

RECEIVED

OCT 30 1974

Department of Water Resources
Northern District Office

AFFIDAVIT OF PUBLICATION

✓ **NOTICE OF CLAIM
TO A WATER RIGHT**
No. 82-4020

Notice is hereby given that Marguerite Ulery, Route 1, Box 18, Stites, Idaho, has filed a claim to a water right established by diversion and application to beneficial use of 0.02 cubic feet per second of water from Little Elk Creek with point of diversion in the SW $\frac{1}{4}$ -SW $\frac{1}{4}$, Sec. 11, T. 29N, R. 8E, B.M., Idaho County.

The water is claimed to be used from June 1 to Nov. 1 for stockwatering purposes with a priority of 1946; the place of use is within the SW $\frac{1}{4}$ -SW $\frac{1}{4}$, Sec. 11, T. 29N, R. 8E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, 401 Front Ave., Coeur d'Alene, Idaho, 83814.

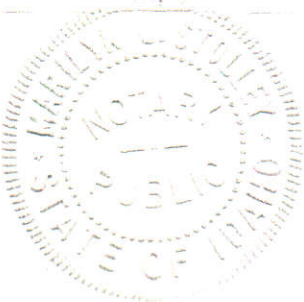
R. KEITH HIGGINSON
Director
Published in the Idaho County Free Press, Grangeville, Idaho on Oct. 2 and Oct. 9, 1974. 02-8

Ann Adams being first duly sworn, says he is the society editor 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 2 day of October, 1974, and the last publication on the 9 day of October, 1974; 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.

Ann Adams
Subscribed and sworn to before me this 10 day of October, 1974

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

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

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.

Notice is hereby given that Marguerite Ulery (name of claimant)
of Route 1, Box 18, Stites Idaho 83552, claims a right to the diversion and beneficial use of
(mailing address)
the public water of the State of Idaho

The extent and nature of said claim is as follows:

(1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Little Elk Creek
, tributary to ,

(2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Amount <u>0.02 cfs</u>	Use <u>Stockwater</u>	Period of Use: From <u>June 1</u> To <u>Nov. 1</u>
Amount _____	Use _____	Period of Use: From _____ To _____
Amount _____	Use _____	Period of Use: From _____ To _____
(cfs, gpm or a/f)	(dom., irri., stock, etc.)	(both dates inclusive)

(3) Total quantity of water claimed: 0.02 cubic feet per second, or _____ acre feet
per annum, and/or _____ gallons per minute.

(4) Priority claimed: (the date water was first applied to beneficial use) 1946

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 to this rule is that a claim may be filed on domestic use from a ground-water source.

(5) A) Point of diversion: (give location of point where water is diverted from its source)
SW ¼ SW ¼, Sec. 11 Twp. 29N Rge. 8E 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. By natural reservoir.

(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	
29N	8E	11											X						

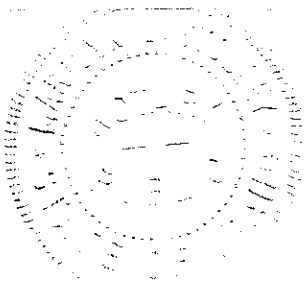
Total No. of acres _____

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible:
Stockwater for 50 cows and 50 calves.

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

[illegible]

Exception filed by:	Forwarded to claimant by:	Date
_____	_____	_____
_____	_____	_____
_____	_____	_____



ACTION

N OWNER LAST NAME - ULERY

FIRST NAME - MARGUERITE

N ADDRESS LINE 1 - RT. 1 BOX 18

CITY - STITES

STATE - ID ZIP CODE - 83552

N SOURCE - LITTLE ELK CREEK

N STAGE - STATRY CLM

PRIORITY - 06-01-1946 COUNTY - ELMORE TOTAL DIV. RATE - .0200CFS

N DIVERSION POINT - SWSW 11 29N 08E

N FROM - 06-01 TO - 11-01 USE - STOCKWATER

USE DIV. RATE - .0200CFS

N USE - STOCKWATER

PLACE OF USE - TWN 29N RNG 08E SEC 11 TRACT SWSW

N NON IRRIG USE - S/50 RANGE, 50 CALVES.

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 182-4021
Old No. New No.

Record

1. Original Owner: Marguerite Uley

Present Owner: _____

2. Address: Rt. 1 Box 183. City: Stites State: ID Zip: 835524. A. Source of Water: Little Elk Creek

B. Tributary of: _____

5. A. Stage (A,P,L,D,S,J): S

B. Status (D,L,R,C,A,I,F - leave blank if valid): _____

C. Priority Date: 6-1-1946D. County: 39E. Total Diversion Rate: .02

F. Total Diversion Volume: _____

G. Transfer/Amendment (P,T of A or blank): _____

H. Water District: _____

I. DLE/Carey Act (D,C or blank): _____

J. Right Basis (for adjudication claims A,B,C only): _____

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>SWSW</u>	<u>11</u>	<u>29N</u>	<u>8E</u>		

7. Period of Use, Use, Diversion Rate/Volume:

from 6-1 to 11-1 for irrigation purposes. Amount \$.02
(cfs or AG-FT/yr)

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: 8

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

\$ 50 range, 50 calves.

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
NORTHERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

401 Front Ave., Rm. 209
Coeur D'Alene, Idaho 83814
(208) 667-6484

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

November 6, 1974

Re: Claim to a Water Right No. 82-4021

Ms. Marguerite Ulery
Route 1, Box 18
Stites, ID 83552

Dear Ms. Ulery:

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 a 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.

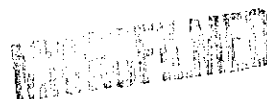
We are enclosing, for your records, a copy of your claim. If you have any questions, or if we may be of any further assistance, feel free to contact us.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:cp

Enclosure



October 22, 1974

Re: Claim No. 82-4021 - Marguerite Ulery

Idaho County Free Press
Box 267
Grangeville, ID 83530

Gentlemen:

Could you please submit the affidavit of publication and bill in connection with the above referenced claim. The legal notice was to have been published in your newspaper on October 2 and October 9, 1974.

Your assistance in this matter would be appreciated.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:CP

MICROFILMED

September 27, 1974

Re: Claim No. 82-4020 - Marguerite Ulery

Idaho County Free Press
Box 267
Grangeville, ID 83530

Gentlemen:

Enclosed is 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 our office along with the publication bill. Your cooperation in this matter is appreciated.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:CP

Enc: Legal Notice(s)

Bill Submitted 11-4-74 by CP

ALL KINDS
OF
COMMERCIAL
PRINTING
LETTERPRESS AND OFFSET



USE FREE PRESS
CLASSIFIED ADS

"THEY GET RESULTS"



TELEPHONES:
983-1070 OR 983-1071

"PROMPT SERVICE"

STATE

RECEIVED

OCT 30 1974

Department of Water Resources
Northern District Office

IDAHO COUNTY FREE PRESS

COUNTY SEAT NEWSPAPER OF IDAHO COUNTY — FOUNDED JUNE 18, 1886

E. Q. AND J. L. OLMSTED

PRINTERS AND PUBLISHERS

Grangeville, Idaho Oct 23, 1974

State of Idaho
Dept. of Water Admin.
401 Front Ave, Room 209
Coeur d' Alene, Idaho 83814

DATE	INVOICE NO. / ITEMS	AMOUNT
Oct. 2-9, 1974	3311,2T Not of Claim 82-4020	11.88

RECEIVED

NOTICE OF CLAIM TO A WATER RIGHT

NO. 82-4020

Notice is hereby given that Marguerite Ulery,

Route 1, Box 18, Stites, Idaho

has filed a claim to a water right established by diversion and application
to beneficial use of 0.02 cubic feet per second ~~XXXXXXXXXXXXXXXXXXXX~~
of water from Little Elk Creek

with point of diversion in the SW¹SW¹, Sec. 11, T. 29N, R. 8E, B.M.,

Idaho County

The water is claimed to be used from June 1 to Nov. 1 for stockwater-
ing purposes

with a priority of 1946 ;

the place of use is within the SW¹SW¹, Sec. 11, T. 29N, R. 8E, B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Resources, 401 Front Ave., Coeur d'Alene, Idaho, 83814.

R. KEITH HIGGINSON

Director

Published in the Idaho County Free Press, Grangeville, Idaho

on Oct. 2 and Oct. 9, 1974

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OCT 10 1974
CLERK OF DISTRICT COURT

**NOTICE OF CLAIM
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The water is claimed to be used from June 1 to Nov. 1 for stockwatering purposes with a priority of 1946; the place of use is within the SW $\frac{1}{4}$ -SW $\frac{1}{4}$, Sec. 11, T. 29N, R. 8E, B.M.

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R. KEITH HIGGINSON
Director

Published in the Idaho
County Free Press, Grange-
ville, Idaho on Oct. 2 and Oct.
3, 1974. **02-8**

O.K.
10-2-74
J

XXXXXXXXXXXXXXXXXXXX
XXXXXXX

September 27, 1974

Re: Claim to a Water Right No. 82-4020

Marguerite Ulery
Route 1, Box 18
Stites, ID 83552

Dear Mrs. Ulery:

Attached is your receipt No. 15077 in the amount of \$10 for the filing fee on the above referenced claim which was received in this office.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:CP

Attachment

MICROFILMED

September 5, 1974

Mrs. Marguerite Ulery
Route 1, Box 18
Stites, ID 83552

Dear Mrs. Ulery:

We have typed a Claim to a Water Right for your convenience and we are returning it for your review and signature.

Please check all items on the Claim and if they are in order, please have your signature notarized and return the form to our office along with the \$10 filing fee.

Feel free to contact us if there are any questions.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:CP

Enclosure

MICROFILMED

Stites, Idaho

Aug. 28, 1974

Mr. Fred Eisenbarth
State of Idaho
Department of Water Administration
Coeur d'Alene, Idaho

Dear Sir:

I thought my attorney had finished up my Water Right Application, but apparently not. I am sending it on to you for completion. It seems there was a charge which I know I had left at my attorneys. I do not know if he mailed it in. He is Prosecuting Attorney now at Grangeville and very hard to reach for completion of anything.

Please let me know if any more is needed for completion.

Sincerely,

Marguerite Ulery
Mrs. Marguerite Ulery

RECEIVED
AUG 29 1974

Claim No.

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

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.

Notice is hereby given that Marguerite Uley (name of claimant)
of Rt #1 Box 18 Stites Id. (mailing address) 83552, claims a right to the diversion and beneficial use of
ground water or surface water tributary to _____;

The extent and nature of said claim is as follows:

(1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Little Elk Cr.

(2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Amount 0.02 cfs Use Stockwater Period of Use: From June 1 To 1 Nov.
Amount _____ Use _____ Period of Use: From _____ To _____
Amount _____ Use _____ Period of Use: From _____ To _____
(cfs, gpm or a/f) (dom., irri., stock, etc.) (both dates inclusive)

(3) Total quantity of water claimed: 0.02 cfs cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute.

(4) Priority claimed: (the date water was first applied to beneficial use) 1946

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 to this rule is that a claim may be filed on domestic use from a ground-water source.

(5) A) Point of diversion: (give location of point where water is diverted from its source)
SW 1/4 Sec. 11 Twp. 29N Rge. 8E B. M. County of Ida.
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.
By natural reservoir

(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>29N</u>	<u>8E</u>	<u>11</u>											<u>X</u>						

Total No. of acres _____

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible:
Stockwater for 50 cows and 50 calves.

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