

TOWNSHIP 29 N., RANGE 3 E. B.M. Idaho County, Idaho

Scale: 2 inches equal 1 mile.

State of Idaho

County of

Sworn to before me this 15th day of

Leslie D. Davis L. Andrews
Leslie Andrews
(Claimant)

Notary Public

Residing at

My commission expires

FOR DEPARTMENT USE ONLY

Received by

Date _____

1/23/80

Exception filed by:

Forwarded to

Date _____

Prelim. check by

Date _____

1-23-80

\$20.00 fee received by

Date _____

11/23/85 (15196)

Published in

Dates

$$1/30 + 2/1080$$

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 Leslie T. and Doris L. Andrews
(Name of Claimant)

P.O. Box 2, Grangeville, Idaho 83530 Telephone No. 983-0200
(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) March 1, 1940

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 Butcher 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, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>.04 cfs</u>	Use	<u>Domestic</u>	Period of Use From	<u>1-1</u> To <u>12-31</u>
Quantity	<u>.0375 cfs</u>	Use	<u>Irrigation</u>	Period of Use From	<u>6-1</u> To <u>10-1</u>
Quantity	<u>.0025 cfs</u>	Use	<u>Stock Water</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

(4) .08 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion. (Location of point where water is diverted from its source)
SE 1/4 NW 1/4, Sec 4 Twp. 29N Rge. 3E 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. Spring box, pipeline, 500 gal. Cistern, sprinklers. Pipeline about 2000 ft. in length. Pipe 3/4 in. for domestic use. 1 1/2 inch pipe from cistern for irrigation.

(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	
29N	3E	4						X											Domestic
29N	3E	4						10											10
29N	3E	4					X	X		X	X								Stock Water

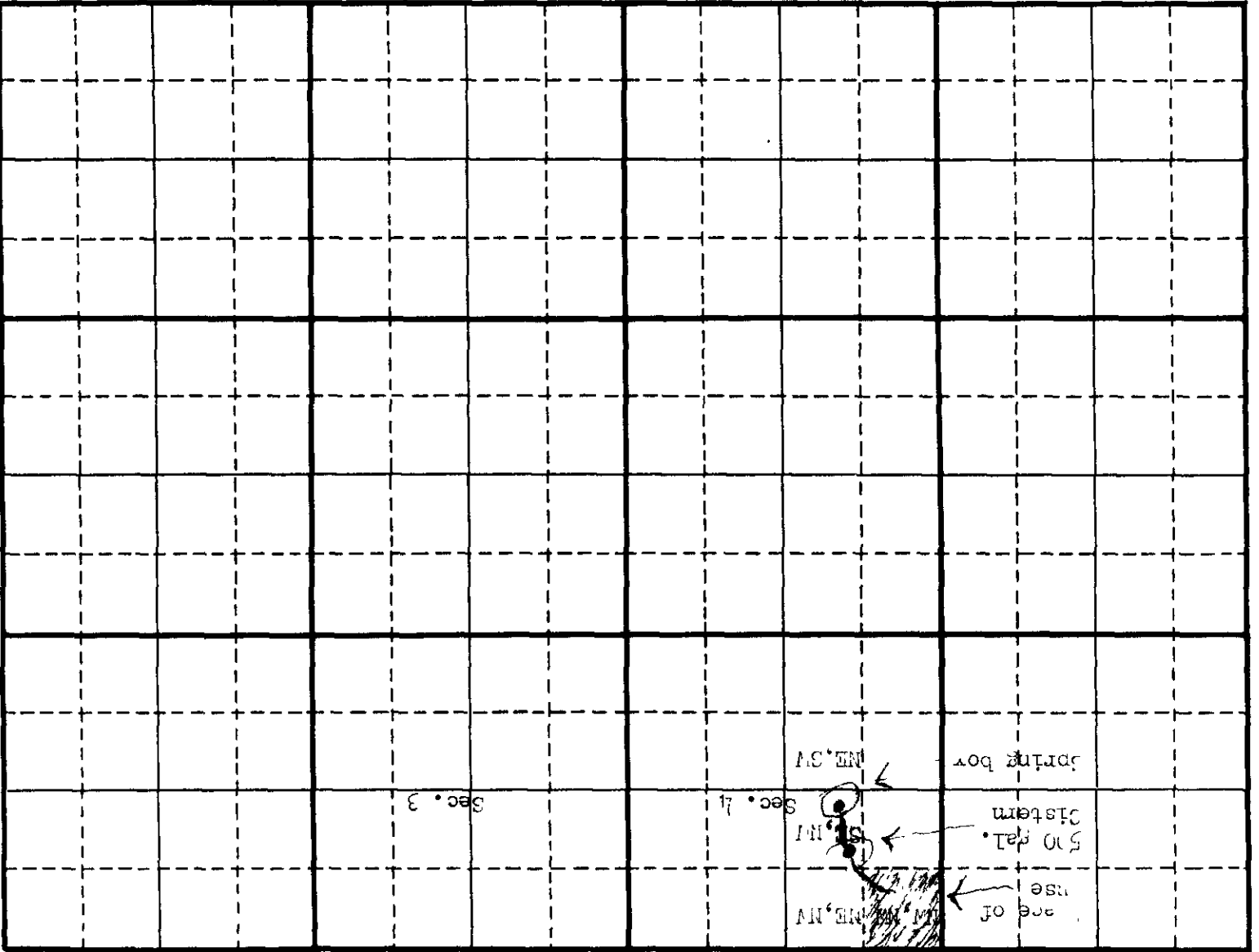
No of acres 10

B) If water is used for other than irrigation, fully describe that use, being as specific as possible.
Water is used for domestic purposes for two homes, for fire protection year around, and stock water.

NOTE Include here the type and number of stock watered. 25 head cattle

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

TOWNSHIP 29 N., RANGE 3 E., B.M., Idaho County, Idaho



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 15th day of January, 1980.

Notary Public
Residing at Stangville

My commission expires 4-1-1980

FOR DEPARTMENT USE ONLY

Received by Mr. [Signature] Date 1/23/80
Prelim. check by Mr. [Signature] Date 1-23-80
\$20.00 fee received by Mr. [Signature] Date 1/23/80 (15796)
Published in Idaho County News Date 1/30-2/10/80
Dates _____

Forwarded to _____ Date _____
claimant by _____

NOTICE OF CLAIMS
TO WATER RIGHTS

Notice is hereby given
that the following claim(s) to
water right(s) have been
established by diversion and
application to beneficial use

81-1026

BOHN, ERNEST W
STAR RT BOX 69,
KOOSKIA, ID 83539
Source SELWAY RIVER
tributary to CLEARWATER
RIVER, MIDDLE FORK
Priority Date 06/01/1938
Amount 0.04 CFS
Diversion Point NWSE Sec
09 T 32N R 07E, IDAHO Co
Use DOMESTIC (0.04 CFS)
from 01/01 to 12/31
Place of Use NWSE Sec 09 T
32N R 07E
Diversion Means PUMP &
PIPE

85-1129

ALTMAN, GLEN &/or
DARLENE
RT 1 BOX 119,
GRANGEVILLE, ID 83530
Source GROUNDWATER
Priority Date 09/01/1912
Amount 0.06 CFS
Diversion Point NWSW Sec
07 T 30N R 03E, IDAHO Co
Use STOCKWATER (0.02
CFS) from 01/01 to 12/31
DOMESTIC (0.04 CFS) from
01/01 to 12/31
Place of Use NWSW Sec 07
T 30N R 03E
Diversion Means WELL,
PUMP & PIPE

85-1130

ANDREWS, LESLIE T. &/
or DORIS L.
P O BOX 2,
GRANGEVILLE, ID 83530
Source SPRING tributary
to BUTCHER CREEK
Priority Date 03/01/1910
Amount 0.08 CFS
Diversion Point SENW Sec
01 T 29N R 03E, IDAHO Co.
Use IRRIGATION [0.0375
CFS] from 06/01 to 10/01
STOCKWATER [0.0025 CFS]
from 01/01 to 12/31
DOMESTIC [0.01 CFS] from
01/01 to 12/31
Place of Use, NWNW Sec 04
T 29N R 03E NENW SENW
NFSW Sec 04 T 29N R 03E
FOR 10 ACRES
Diversion Means: SPRING
BOX, CISTERN, PIPE &
SPRINKLERS

Any exception to any
claim of water right may be
filed with the Director of the
Idaho Department of Water
Resources 1055 Gov't Way,
Boise, Idaho, Id 83724

C STEPHEN ALLRED

Director

Published 1/30 & 2/6/80

J30 PG

AFFIDAVIT OF PUBLICATION

Nona Donaldson being first duly
sworn, says he is theOffice 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 for2..... weeks,
being published2..... times, the first publication being
on the30..... day ofJanuary....., 1980.,
and the last publication on the6..... day of
.....February..... 1980.; 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 this8..... day
ofFebruary....., 1980.

Marilyn J. Staley, Notary Public
for State of Idaho, residing at Grangeville, Idaho.

RECEIVED
1980
WATER RESOURCES
DIVISION
OFFICE

MICROFILMED

ACTION

N OWNER LAST NAME - ANDREWS
N OWNER LAST NAME - ANDREWS
N ADDRESS LINE 1 - P.O. BOX 2

FIRST NAME - LESLIE T.
FIRST NAME - DORIS L.

N
N SOURCE - SPRING
N STAGE - STATRY CLM
N DIVERSION POINT - SENW 04 29N 03E

CITY - GRANGEVILLE
TRIBUTARY OF - BUTCHER CREEK

STATE - ID ZIP CODE - 83530

PRIORITY - 03-01-1940 COUNTY - IDAHO TOTAL DIV. RATE - .0800CFS

N FROM - 06-01 TO - 10-01 USE - IRRIGATION
N FROM - 01-01 TO - 12-31 USE - STOCKWATER
N FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE DIV. RATE - .0375CFS
USE DIV. RATE - .0025CFS
USE DIV. RATE - .0400CFS

N USE - IRRIGATION
N USE - STOCKWATER

PLACE OF USE - TWN 29N RNG 03E SEC 04 TRACT NWNW
PLACE OF USE - TWN 29N RNG 03E SEC 04 TRACT NENW
TRACT NESW

AC 10

TRACT SENW

N NON IRRIG USE - D/2 HOMES, S/25 HEAD
N DIVERSION MEANS - SPRING BOX, CISTERN, PIPE & SPRINKLERS

3
B.B.

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number ~~Applicant~~ 85-4130

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 2/13/80

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Date 2/21/80

RECEIVED

85-4130-

ANDREWS, LESLIE T. &/or DORIS L.

P.O. BOX 2, GRANGEVILLE, ID 83530

Source, SPRING tributary to BUTCHER CREEK

Priority Date. 03/01/1940

Amount 0.08 CFS

Diversion Point: SENW Sec 04 T 29N R 03E, IDAHO Co.

Use. IRRIGATION	(0.0375 CFS)	from 06/01 to 10/01
STOCKWATER	(0.0025 CFS)	from 01/01 to 12/31
DOMESTIC	(0.04 CFS)	from 01/01 to 12/31

Place of Use: NWNW Sec 04 T 29N R 03E NENW SENW NESW Sec 04 T 29N R 03E
FOR 10 ACRES

Diversion Means: SPRING BOX, CISTERN, PIPE & SPRINKLERS

UNRECORDED

February 6, 1980

Mr. B. Barton
Barton Ranch
P.O. Box 87B
Grangeville, Idaho 83530

Re: Claim No. 85-4130

Dear Mr. Barton:

It would appear from your letter that there may be some confusion concerning the matter and purpose of the Andrews claim. This letter is an attempt to clarify that situation.

The purpose in filing a Claim to a Water Right is to make an historic use, a matter of public record. The filing is not authorization for a proposed appropriation of water, nor is it a confirmation of a water right. It is a sworn statement of the claimants that such a water right was historically developed in accordance with Idaho State Statutes and has been in continuous use to date.

If you disagree with the claim and/or have any evidence that the claim is erroneous in any way, you may make your disagreement and/or evidence a matter of public record by filing an exception to the claim in accordance with Idaho State Code 42-225b. The Code states in part that an exception must be filed in affidavit form, in duplicate and accompanied by any evidence you deem appropriate.

All other users of the creek should file prior to June 30, 1983. If they do not, they may lose their rights.

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

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

RECEIVED
FEB 11 1980
IDAHO DEPT. OF AGRICULTURE
BOISE, IDAHO



Registered and Commercial Angus Cattle

Barton Ranch

PHONE 208 983-0328

RT 2, BOX 87-B

Licensed & Bonded Outfitters & Guides

GRANGEVILLE, IDAHO 83530

Feb 2 - 1980

FEB 1980

Gentlemen

Department of the Resources
Northern District Office

Refer to the proposed use of Butcher Creek
by Leslie W. and Doris L. Andrews, Grangeville,
Idaho.

In the future if the creek is used to
irrigate 10 acres there will be no water
down stream for the other many users.

Andrews may not use water to irrigate
10 acres. However if the right is established
then some time in the future this stream
will be almost totally captured by one
user at its source.

Sincerely,
B. Barton

MICROFILMED

Feb. 1, 1980
Rt. 2# Box 81C
Grangeville, Idaho
83530

Department of Water Resources
4055 Government Way
Coeur d' Alene, Idaho 83814

Dear Sirs;

I wish to protest the water right application # 85-1130 of
Leslie T. and Doris I. Andrews.

This would be a excessive amount of water withheld from Butcher Creek.
The stream flow is very low in the fall. We use water from this
creek for the Hazelbaker pond which was established back in the early
1920's. Also we depend on this Butcher Creek to water our horses.
It is the main creek that runs through our property.

Sincerely,



Vera I. Burns

vib

RECEIVED

FEB 4 1980

Department of Water Resources
Northern District Office

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
C. STEPHEN ALLRED
Director

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

FEBRUARY 19, 1980

LESLIE T. ANDREWS
DORIS L. ANDREWS
P.O. BOX 2
GRANGEVILLE ID 83530

RE: Claim No. 85-4130

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

ENCLOSURE

JOHN V. EVANS
Governor
C. STEPHEN ALLRED
Director

January 28, 1980

Enclosure