

BY THE McPHERSON FAMILY IN 1936

Scale: 2 inches equal 1 mile.

State of Idaho)
) ss.
County of IDAHO)

Sworn to before me this _____ day of _____, 20____.

My commission expires _____.

Jack C. Lusk
(Claimant)

My commission expires 4-6-80

Received by <u>pm</u>	Date <u>1/8/79</u>	Exception filed by:	Fowarded to	Date
Prelim. check by <u>SR</u>	Date <u>1/10/79</u>		claimant by:	
\$20.00 fee received by <u>pm</u>	Date <u>1/11/79 (13402)</u>			
Published in <u>fig. County Press (WEDS)</u>				
Dates <u>1/17-24/79</u>				

**NOTICE OF APPLICATION
FOR WATER RIGHT**

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

81-4015

KIRKLAND, JACK C.
ROUTE 1, BOX 48,
KOOSKIA, ID 83539
Source: UNNAMED
SPRING

Priority Date:
01/01/1936

Amount: 0.04 CFS
Diversion Point: SESE
Sec. 25 T32N R 04E, IDAHO
Co.

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

Place of Use: SESE Sec 25
T32N R 04E

Diversion Means:
STORAGE TANK AND
GRAVITY-FLOW
PIPELINE

81-4016

KIRKLAND, JACK C.
ROUTE 1, BOX 48,
KOOSKIA, ID 83539

Source: CLEAR CREEK
tributary to MIDDLE FORK
CLEARWATER RIVER.

Priority Date:
01/01/1950

Amount: 0.20 CFS
Diversion Point: SESE Sec
25 T32N R 04E, IDAHO Co.

Use: IRRIGATION (0.20
CFS) from 05/15 to 09/15.

Place of Use: SESE Sec 25
T32N R 04E FOR 10 ACRES

Diversion Means: PUMP
AND SPRINKLER PIPE

If issued, the permit(s)
will be subject to all prior
water rights. Protests
against the granting of any
permit must be filed with the
Director of the Idaho
Department of Water
Resources, 4055 Gov't Way,
Coeur d'Alene, Id. 83814 on or
before FEBRUARY 5, 1979.

C. STEPHEN ALLRED

Director

Published 1/17 and 1/24/79.

J17-24

AFFIDAVIT OF PUBLICATION

Nona C. 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 17 day of JANUARY, 1979,
and the last publication on the 24 day of
JANUARY, 1979; 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 C. Donaldson
Subscribed and sworn to before me this 24 day
of January, 1979.

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

RECEIVED

JAN 25 1979

Department of Water Resources
Northern District Office

RECEIVED

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 JACK C. KIRKLAND
(Name of Claimant)

RT-1 BOX 48 KOOSKIA, IDAHO 83539 Telephone No. 208-926-4986
(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) 1936

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 _____

(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 CFS</u>	Use <u>DOMESTIC</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 _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____

(4) TOTAL QUANTITY USED.

(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE 1/4 SE 1/4, Sec. 25 Twp. 32N 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. 1000 GAL STORAGE TANK - 950 FT OF 1 INCH PIPE - GRAVITY FLOW, STORAGE CAPACITY INCREASED FROM 500 GAL AND PIPE DIA INCREASED FROM 3/4 INCH IN 1959.

(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	
32N	4E	25																X	

No. of acres _____

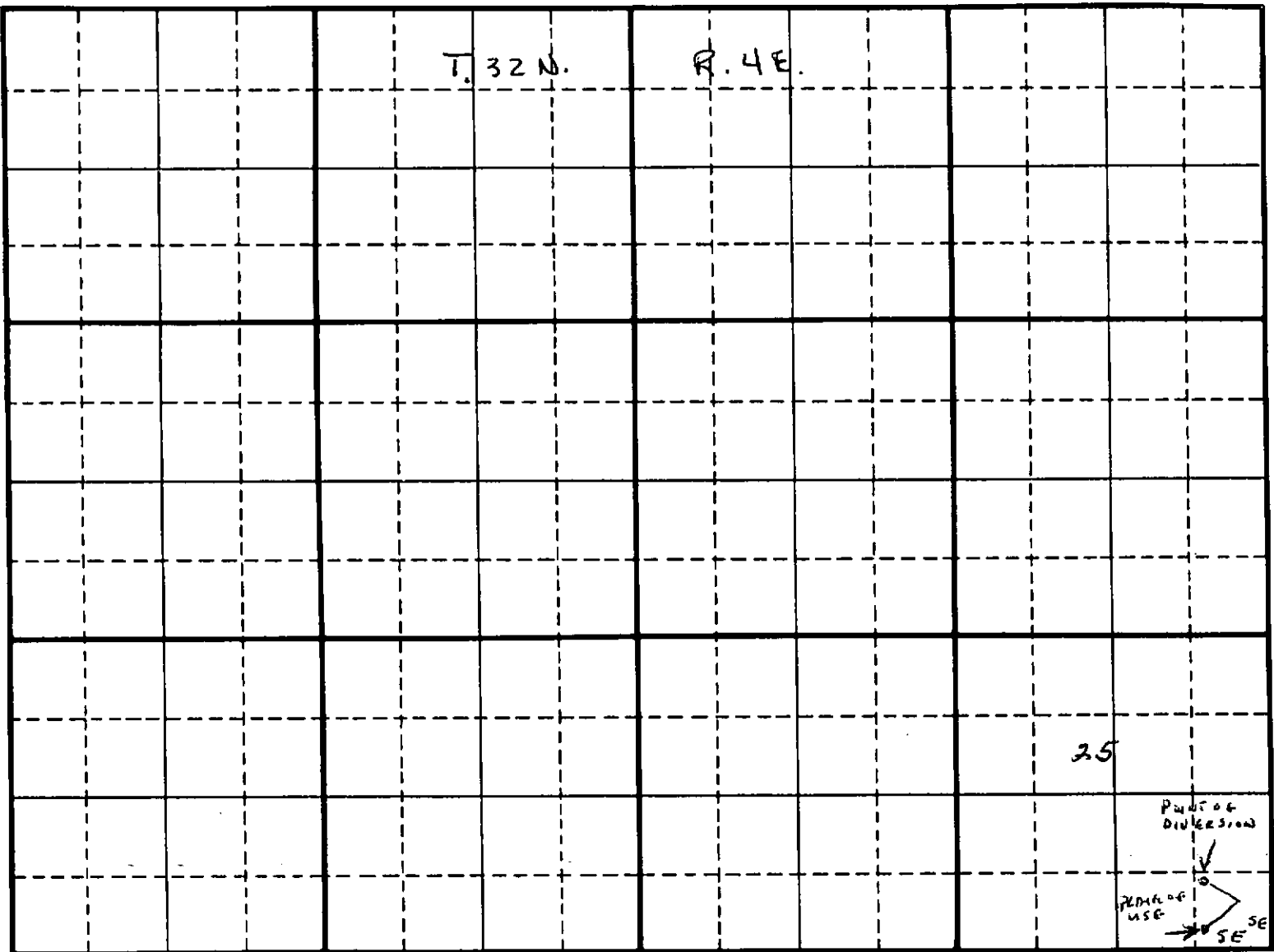
B) If water is used for other than irrigation, fully describe that use, being as specific as possible: DOMESTIC

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

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

MICROFILMED

(8) Remarks SPRING WAS DEVELOPED AND PIPED TO PRESENT BUILDING SITE
BY THE MIPHURSON FAMILY IN 1936



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 affiant's knowledge.



Sworn to before me this 5 day of January, 1979.

Jack C. Kuhlman
(Claimant)
James J. Rensch
Notary Public
Residing at Krooshua

My commission expires 4-6-80

FOR DEPARTMENT USE ONLY

Received by SR Date 1/5/79 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by SR Date 1/10/79 claimant by: _____
\$20.00 fee received by pm Date 1/11/79 (13402)
Published in for County of Idaho (WDS)
Dates 1/17-24/79

**NOTICE OF APPLICATION
FOR WATER RIGHT**

Notice is hereby given
that the following ap-
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submitted for permit to
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waters of the State of Idaho:

81-4015

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Priority Date:
01/01/1936

Amount: 0.04 CFS
Diversion Point: SESE
Sec. 25 T32N R 04E, IDAHO
Co.

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

Place of Use: SESE Sec 25
T 32N R 04E

Diversion Means:
STORAGE TANK AND
GRAVITY-FLOW
PIPELINE

81-4016

KIRKLAND, JACK C.
ROUTE 1, BOX 48,
KOOSKIA, ID 83539

Source: CLEAR CREEK
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CLEARWATER RIVER.

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If issued, the permit(s)
will be subject to all prior
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permit must be filed with the
Director of the Idaho
Department of Water
Resources, 4055 Gov't Way,
Coeur d'Alene, Id. 83814 on or
before FEBRUARY 5, 1979.

C. STEPHEN ALLRED

Director

Published 1/17 and 1/24/79.

J17-24

AFFIDAVIT OF PUBLICATION

..... NONA C. 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 17 day of JANUARY, 1979,
and the last publication on the 24 day of
JANUARY 1979; 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.

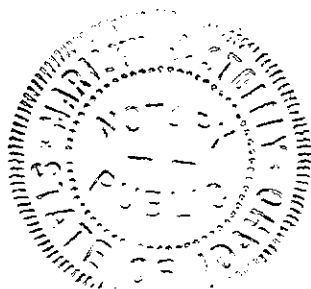
..... Nona C. Donaldson
Subscribed and sworn to before me this 24 day
of January, 1979.
..... Marilyn J. Stolley, Notary Public
for State of Idaho, residing at Grangeville, Idaho.

RECEIVED

JAN 25 1979

Department of Water Resources
Northern District Office

RECEIVED



WATER RIGHT NUMBER 81-4015

WATER RIGHTS EDIT REPORT

07/07/80

PAGE 118

ACT

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L SOURCE - SPRING

IDENT. NO.

[illegible]

M 61V

WATER RIGHT NUMBER 81-4015

WATER RIGHTS EDIT REPORT

01/11/79

PAGE 3

ACT
ION

N	OWNER LAST NAME - KIRKLAND	FIRST NAME - JACK C.
N	ADDRESS LINE 1 - ROUTE 1, BOX 48	
N		CITY - KOOSKIA
N	SOURCE - <u>UNNAMED SPRING</u>	STATE - ID ZIP CODE - 83539
N	STAGE - <u>STATUTORY CLAIM</u>	PRIORITY - 01-01-1936 COUNTY - IDAHO
N	DIVERSION POINT - <u>SESE 25 32N 04E</u>	TOTAL DIV. RATE - .0400CFS
N	FROM - 01-01 TO - 12-31 USE - DOMESTIC	USE DIV. RATE - .0400CFS
N	USE - DOMESTIC	PLACE OF USE - TWN 32N RNG 04E SEC 25 TRACT SESE
N	NON IRRIG USE - DOMESTIC	
N	DIVERSION MEANS - STORAGE TANK AND GRAVITY-FLOW PIPELINE	

5

MS
BS

14127
Moore Business Forms, Inc. 54

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number 81-4015 Applicant Kirkland 81-4015

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. 1/26/79
- ☐ Exceptions processed. none

By _____ Date _____

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By jj Date 2/21/79

MICROFILMED

81-4015_

KIRKLAND, JACK C.

ROUTE 1, BOX 48, KOOSKIA, ID 83539

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

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Diversion Means: STORAGE TANK AND GRAVITY-FLOW PIPELINE

RECEIVED
JAN 10 1936

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

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

FEBRUARY 5, 1979

JACK C. KIRKLAND
ROUTE 1, BOX 48
KOOSKIA

ID 83539

RE: Claim No. 81-4015

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



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT
4055 Government Way
667-6484

COEUR D'ALENE, IDAHO 83814

January 11, 1979

Mr. Jack C. Kirkland
Route 1, Box 48
Kooskia Idaho 83539

re: 81-4015 and 81-4016

Dear Mr. Kirkland:

Attached is your receipt No. 13402 in the amount of \$40.00 for the filing fee on the above referenced item which was received in this office.

Sincerely,

Alea Beito
Secretary

AB

Attachment

MICROFILMED