

No Color
Documents
In File

Identification No. _____
Claim No. 74-4018-85-4066
Map No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. The filing of this claim does not confirm the water right but will serve for information purposes only. It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

1. Name of claimant HARRIMAN T. HENRY
post office address RT 2 BOX 128 GRANGEVILLE, IDAHO
2. The point of diversion is in NW $\frac{1}{4}$ of SE $\frac{1}{4}$ Section 24 Township 30 N
Range 2 E B.M. located on Groundwater
(name of source)
tributary to _____ in IDAHO County.

3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

- a. Date of priority claimed:

1956 amount: .02 c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
Total claimed .02 c.f.s. or _____ acre feet.

- b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:

use DOMESTIC period of use from JAN. 1 to DEC. 31 (both dates inclusive)
use LIVESTOCK period of use from JAN. 1 to DEC. 31 (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive).

4. Description of diverting works:

- a. Surface water diversion dam and/or headgate: material is composed of _____
_____ ; length is _____ feet; height is _____ feet;
width at bottom is _____ feet; width at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known _____

- b. Underground water diverting works: is well flowing or pumped PUMPED ; depth of well is 266 feet; diameter of well is 3" inches; type of pump is SUBMERSIBLE
capacity of pump is 20 g.p.m.; name and address of well driller is DETROY DRILLING
CLARKSTON, WY. ;

attach well logs if available; has there been any change in pump or motor since well was first completed No; if so, give dates and explain _____

c. Conveying works: length of ditch to place of use is _____ feet; width of ditch at top is _____ feet; width of bottom of ditch is _____ feet; depth of water is _____ feet; grade of ditch per 1000 feet is _____ feet; material through which ditch passes is _____; maximum length of pipe line to first place of use is _____ feet; diameter of pipe line is _____ inches; type of pipe _____; grade of pipe per 1000 feet is _____.

Please explain any changes or increase in size of conveying system since water was first appropriated, giving date and dimensions if possible _____

d. If water is stored: name of reservoir _____;
total capacity of reservoir is _____ acre feet; active capacity of reservoir is _____ acre feet;
year construction commenced _____; year completed _____; date first used _____
period of storage is from _____ to _____; is reservoir drained each year _____;
is reservoir on or off stream _____ explain _____

if feeder canal is used give maximum carrying capacity _____ c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions _____

has there been any enlargement of the reservoir since it was first built_____, if so, give dates and describe_____

5. a. Where water is used for irrigation, describe area irrigated by 40-acre subdivisions and give total acres:

[illegible]

Total number of acres to be irrigated _____

Explain any significant increase in area irrigated since first use, give dates and acreages if known _____

b. Do you get water through a ditch owned by several users? _____ If yes, give the name of the ditch _____ The other users and their respective interests in the ditch are (if known) _____

6. Where water is used for stock watering, give number of each kind of stock watered CATTLE 20 HEAD

7. Where water is used for domestic or municipal purposes give number of families served ONE name of town supplied _____

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use, and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible, giving dates and quantities _____

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation _____

State of Idaho

County of Blaine } 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 affiants knowledge.

Sworn to before me this

7

day of

MARCH

1973

Harmon Henry
Claimant

Wm. H. Johnson
Notary Public

Residing at

Drangeville, Idaho

My commission expires

11-3-76

Rec'd # 10010

For Department Use Only

Received by ef Date 3/8/73

Exception filed by: _____

Forwarded to
claimant by: _____

Date _____

Prelim. check by ASP Date 3/8/73

Fee received by Def Date 3/8/73 Fee \$ 10

Approved for publication by _____

Published in Ida. City Free Press Dates 3-22-73
3-29-73

79 4018

INSTRUCTIONS

Your claim should set forth all necessary information to describe your claimed right. Failure to give enough information may make your claim of little value. Some of the items in the form may not apply to your situation. Please use additional sheets if space provided is not sufficient to fully answer the questions.

Paragraph No.

1. Give full name and post office address of person or company making the claim.
2. Describe the point of diversion by 40-acre subdivision. Give the name of the source, the drainage to which it is tributary if surface water, and the county in which the point of diversion is located. If there is more than one point of diversion, list others in the remarks section.
3. Give the priority dates and the quantities of water that you claim. You should accurately list the dates that you initiated each new use of the water. List separately the dates and amounts of water involved in each enlargement of the diversion. (Example: if you diverted 0.8 c.f.s. of water for irrigation on May 18, 1871, for the first time for use on 40 acres of land, and then later you enlarged the diversion by diverting an additional 0.4 c.f.s. of water to irrigate an additional 20 acres of land on June 1, 1901, your right should be described as follows:

Date of priority claimed:	<u>May 18, 1871</u>	amount: <u>0.8 c.f.s.</u> or _____	acre feet
	<u>June 1, 1901</u>	amount: <u>0.4 c.f.s.</u> or _____	acre feet
	Total claimed: <u>1.2 c.f.s.</u> or _____		acre feet

Since the water was used for irrigation between April 1 and October 31 on that particular farm, part b. would be completed as follows:

use irrigation period of use from April 1 to October 31 (both dates inclusive). If the water had been used for any other purpose, you would have described the priority date, amount, use, and period of use in a similar manner.

4. Describe the diversion works and explain any changes since the right was first initiated.
5. If the water is used for irrigation, give the total acreage and list the lands irrigated by 40-acre subdivisions and complete the other questions.
- 6, 7, & 8. Describe any other uses of water.
9. In the remarks section, give any information or details that you feel are not fully covered or that need clarifying. You might explain your operation, where the water is returned to if for an industrial or non-consumptive right, the condition and temperature of the returned water, and any other information to help explain your claim.

You may wish to include as a part of your claim, affidavits of witnesses who are familiar with your right and who have a personal knowledge of the circumstances which you have described in your claim. You may submit maps, drawings, certified copies of posted notices which may have been filed in the county courthouse, water measurement records, or any other document which you feel will support your claim.

Your claim will be advertised in a county newspaper for two weeks. Exceptions to your claim which dispute the water right that you have described may be received by the Department of Reclamation and you will be provided a copy of such exceptions.

The fee for filing a Claim to a Water Right is \$10.00. Your claim and fee may be submitted to one of the following offices:

Northern District

Idaho Dept. of Water Administration
401 Front Avenue, Room 209
Coeur d'Alene, Idaho 83814

Southern District

Idaho Dept. of Water Administration
1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301

Eastern District

Idaho Dept. of Water Administration
240 South Holmes
Idaho Falls, Idaho 83401

Western District

Idaho Dept. of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

AFFIDAVIT OF PUBLICATION

NOTICE OF CLAIM TO A WATER RIGHT

ON 79-4018

Notice is hereby given that HARRIMAN T. HENRY, Rt. 2, Box 128, Grangeville, Ida. has filed a claim to a water right established by diversion and application to beneficial use of 0.2 cubic feet per second of water from a ground water source with the joint of diversion in the NW 1/4 SE 1/4, Sec. 24, T. 30 N., R. 2 E., B.M., Idaho County. The water is claimed to be used from Jan. 1 to Dec. 31 for domestic & stock purposes with a priority of 1980 the place of use is within the NW 1/4 SE 1/4, Sec. 24, T. 30 N., R. 2 E., B.M. Any exception to this claim of water right may be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707.

R. KEITH HIGGINSON
Director

Published in the Idaho County Free Press, Grangeville, Idaho on March 21 and March 28, 1973. M21-28

Gary D. Cash 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 two weeks, being published two times, the first publication being on the 21st day of March, 1973, and the last publication on the 28th day of March, 1973; 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.

Gary D. Cash

Subscribed and sworn to before me this 28th day of March, 1973.

Burhan C. Hatcher, Notary Public
for State of Idaho, residing at Grangeville, Idaho.

79 4018

WRD417

WATER RIGHTS PROOF READING REPORT

05/16/84

PAGE 1

WATER RIGHT NUMBER 83-4056

OWNER LAST NAME - HENRY FIRST NAME - HARRIMAN T. ORIG OWNER -
ADDRESS LINE 1 - RT. 2 BOX 138 ADDRESS LINE 2 - STATE - ID ZIP CODE - 83530
ADDRESS LINE 3 - CITY - GRANGEVILLE
SOURCE - GROUNDWATER TRIBUTARY OF -
STAGE - STATRY CLM STATUS - PRIORITY - 06-01-1956 COUNTY - IDAHO TOTAL DIV. RATE - .0200 -CFS
TOTAL DIV. VOLUME - .00 AFA TRF/AMEND - WATER DIST. - GLE/CAREY ACT - RIGHT BASIS -
DIVERSION POINT - NWSE 24 304 02E LOT REGDV - 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0
FROM - 01-01 TO - 12-31 USE - STOCKWATER USE DIV. RATE - .0200 CFS USE DIV. VOLUME - .00 AFA
FROM - 01-01 TO - 12-31 USE - DOMESTIC USE DIV. RATE - .0000 CFS USE DIV. VOLUME - .00 AFA
USE - STOCKWATER PLACE OF USE - T4N 304 RNS 02E SEC 24 TRACT NWSE LOT AC TOTAL ACRES 0
DECREE NAME - DATE -
REMARKS -
NON IRRIG USE -
OTHER RIGHTS FOR SAME USE -
PROOF DUE - PERMIT/DENIED - PROTESTED - HEARING - OLD NO. -
PROOF MADE - FLD EXAM - CLNO. OF APPROVAL -
DIVERSION MEANS -

IDENT. NO. 85-4066

WATER RIGHT
DATA ENTRY LOG[illegible]

79-4018

March 5, 1973

Harriman T. Henry
c/o First Security Bank
Grangeville, Idaho 83530

Dear Mr. Henry:

Enclosed you will find the Department's Application for Permit form, as well as our Claim to a Water Right form.

The Application for Permit form should be used to record all those groundwater rights established since March 25, 1963, and all surface water rights since May 20, 1971.

The Claim to a Water Right form should be used to record those water rights established prior to these two dates.

If you should have any questions in the completion of either of these forms, please do not hesitate to contact this Department.

Sincerely,

DEANNA E. FELDT
Secretary

DEF:d

Enclosures

79-4018

RECEIVED

Department of Water Administration

Grangeville, Idaho
March 1, 1973

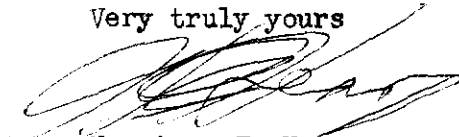
R. Keith Higginson, Director
Idaho Department of Water Administration
Statehouse
Boise, Idaho 83707

Dear Mr. Higginson:

I would like to apply for a water right for water for household and livestock use from a drilled well on property I am purchasing under contract lying in the W¹/₂SE¹/₄ of Section 24 Twp. 30 N. Range 2 E.B.M. This well has been in existence for 15 years or more, on property owned by Geo. D. Cowgill, and was purchased by me in 1964, but I don't believe a water right has ever been filed for.

If there is a formal application to be filed, I would appreciate your sending it to me along with instructions on how to proceed in getting this water right.

Very truly yours



Harriman T. Henry
c/o First Security Bank
Grangeville, Idaho 83530

79-4018

April 9, 1973

Re: Claim to a Water Right No. 79-4018

Harriman T. Henry
Route 2, Box 128
Grangeville, Idaho 83530

Dear Mr. Henry:

The Department of Water Administration has completed the processing of your claim to a water right, and no further action is authorized under Section 42-225a and 42-225b, Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of your claim does not, in itself, guarantee you a water right; it only records and preserves 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 in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with this office.

We are enclosing, for your records, a copy of your claim. If you have any questions, or if we can be of further assistance, please feel free to call upon us.

Sincerely,

KENNETH H. FOIT, P. E.
Western District Engineer

KHF:def

Enclosure

79 4018

NOTICE OF CLAIM TO A WATER RIGHT

No. 79-4018

Notice is hereby given that HARRIMAN TO. HENRY, Rt. 2, Box 128,
Grangeville, Ida.

has filed a claim to a water right established by diversion and application
to beneficial use of .02 cubic feet per second ~~XXXXXX~~ of water
from a groundwater source

with the point of diversion in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, T. 30 N., R. 2 E.,
B.M., Idaho County

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic
& stock purposes

with a priority of 1956 ;

the place of use is within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, T. 30 N., R. 2 E., B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Administration, Statehouse, Boise, Idaho, 83707.

R. KEITH HIGGINSON

Director

Published in the Idaho County Free Press, Grangeville, Ida.
on March 21, 1973 and March 28, 1973

79 4018

**NOTICE OF CLAIM
TO A WATER RIGHT**

ON 79-4018

Notice is hereby given that HARRIMAN T. HENRY, Rt. 2, Box 128, Grangeville, Ida. has filed a claim to a water right established by diversion and application to beneficial use of .02 cubic feet per second of water from a ground water source with the joint of diversion in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, T. 30 N., R. 2 E., B.M., Idaho County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic & stock purposes with a priority of 1956 the place of use is within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, T. 30 N., R. 2 E., B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707.

R. KEITH HIGGINSON
Director

Published in the Idaho County Free Press, Grangeville, Idaho on March 21 and March 28, 1973.

M21-28

OK df
3-20-73

79 4018

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

March 15, 1973

Re: Application for Permit No. 78-7038 David Butler
79-7018 Philip A. & Marilyn L. Wimer
Claim to a Water Right No. 79-4018 Harriman T. Henry

Idaho County Free Press
Box 267
Grangeville, Idaho 83530
Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

79 4018

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

Statehouse — Annex 2
Boise, Idaho 83707
(208) 384-2215

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

March 8, 1973

Re: Claim to a Water Right No. 79-4018

Harriman T. Henry
Route 2, Box 128
Grangeville, Idaho

Dear Mr. Henry:

Attached herewith is your Receipt No. 10010 in the amount of \$ 10.00
for Claim to a Water Right No. 79-4018

which was received in this office under the above date.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure

79 4018