

RECEIVED

NOV 30 1972

Department of Water Administration
Northern District Office

**NOTICE OF CLAIM TO A
WATER RIGHT**

No. 82-4011

Notice is hereby given that Ted A. Bryant, Clearwater, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.04 cubic feet per second of water from Green Creek, tributary of the S. Fork of Clearwater River with point of diversion in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10, T. 30N, R. 4E, B.M., Idaho County.

The water is claimed to be used from March 15 to Nov. 15 for the irrigation of two acres with a priority of August 15, 1946; the place of use is within the E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 10, T. 30N, R. 4E, 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 Nov. 15 and Nov. 22, 1972. N15-22

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 15th day of November, 1972, and the last publication on the 22nd day of November, 1972; 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.

Subscribed and sworn to before me this 22nd day of November, 1972
Richard C. Hatch, Notary Public
for State of Idaho, residing at Grangeville, Idaho.

82 4011

Identification No. 82-4011 *l*

Claim No. _____

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 TED A. BRYANT
post office address CLEARWATER, ID 83521

2. The point of diversion is in NE $\frac{1}{4}$ of NE $\frac{1}{4}$ Section 10 Township 30N
Range 4E B.M. located on GREEN CREEK
(name of source)

tributary to SOUTH FORK CLEARWATER 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:

AUG. 15, 1946 amount: 0.04 c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
Total claimed 0.04 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 IRRIGATION period of use from MAR 15 to NOV 15 (both dates inclusive)
use _____ period of use from _____ to _____ (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 _____ ; depth of well is _____ feet; diameter of well is _____ inches; type of pump is _____
capacity of pump is _____ g.p.m.; name and address of well driller is _____
_____ ;

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_____ ; if so, give dates and 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_____

[illegible]

- [illegible]

Figure 6

b. Do you get water through a ditch owned by several users? No 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 _____

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

WATER IS DIVERTED FROM CREEK BY A 1 1/2" HOSE
ATTACHED A ONE HP ELECTRIC PUMP. A 1" OUTLET FROM
PUMP TO SET OF SPRINKLERS

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 affiants knowledge.

Ted A. Bryant
Claimant

Sworn to before me this 19th day of October, 1972.

Robert C. Hath
Notary Public

Residing at Grangeville, Idaho

My commission expires April 1, 1975

For Department Use Only

Received by OK Date 10-30-72
CL Date 10-24-72

Exception filed by: _____

Forwarded to
claimant by: _____

Date _____

Prelim. check by OK Date 10-25-72

Fee received by FE Date 10-30-72 Fee \$ 10.00

Approved for publication by FE

Published in IDA. Cty. FREE PRESS Dates 11-15-72

11-22-72

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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</u> c.f.s. or	<u> </u> acre feet
	<u>June 1, 1901</u>	amount:	<u>0.4</u> c.f.s. or	<u> </u> acre feet
		Total claimed:	<u>1.2</u> c.f.s. or	<u> </u> 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

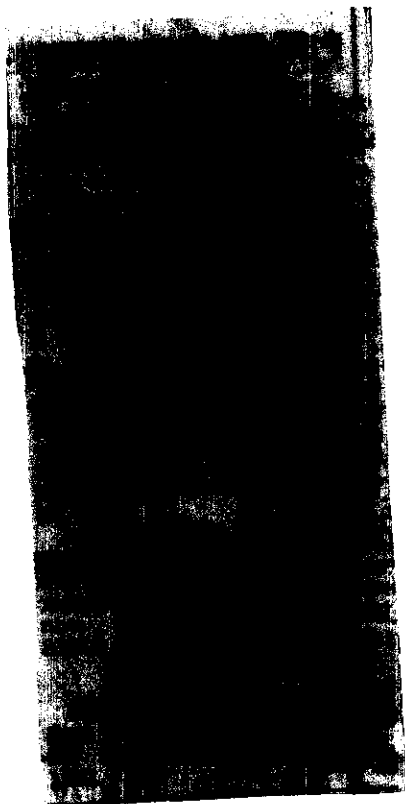
Western District

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

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NOV 22 1972

Register of Deeds
Boise, Idaho



AFFIDAVIT OF PUBLICATION

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Gary D. Cash

Subscribed and sworn to before me this 22nd day of November, 1972

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

ACT
ION

N	OWNER LAST NAME - BRYANT	FIRST NAME - TED A.		
N		CITY - CLEARWATER	STATE - ID	ZIP CODE - 83521
N	SOURCE - GREEN CREEK	TRIBUTARY OF - CLEARWATER RIVER, SOUTH FORK		
N	STAGE - STATRY CLM	PRIORITY - 08-15-1946	COUNTY - ELMORE	TOTAL DIV. RATE - .0400CFS
N	DIVERSION POINT - NENE 10 30W 04E			
N	FROM - 03-15 TO - 11-15	USE - IRRIGATION	USE DIV. RATE - .0400CFS	
N	USE - IRRIGATION	PLACE OF USE - TWN 30N RNG 04E SEC 10 TRACT NENE	AC 01 TRACT SENE	AC 01

IDENT. NO. 82-4011

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 1 82-4011
OTd No. New No.

Record

1. Original Owner: Ted A. Bryant

Present Owner: _____

2. Address:

3. City: Clearwater State: ID Zip: 835214. A. Source of Water: Green CreekB. Tributary of: ~~Clear~~ Clearwater River, South Fork5. A. Stage (A,P,L,D,S,J): J

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

C. Priority Date: 8-15-1946D. County: 39E. Total Diversion Rate: .04

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>NENE</u>	<u>10</u>	<u>30N</u>	<u>4E</u>		

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

from 3-15 to 11-15 for A purposes. Amount .04
(cfs or AC-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: A

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
30N	4E	10	1			1													2

9. A. Decree Name:

B. Decree Date:

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

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

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

December 11, 1972

Re: Claim to a Water Right No. 82-4010
" " " " " " 82-4011

Ted A. Bryant
Clearwater,
Idaho 83521

Dear Mr. Bryant:

The Department of Water Administration has completed the processing of your claims to a water right, and no further action is authorized under Section 42-225a and 42-225b, Idaho Code. Your claims 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 files, you may have that information or evidence added at any time. Please refer to your claim numbers when corresponding with this office.

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

Very truly yours,

Fred Eisenbarth
Water Resource Supervisor
Northern District

FE:CR

Enc: Copies of Claims

82 4011

November 6, 1972

Re: Claim No. 82-4010 - Ted A. Bryant
" " 82-4011 - " " "

Idaho County Free Press
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
Water Resource Supervisor
Northern District

Bill submitted 12-7-72 by CR

FE:CR

Enc: Legal Notices (2)

82 4011

ALL KINDS
OF
COMMERCIAL
PRINTING
LETTERPRESS AND OFFSET



USE FREE PRESS
CLASSIFIED ADS

"THEY GET RESULTS"



TELEPHONES:
983-1070 OR 983-1071

"PROMPT SERVICE"

STATEME

IDAHO COUNTY FREE PRESS

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

PRINTERS AND PUBLISHERS

Grangeville, Idaho 83530 Nov. 22, 197 2

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

DATE	INVOICE NO. / ITEMS	AMOUNT
Nov. 15-22	34 lines, 2 times--Not. Claim. #82-4011	\$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.

82 4011

NOTICE OF CLAIM TO A WATER RIGHT

NO. 82-4011

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has filed a claim to a water right established by diversion and application
to beneficial use of 0.04 cubic feet per second ~~acres feet per annum~~
of water from Green Creek, tributary of the S. Fork of Clearwater River
with point of diversion in the NE1/4, Sec. 10, T. 30N, R. 4E, B.M.,
Idaho County.

The water is claimed to be used from March 15 to Nov. 15 for the
irrigation of two acres
with a priority of August 15, 1946;
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Department of Water Administration, 401 Front Avenue, Coeur d'Alene, Idaho
83814.

R. KEITH HIGGINSON

Director

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on Nov. 15 and Nov. 22, 1972

82 4011

**NOTICE OF CLAIM TO A
WATER RIGHT**

No. 82-4011

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R. KEITH HIGGINSON
Director

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OK.
11-15-72
ch

82 4011