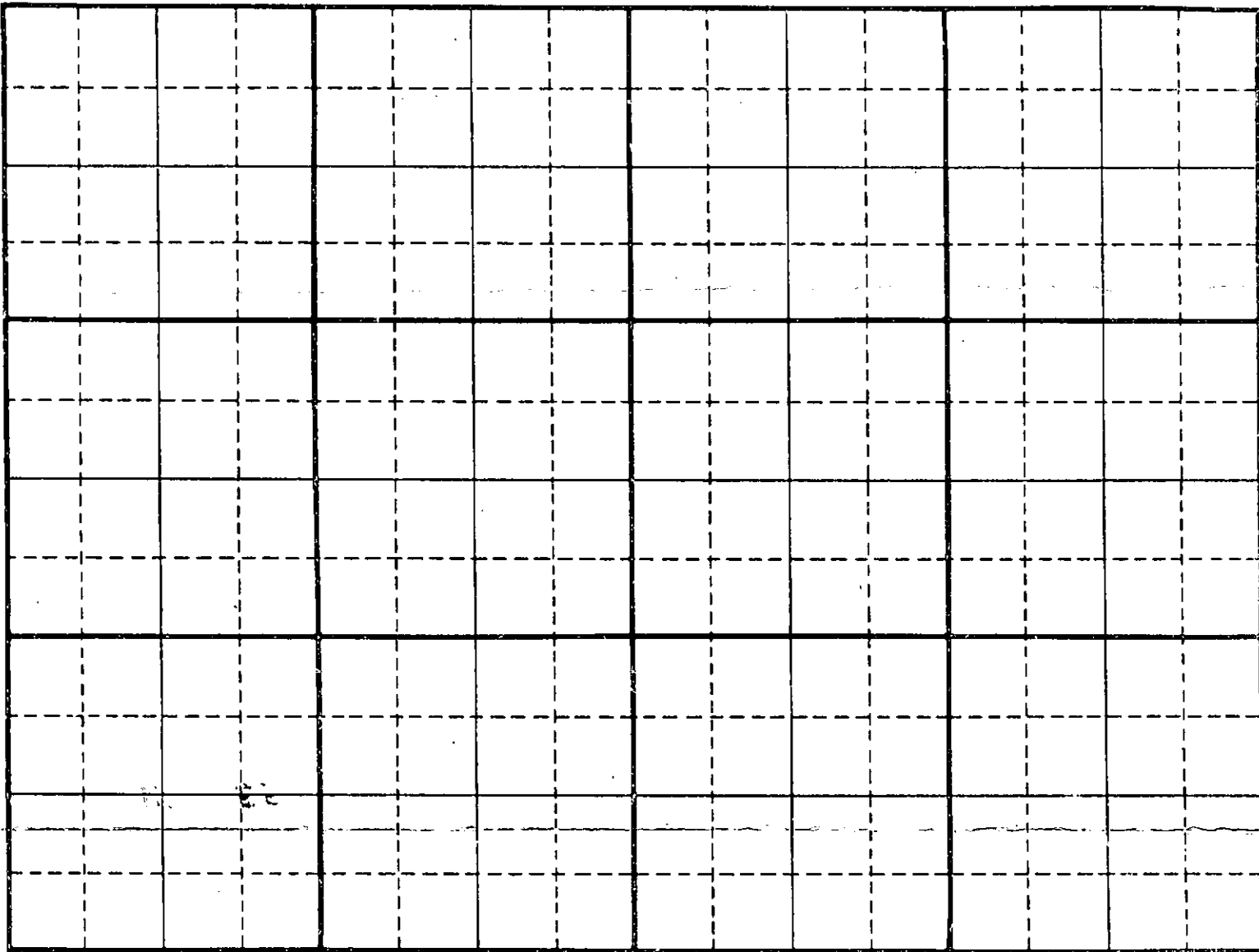
No. of acres 5

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

NOTE: Include here the type and number of stock watered: 60 hd

(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 (See Attached Map).

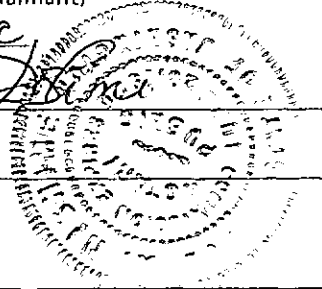
State of ~~Idaho~~ Washington) ss.
County of King)

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.

Melvin H. H. H.
(Claimant)

Sworn to before me this 21st day of December, 1982

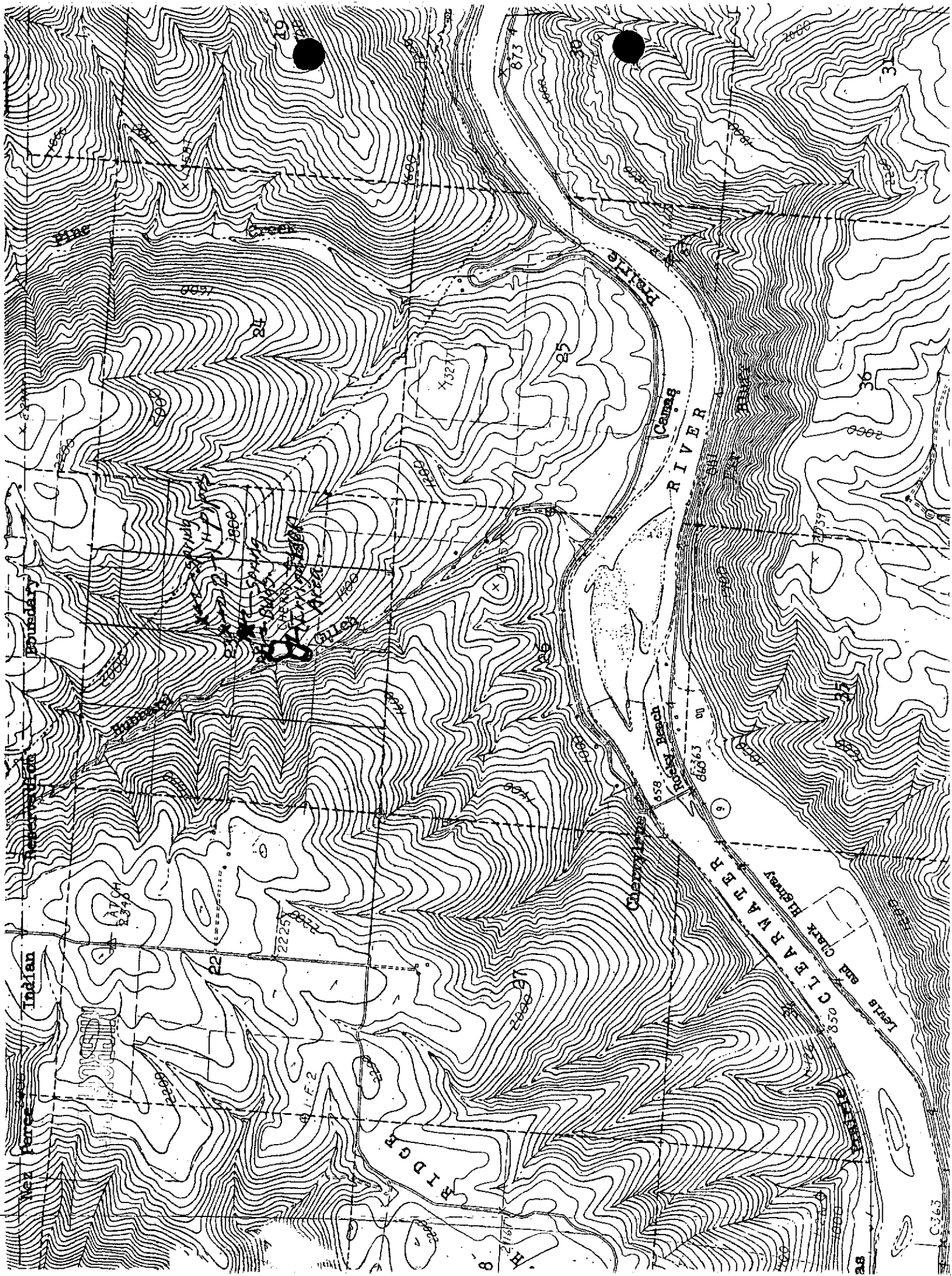
[Signature]
Notary Public
Residing at Kent



My commission expires June 29, 1986

FOR DEPARTMENT USE ONLY

Received by [Signature] Date 12/23/82 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by KV Date 12/27/82 claimant by: _____
\$30.00 fee received by [Signature] Date 12/23/82 (25778)
Published in Seventeen Tribune
Dates 1/6 & 13/83



PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Nez Perce } ss.

Gayle Schumacher, being duly sworn

deposes and says, I am the Classified Bookkeeper of the Tribune Publishing Company, a corporation organized and existing under and by virtue of the laws of the State of Idaho, publishers of the LEWISTON MORNING TRIBUNE, a newspaper of general circulation published at Lewiston, Nez Perce County, Idaho; That the said Lewiston Morning Tribune is an established paper and has been published regularly and issued regularly at least once a day for more than 20 consecutive years immediately preceding the first publication of this notice, and has been so published uninterruptedly for said period; that the NOTICE OF CLAIMS TO WATER RIGHTS attached hereto and which is made a part of this affidavit was published in the said Lewiston Morning Tribune, once a week for 2 consecutive weeks, the first publication thereof being on the 6th day of January, A. D. 1983, and the last publication thereof being on the 13th day of January, A. D. 1983, and said Notice of Claims to Water Rights was so published in the regular and entire issue of the said newspaper and not in a supplement thereof and was so published in every issue and number of the said paper, during the period and times of publication as set forth above.

Gayle Schumacher

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE

13th day of January, 1983.

Sheryl M. Lantz

Notary Public in and for the State of Idaho, residing at Lewiston, therein.

NOTICE OF CLAIMS TO WATER RIGHTS

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

86-4091

GIBBS, MELVIN L.

9286 50th Ave. S., Seattle, WA. 98118
Source: SPRINGS tributary to HUBBARD GULCH CREEK UNNAMED STREAM tributary to HUBBARD GULCH CREEK.

Priority Date: 01/01/1930

Amount: 0.16 CFS

Diversiion Point: NWSE SWNE Sec 23 T 37N R 03W, NEZ PERCE CO.

Use: IRRIGATION (0.10 CFS) from 03/15 to 11/15

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

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

Place of Use: NESW Sec 23 T 37N R 03W for 5 Acres

Diversiion Means: SPRINGBOXES AND PIPE.

85-7320

GRAY, RUSSELL L.

3705 TAMMANY CREEK RD., LEWISTON, ID 83501

Source: GROUNDWATER

Date Filed: 12/29/1982

Amount: 0.20 CFS

Diversiion Point: SESE Sec 20 T 35N R 05W, NEZ PERCE Co.

Use: IRRIGATION (0.14 CFS) from 03/15 to 11/15

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

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

Place of Use: SESE Sec 20 T 35N R 05W for 7 Acres.

Diversiion Means: WELL.

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, ID 83814 on or before JANUARY 24, 1983.

KEN DUNN, Dir.

RECEIVED

JAN 17 1983

Department of Water Resources
Northern District Office

RECEIVED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
~~Ex. Stephen Allen~~
Director

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

November 19, 1982

86-4091
Mr. Melvin L. Gibbs
9286 50th Ave. So.
Seattle, Wa. 98118

Dear Mr. Gibbs:

I regret to inform you that this Department cannot accept a Claim to a Water Right without a \$30.00 filing fee. I am, therefore, returning your claim along with a new claim I have taken the liberty of preparing.

I have not completed Item No. 2, since your map seems to indicate that the 2 one-inch pipes are in the unnamed stream located in the SWNE Sec. 23. If this is the case, please list "two springs and unnamed stream" tributary to "Hubbard Gulch Creek", and delete the NESW in Item No. 5a.

I have also not completed Item No. 6b; to complete this item, please list the number of homes that have been using the water since 1930.

Please show the locations of the points of diversion and place of use on the map which is enclosed, initial all changes on the claim, have the claim notarized and return the claim, map and \$30.00 filing fee to this office.

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

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - Claims (2)

MICROFILMED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: KE

Right Number 86-4091 Applicant Y. Libb

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 [Signature] Date 1/25/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By KW Date 1/28/83

RECEIVED

RECEIVED
JAN 28 1983

Department of Water Resources

86-4091-

GIBBS, MELVIN L.

9286 50TH AVE. S., SEATTLE, WA 98118

Source: SPRINGS tributary to HUBBARD GULCH CREEK
UNNAMED STREAM tributary to HUBBARD GULCH CREEK

Priority Date: 01/01/1930

Amount: 0.16 CFS

Diversion Point: NWSE SWNE Sec 23 T 37N R 03W, NEZ PERCE Co.

Use: IRRIGATION	(0.10 CFS)	from 03/15 to 11/15
STOCKWATER	(0.02 CFS)	from 01/01 to 12/31
DOMESTIC	(0.04 CFS)	from 01/01 to 12/31

Place of Use: NESW Sec 23 T 37N R 03W FOR 5 ACRES

Diversion Means: SPRINGBOXES AND PIPE.

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

JANUARY 24, 1983

MELVIN L. GIBBS
9286 50TH AVE. S.
SEATTLE WA 98118

RE: Claim No. 86-4091

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