

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 Virgil Schmidt (Name of Claimant)
RL 3 Box 145A Cottonwood, Id. 83522 (Mailing Address) Telephone No 942-3654 (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) 1900

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)
Groundwater (well) 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>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		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4) 0.06 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW 1/4 SW 1/4, Sec. 31 Twp. 32N Rge 1E B.M., County of Teton
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. Well with pump & pipeline to home & barn

(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>32N</u>	<u>1E</u>	<u>31</u>										X							

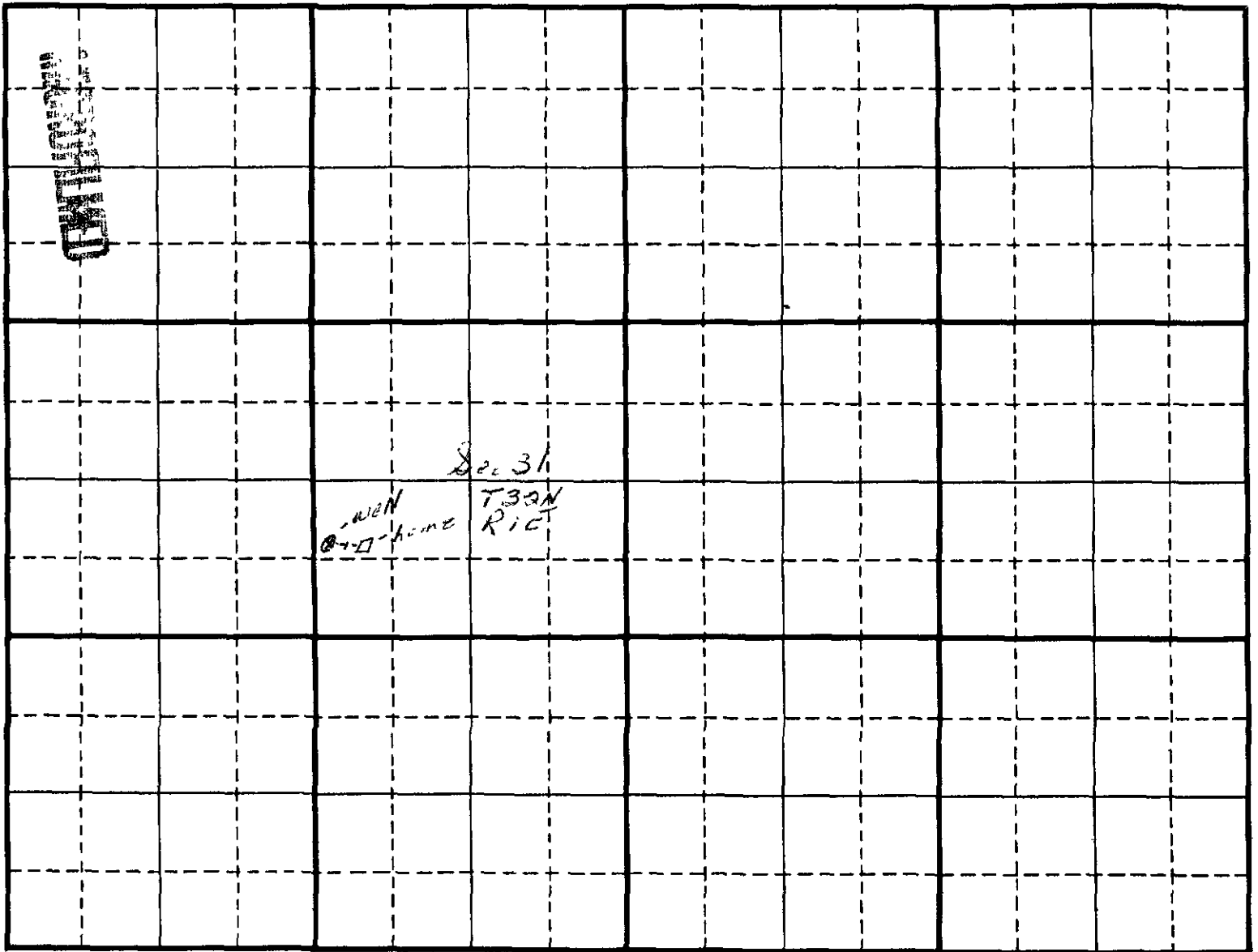
No. of acres _____

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

NOTE: Include here the type and number of stock watered 72 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.

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 26th day of MAY

Virgil J. Schmitt
(Claimant)

Notary Public
Residing at Cottonwood, Id

My commission expires Indefinite

FOR DEPARTMENT USE ONLY

Received by [Signature] Date 5/31/83 Exception filed by #27064 Forwarded to _____ Date _____
Prelim. check by [Signature] Date 5-31-83
\$302.00 fee received by [Signature] Date _____
Published in [Signature] Dates 6/9-6/16/83

**NOTICE OF CLAIMS
TO WATER RIGHTS**

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

81-4122

KING, RALPH W.
722 LINDEN ST.,
LEWISTON, ID 83501

Source: UNNAMED
STREAM trib. to CLEAR-
WATER RIVER, MIDDLE
FORK

Priority Date: 01/01/1980
Diversion Pt: LOT 07 Sec 02
T 32N R 05E

Use: IRRIGATION (0.03
CFS)

In: SWSE Sec 02 T 32N R 05E
FOR 1 ACRES.

81-4123

WILDERNESS TRAILS
INC.

THREE RIVERS RESORT,
STAR RT., KOOSKIA, ID
83539

Source: LOCHSA RIVER
trib. to CLEARWATER
RIVER, MIDDLE FORK

Priority Date: 01/01/1943
Diversion Pt: SWNW Sec 04
T 32N R 07E

Use: IRRIGATION (0.18
CFS) STOCKWATER (0.02
CFS)

In: SWNW Sec 04 T 32N R
07E FOR 9 ACRES.

81-4124

WILDERNESS TRAILS
INC.

THREE RIVERS RESORT,
STAR RT., KOOSKIA, ID
83539

Source: SPRING trib. to
LOCHSA RIVER

Priority Date: 01/01/1982
Diversion Pt: SENW Sec 04
T 32N R 07E

Use: IRRIGATION (0.02
CFS) STOCKWATER (0.02
CFS) COMMERCIAL (0.16
CFS)

In: SWNW Sec 04 T 32N R
07E FOR 1 ACRES.

81-4125

CUTHBERT, CARRIE B.
TEATS, MELVIN E.
RT. 1 BOX 39, KOOSKIA, ID
83539

Source: SPRING trib. to
CLEAR CREEK

Priority Date: 01/01/1982

Diversion Pt: SWSW Sec 05 T
31N R 05E

Use: IRRIGATION (0.0080
CFS) STOCKWATER (0.0020
CFS) DOMESTIC (0.02 CFS)

In: SWSW Sec 05 T 31N R 05E
FOR 3 ACRES.

81-4126

MONTGOMERY, WAYNE
L.
RT. 1 BOX 54A, KOOSKIA,
ID 83539

Source: CLEAR CREEK
trib. to CLEARWATER
RIVER, MIDDLE FORK

Priority Date: 01/01/1959

Diversion Pt: SWNE Sec 22
T 32N R 04E

Use: IRRIGATION (0.20
CFS) STOCKWATER (0.20
CFS) DOMESTIC (0.20 CFS)

In: SWNE Sec 22 T 32N R
04E FOR 15 ACRES.

AFFIDAVIT OF PUBLICATION

Nona 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 8 day of June, 1983,
and the last publication on the 15 day of
June, 1983, 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 Donaldson

Subscribed and sworn to before me this day

of 19

Notary Public
for State of Idaho, residing at Grangeville, Idaho

82-4135

CASE, LARRY R. &/or
MARGIE M.

RT. 2 BOX 120,
GRANGEVILLE, ID 83530

Source: SPRING trib. to
CLEARWATER RIVER,
SOUTH FORK

Priority Date: 01/01/1969

Diversion Pt: NENE Sec 26
T 29N R 04E

Use: STOCKWATER (0.06
CFS) DOMESTIC (0.01 CFS)

In: NENE Sec 26 T 29N R
04E.

85-4262

BLEDSON, JON B. &/or
HERGARTS,
STAR RT., KOOSKIA, ID
83539

Source: SPRING trib. to
SINKS

Priority Date: 01/01/1983

Diversion Pt: SENW Sec 18
T 31N R 04E

Use: IRRIGATION (0.02
CFS) STOCKWATER (0.02
CFS) DOMESTIC (0.06 CFS)

In: SENW Sec 18 T 31N R
04E FOR 1 ACRES.

RECEIVED
JUN 21 1983
Department of Water Resources
Northern District Office

85-4379

SCHMIDT, VIRGIL
RT. 3 BOX 155A, COT-
TONWOOD, ID 83522

Source: GROUNDWATER

Priority Date: 01/01/1980

Diversion Pt: NWSW Sec 31
T 32N R 01E

Use: STOCKWATER (0.02
CFS) DOMESTIC (0.04 CFS)

In: NWSW Sec 31 T 32N R
01E.

85-4380

SCHMIDT, VIRGIL
RT. 3 BOX 155A, COT-
TONWOOD, ID 83522

Source: SPRINGS trib. to
SINKS

Priority Date: 01/01/1980

Diversion Pt: NWSW Sec 31
T 32N R 01E NENE NWNE
SWNE Sec 36 T 32N R 01W

Use: STOCKWATER (0.05
CFS)

In: NWSW Sec 31 T 32N R
01E NENE NWNE SWNE
Sec 36 T 32N R 01W.

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

KENDUNN, Dir.

Published 6/8 & 6/15/83.

Jn 8-15



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director
May 25, 1983

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

85-4379
~~4379~~

Mr. Virgil Schmidt
Rt. 1 Box 155A
Cottonwood, Id. 83522

Dear Mr. Schmidt:

I am returning your Check No. 22-31 in the amount of \$2.00 and your Claim to a Water Right along with the three claims you requested I complete for you. Two of the claims are still incomplete since I could not find sufficient information to complete them.

On the claim for the springs, you must complete Item No. 2 by listing the named body of water into which the water from the springs flow. If the water sinks into the ground, then please write "sinks" in the space provided.

On the claim for the stream, please complete Item No. 5b. If you have constructed ponds, please list the sizes of the ponds. If you have made no attempt to control the water and the cattle simply drink from the stream, then you have probably not developed a water right and the filing of this claim would probably be useless.

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

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - Check
Claims (4)

MICROFILMED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: *R*

Right Number _____ Applicant _____

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 _____ Date _____

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By *kw* Date *8/9/83*

MICROFILM

RECEIVED
AUG 3 1983
Department of Water Resources

IDENT. NO. 85-4379

WATER RIGHT
DATA ENTRY LOG

[illegible]

85-4379-

SCHMIDT, VIRGIL

RT. 3 BOX 155A, COTTONWOOD, ID 83522

Source: GROUNDWATER

Priority Date: 01/01/1900

Diversion Pt: NWSW Sec 31 T 32N R 01E

Use. STOCKWATER	(0.02 CFS)
DOMESTIC	(0.04 CFS)

In: NWSW Sec 31 T 32N R 01E

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

JUNE 27, 1983

VIRGIL SCHMIDT
RT. 3 BOX 155A
COTTONWOOD

ID 83522

RE: Claim No. 85-4379

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

RECORDED