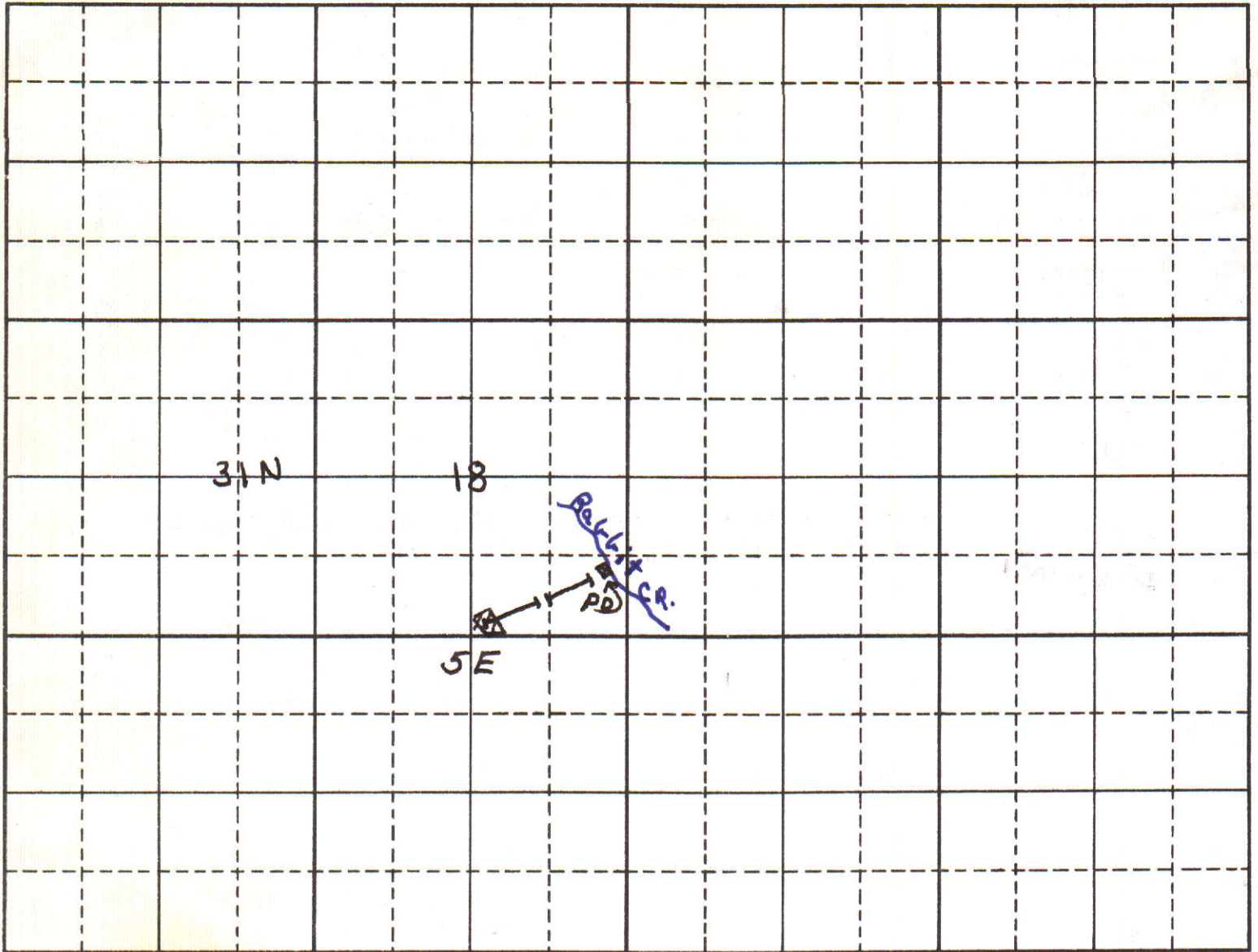


(8) Remarks _____



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 Ada 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 27 day of July, 19 73

Lloyd E. Jacks
(Claimant)
Deanna J. Jacks
Notary Public
Residing at Boise, Idaho

My commission expires June 15, 1977

For Department Use Only

Received by <u>EEB</u>	Date <u>7-20-73</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>EEB</u>	Date <u>27 July 73</u>		claimant by:	
\$10.00 fee received by <u>mt</u>	Date <u>7-27-73</u> #1419			
Approved for publication by <u>FR</u>	<u>7/30/73</u>			
Published in <u>IDAHO COUNTY FREE PRESS</u>				
Dates <u>8-8 & 8-15-73</u>				

RECEIVED

AUG 20 1973

Department of Water Administration
Northern District Office

AFFIDAVIT OF PUBLICATION

NOTICE OF CLAIM TO A WATER RIGHT NO. 81-4004

Notice is hereby given that Lloyd E. &/or Marie Jacks, Box 43, Clearwater, Idaho have 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 Rabbit Creek with point of diversion in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18, T. 31N, R. 5E, B.M., Idaho County.

The water is claimed to be used from Jan. 1 to Dec. 31 for stockwatering purposes (0.02 cfs); and from June 1 to Sept. 30 for the irrigation of one acre (0.02 cfs) with a priority of 1920; the place of use is within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18, T. 31N, R. 5E, B.M.

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

R. KEITH HIGGINSON
Director

Published in the Idaho County Free Press, Grangeville, Idaho on August 8 and August 15, 1973. A8-15

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 8th day of August, 1973 and the last publication on the 15th day of August, 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 15th day of August, 1973

Richard C Hatch, Notary Public
for State of Idaho, residing at Grangeville, Idaho.

82-4018
~~81-4004~~

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 LLOYD E. &/or MARIE JACKS

(name of claimant)

of Box 43, Clearwater, Idaho 83521, claims a right to the diversion and beneficial use of
(mailing address)

ground water or surface water tributary to So. Fk. Clearwater River

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Rabbit Creek, sometimes called Pass Creek
- (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>.02</u>	Use	<u>Irrigation</u>	Period of Use:	From	<u>June 1</u>	To	<u>Sept. 30</u>
Amount	<u>.02</u>	Use	<u>Stockwater</u>	Period of Use:	From	<u>Jan. 1</u>	To	<u>Dec. 31</u>
Amount		Use		Period of Use:	From		To	
	(cfs, gpm or a/t)		(dom., irri., stock, etc.)					(both dates inclusive)

- (3) Total quantity of water claimed: .02 cubic feet per second, or _____ acre feet per annum, and/or 10 gallons per minute.
- (4) Priority claimed: (the date water was first applied to beneficial use) 1920

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)

SE ¼ SE ¼, Sec. 18 Twp. 31 N Rge. 5 E 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. 2½ hp gas operated pump with 2" plastic line 2200' to place of use in SW¼SE¼, Sec. 18, T. 31 N., R. 5 E.

- (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.

[illegible]

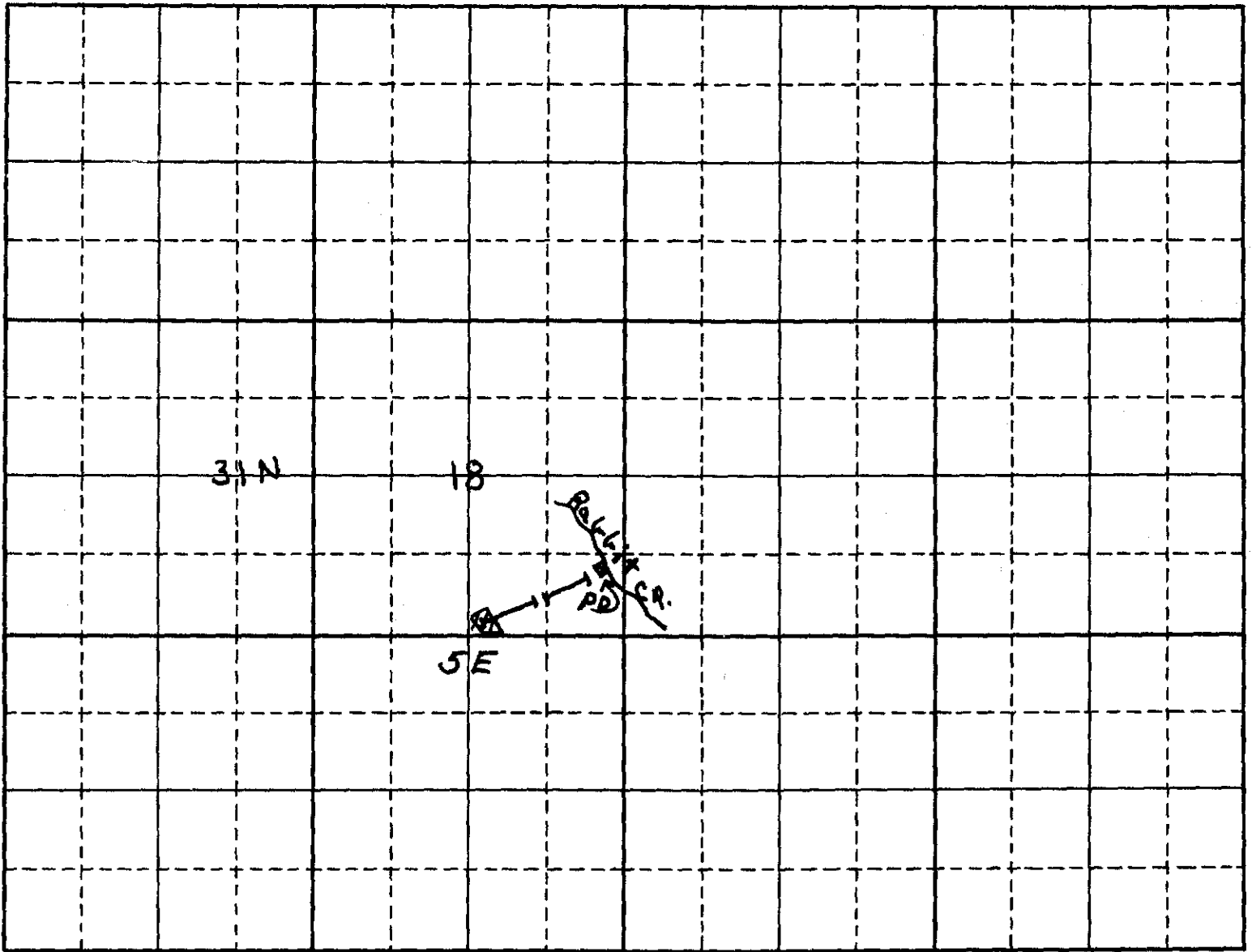
Total No. of acres 1

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Stockwater
for 60 head cattle.

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

~~01-1001~~
82-4018

(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 Ada 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 27 day of July, 1973

Lloyd E. Jacks
(Claimant)
Deanne Hunt
Notary Public
Residing at Boise, Idaho

My commission expires June 15, 1977

For Department Use Only

Received by CEB Date 7-26-73 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by CEB Date 27 July 73 claimant by: _____
\$10.00 fee received by mt Date 7-27-73
Approved for publication by FR 7/30/73
Published in IDAHO COUNTY FREE PRESS
Dates 8-8 & 8-15-73

RECEIVED

AUG 23 1973

Department of Agriculture
Washington, D.C. 20250

AFFIDAVIT OF PUBLICATION

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 8th day of August, 1973
and the last publication on the 15th day of
August, 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 15th day
of August, 1973

Richard C. Hatch, Notary Public
for State of Idaho, residing at Grangeville, Idaho.

that
Box
filed
right estab-
and applica-
use of 0.02
of water
point
SE 1/4, SE 1/4,
B.M.,
Idaho
The notice claimed to be
used from Dec. 31 for
stockwatering purposes (0.02
cfs); and from Jan. 1 to Sept.
30 for irrigation of one acre
(0.02 cfs) of 1920;
the notice also claims the
SW 1/4, SE 1/4, SE 1/4, R.
SE 1/4, SE 1/4, SE 1/4,
of water was used with
the notice for stockwater-
ing purposes from Sept.
14, 1972 to Sept. 14,
1973.
ty of Idaho, with the
Idaho on August 15,
1973. A8-15

82-4018
81-4004

September 11, 1973

RE: CLAIM TO A WATER RIGHT NO. 81-4004

Mr. Lloyd E. Jacks
Box 43
Clearwater, Idaho 83521

Dear Mr. Jacks:

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

~~81-4004~~
82-4018

August 3, 1973

Re: Claim No. 81-4004 - Lloyd E. &/or Marie Jacks

Idaho County FreePress
Box 267
Grangeville, ID 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,

Fred Eisenbarth
Northern District Manager

Bill submitted 9-27-73 by ef

FE:CR

Enc: Legal Notice

~~81-4004~~
82-4018

ALL KINDS
OF
COMMERCIAL
PRINTING
LETTERPRESS AND OFFSET



USE FREE PRESS
CLASSIFIED ADS

"THEY GET RESULTS"



TELEPHONES:
983-1070 OR 983-1071

"PROMPT SERVICE"

RECEIVED

IDAHO COUNTY FREE PRESS

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

E. Q. AND J. L. OLMSTED

PRINTERS AND PUBLISHERS

Department of Water Administration
Northern District Office

Grangeville, Idaho Aug. 15, 1973

State of Idaho
Dept. of Water Administration
401 Front Ave., Rm. 209
Couer d'Alene, Idaho 83814

DATE	INVOICE NO. / ITEMS	AMOUNT
Aug. 8-15	34 lines, 2 times--Not. Claim. #81-4004	\$ 12.58

"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."

IDAHO COUNTY FREE PRESS

BY: Gary D. Cash
Gary D. Cash, Office Mgr.

81 4004

NOTICE OF CLAIM TO A WATER RIGHT

NO. 81-4004

Notice is hereby given that Lloyd E. &/or Marie Jacks,

Box 43, Clearwater, Idaho

have

~~was~~ filed a claim to a water right established by diversion and application to beneficial use of 0.02 cubic feet per second ~~acre feet per annum~~ of water from Rabbit Creek

with point of diversion in the SE¹/₄SE¹/₄, Sec. 18, T. 31N, R. 5E, B.M.,

Idaho County

The water is claimed to be used from Jan. 1 to Dec. ³¹ for stockwatering
purposes (0.02 cfs); and from June 1 to Sept. 30 for the irrigation of one acre (0.02 cfs)
with a priority of 1920;
the place of use is within the SW¹/₄SE¹/₄, Sec. 18, T. 31N, R. 5E, B.M.

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

R. KEITH HIGGINSON

Director

Published in the Idaho County Free Press, Grangeville, Idaho

on August 8 and August 15, 1973

~~81-4004~~
82-4008

**NOTICE OF CLAIM TO
A WATER RIGHT
NO. 81-4004**

Notice is hereby given that Lloyd E. &/or Marie Jacks, Box 43, Clearwater, Idaho have 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 Rabbit Creek with point of diversion in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18, T. 31N, R. 5E, B.M., Idaho County.

The water is claimed to be used from Jan. 1 to ~~Dec.~~ for stockwatering purposes (0.02 cfs); and from June 1 to Sept. 30 for the irrigation of one acre (0.02 cfs) with a priority of 1920; the place of use is within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18, T. 31N, R. 5E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Administration, 401 Front Avenue, Coeur d'Alene, Idaho 83314.

R. KEITH HIGGINSON
Director

Published in the Idaho County Free Press, Grangeville, Idaho on August 8 and August 15, 1973. A8-15

O.K.
CALLED & CORRECTED
8-7-73
L

82-4018
~~81-4004~~