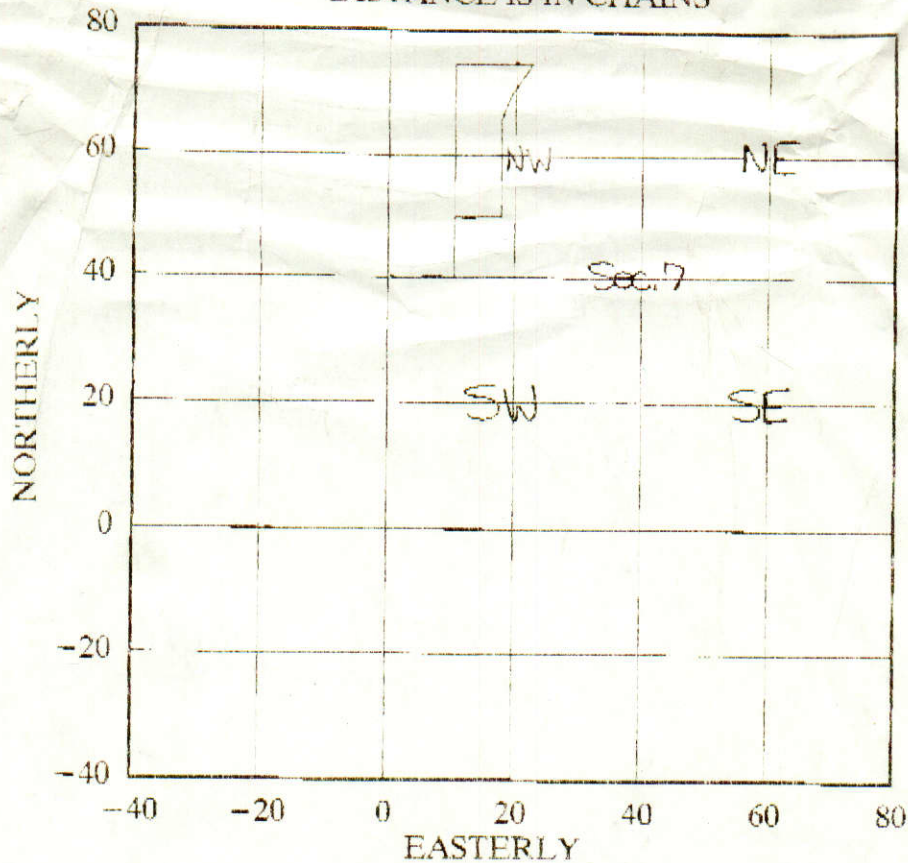


PARCEL PLOT - METES & BOUNDS
DISTANCE IS IN CHAINS

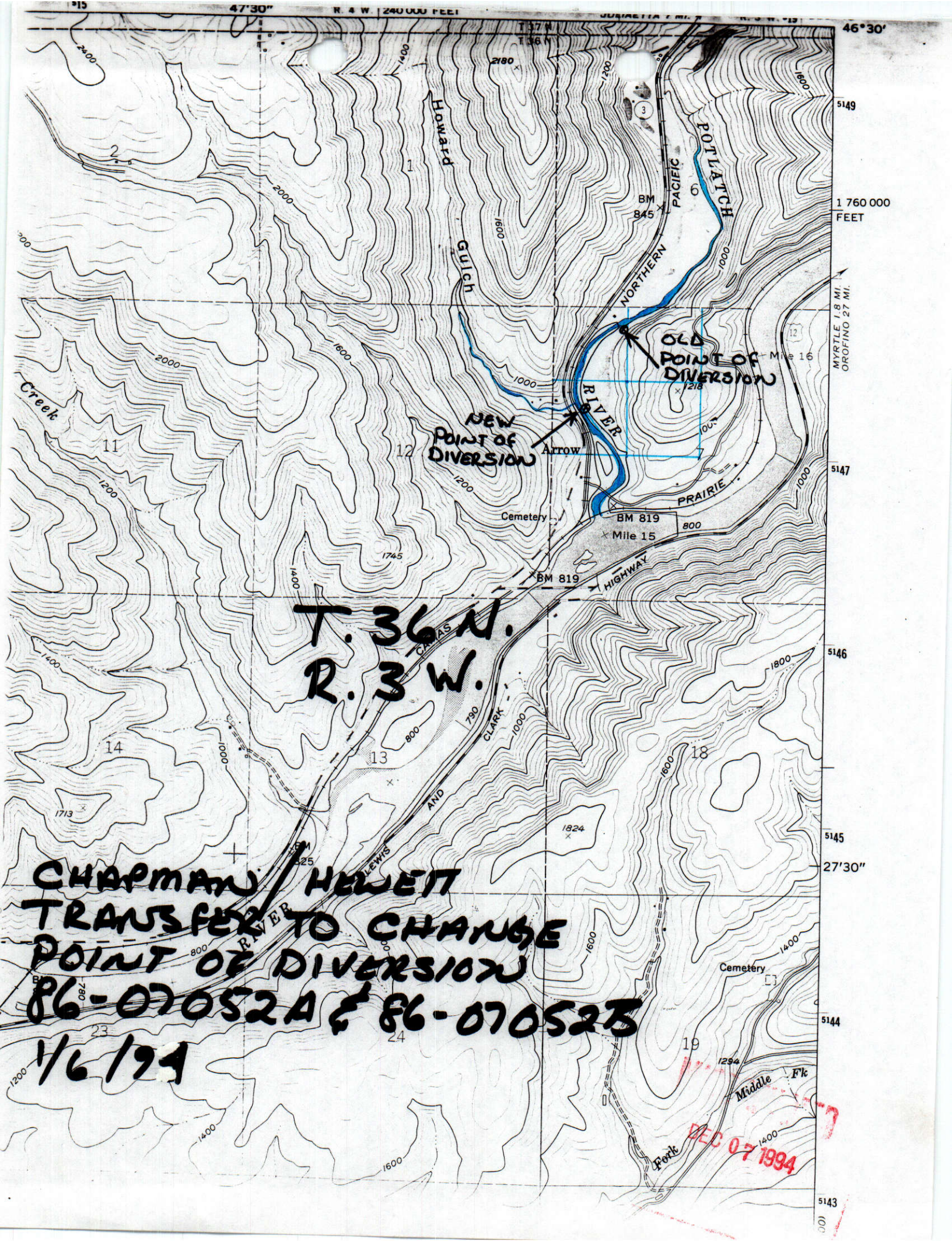


★ THE OUTLINED AREA REPRESENTS PROPERTY BOUNDARY,
NOT IRRIGATED FIELD. SEE EXHIBIT "A".

AG 4/7/94

Post-It™ brand fax transmittal memo 7671		* of pages *	
To	Al Beardslee	From	Marci Sterling
Co.	Northern	Co.	State Office
Dept.		Phone #	
Fax #		Fax #	

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DEC 07 1994



46°30'

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MYRTLE 1.8 MI.
OROFINO 2.7 MI.

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27°30"

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**T. 36 N.
R. 3 W.**

**CHAPMAN HEWETT
TRANSFER TO CHANGE
POINT OF DIVERSION
86-07052A & 86-07052B
1/6/94**

DEC 07 1994

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2.

9/8/92

B3

R-310

Don Gibbs

T-81

T537

B238

C-65

B248

T536

D004

Richard Wilhelm

25.6

A

D-46

32.3

D-64

(HEWETT)

86-07052A

B-35

B289

B331

T538

Ben Gibbs

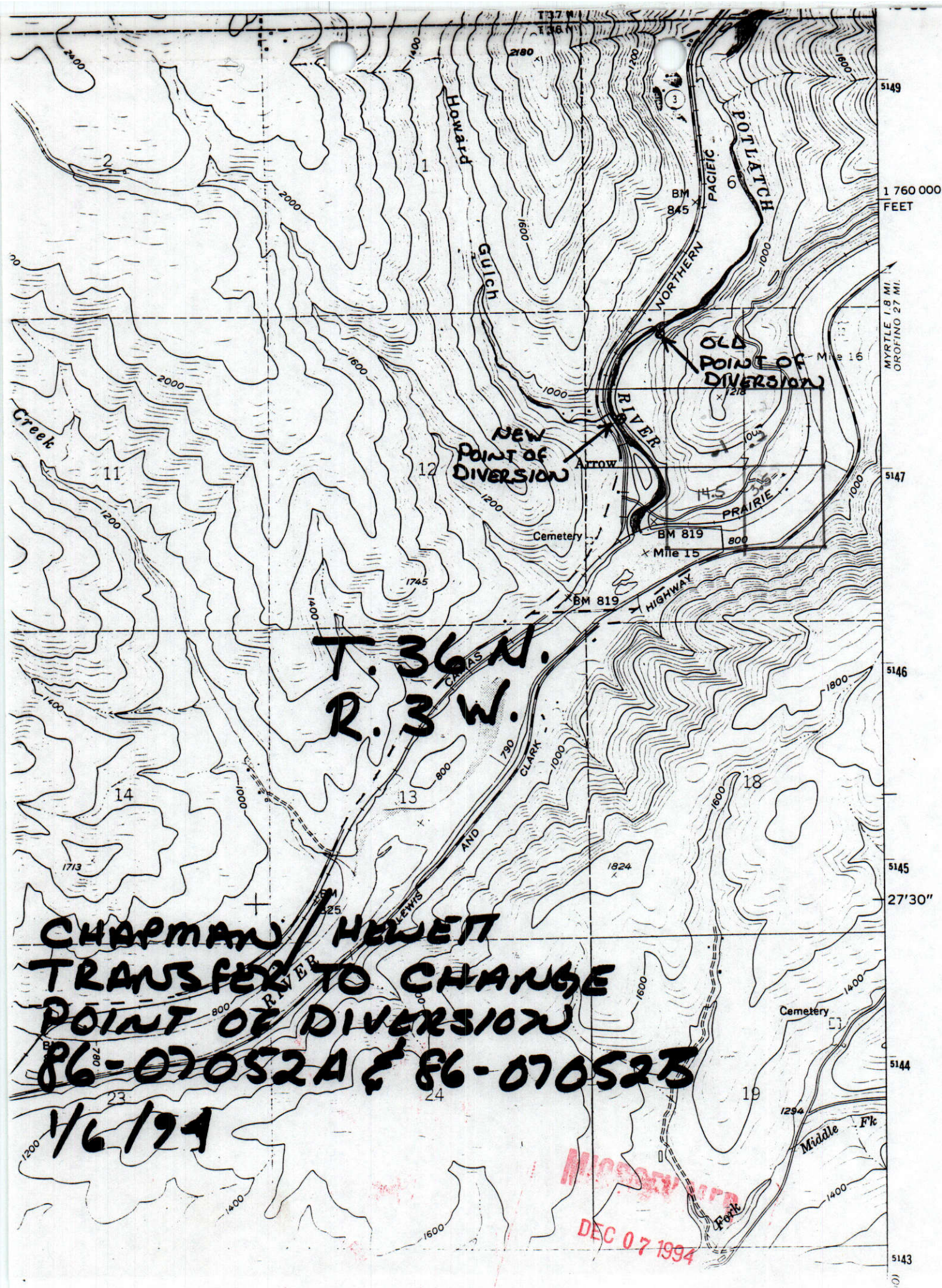
T539

CHAPMAN/HWETT
TRANSFER TO CHANGE
POINT OF DIVERGENCE

4/6/94



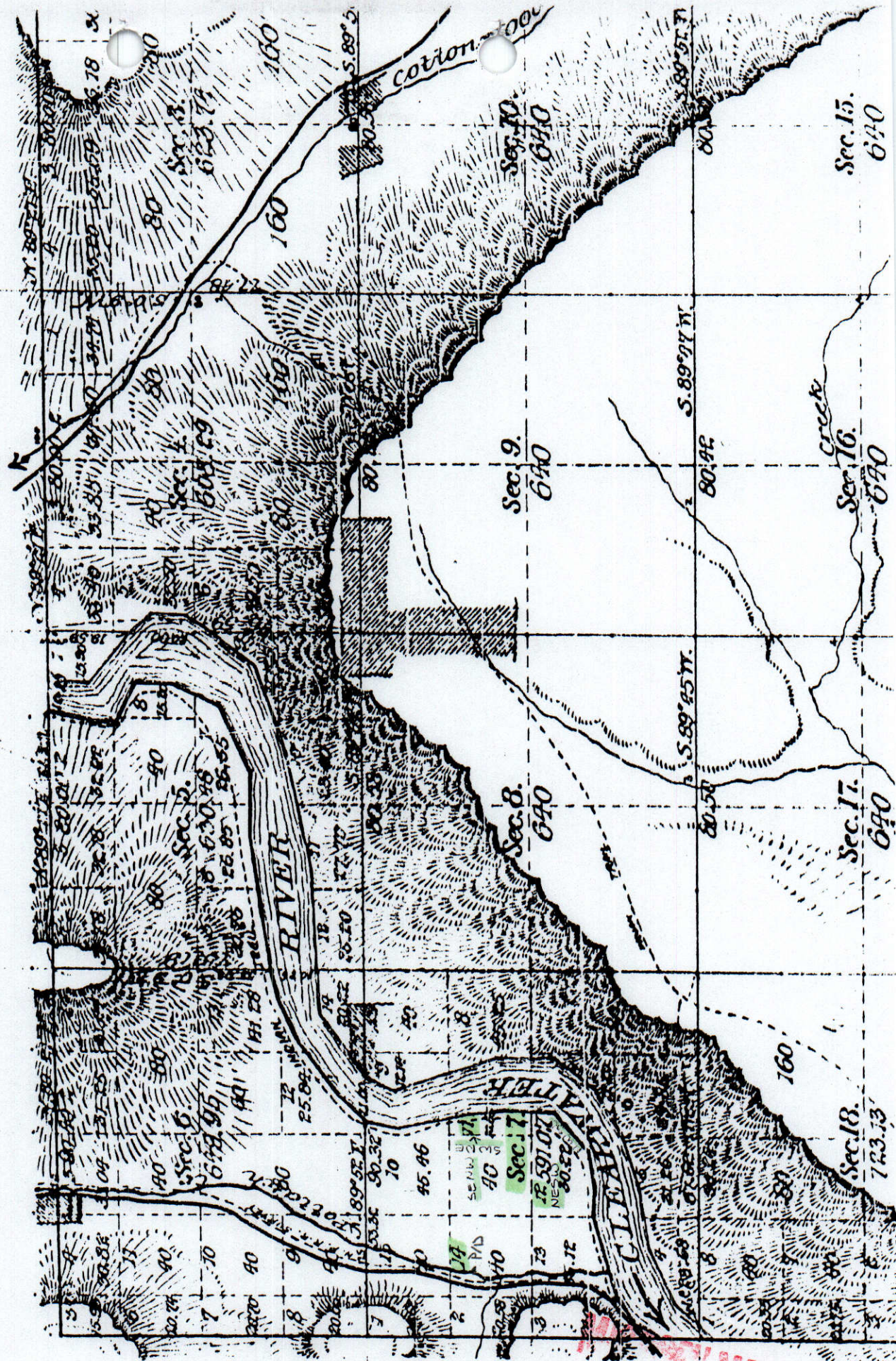
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To	Al Beardsley	From
Co.		Co.
Dept.		Phone #
Fax #	769-1454	Fax #



NEZ PERCES INDIAN LA

Township No 36 North Range No 3 West of the

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9/8/92

B3



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7
CHAPMAN
86-07052B

(Hewett)
HE 86-07052A

CHAPMAN / HEWETT
TRANSFER TO CHAPMAN
POINT OF DIVERSION
1/6/92

POINTS OF DIVERSION

LAND TO BE IRRIGATED

RIVERS & CREEKS

LEGEND

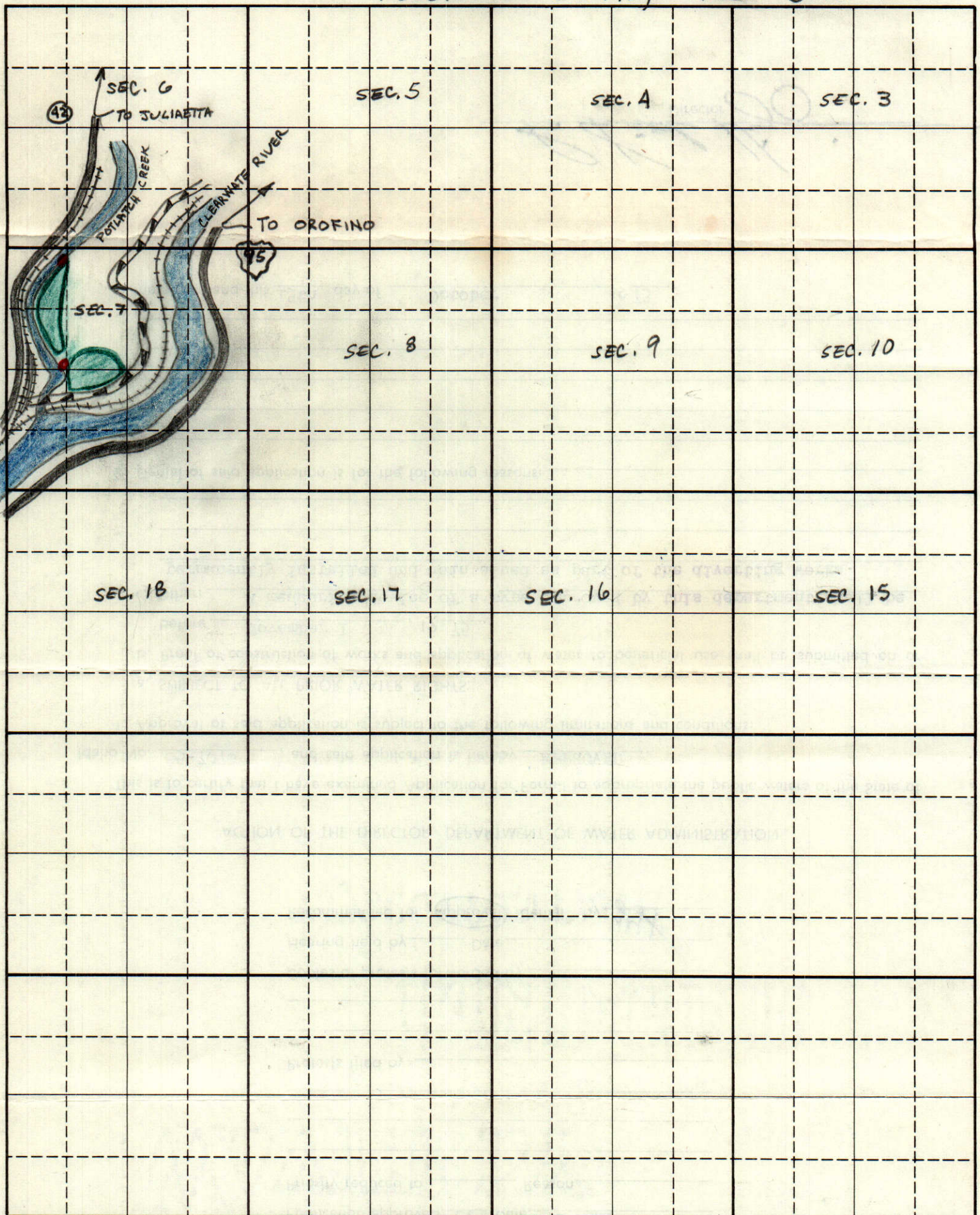
PAVED ROADS

IMPROVE ROADS

RAIL ROADS

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

TOWNSHIP 36 N., RANGE 3 W. B. M.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Lewis H Hewett
(Applicant)

85 7070

TRIBUNE PUBLISHING COMPANY, INC.

The Lewiston Morning Tribune

505 C St., P.O. Box 957

Lewiston, Idaho 83501

(208) 743-9411

Date 041494 INVOICE No. L00397527Account No. 964750Description 97527NOTICETimes 2 Lines 72

Tab Lines _____

\$ 81.00**LEGAL ADVERTISING
INVOICE**

SOLD TO:

DEPT. OF WATER RESOURCES
1910 NORTHWEST BLVD. SUITE 210
COEUR D'ALENE
ID 83814NOTICE: This is an invoice of Purchase made by you. Statement will be rendered the first of the month.
Please Retain This Invoice as Your Statement Will Refer To Invoice by No. Only.**AFFIDAVIT OF PUBLICATION**STATE OF IDAHO, ss.
County of Nez PerceKaren J. Lewis

being duly sworn,

deposes and says, I am the Legal Clerk
of the Tribune Publishing Company, a corporation organized and existing
under and by virtue of the laws of the State of Idaho, publishers of the
LEWISTON MORNING TRIBUNE, a newspaper of general circulation
published at Lewiston, Nez Perce County, Idaho; That the Lewiston
Morning Tribune is an established paper and has been published regular-
ly and issued regularly at least once a day for more than 21 consecutive
years next immediately preceding the first publication of this notice, and
has been so published uninterrupted for said period; that the**NOTICE OF APPLICATION**attached hereto and which is made a part of this affidavit was published in
the said Lewiston Morning Tribune, 2 time(s). Publication be-
ing on 040794WEEK for 2 consecutive WEEKS, the first
publication thereof being on the 040794, and the last pub-
lication thereof being on the 041494, and said**NOTICE OF APPLICATION**was so published in the regular and entire issue of said newspaper and
not in a supplement thereof and was so published in every issue and
number of the said paper, during the period and times of publication as
set forth above.Karen J. Lewis

SUBSCRIBED AND SWORN BEFORE ME THIS THE _____

day of _____ 1994

Notary Public in and for the State of Idaho,
residing at Lewiston, therein.**NOTICE OF APPLICATIONS FOR
WATER RIGHT TRANSFER NOS.**

86-7052A AND 86-7052B

NOTICE IS HEREBY GIVEN that
water right License No. 86-7052 in
the name of Lewis H. Hewett, Rt. 1
Box 54D, Juliaetta, Id. 83535 was
filed for the diversion of 0.50 Cubic
Feet per second &/or 147 Acre/Feet
of water from Potlatch Creek, tribu-
tary to the Clearwater River, with
a point of diversion in the NWNW (2
pts.) S7, T36N, R3W, NezPerce
County, used for Irrigation purposes
from 04/1 to 10/30, within the NWNW
(8 ac.), SWNW (9 ac.), SENW (10
ac.), NESW (15 ac.), S7, T36N, R3W,
NezPerce County, for a total of 42
acres. The priority date is Septem-
ber 10, 1973.The license was subsequently split
into Nos. 86-7052A and 86-7052B. Mr.
Hewett reserved 86-7052A for himself
and wishes to transfer one diversion
point and the place of use for his
portion of the above water right No.
86-7052. It is described as follows:Application for Transfer of Water
Right No. 86-7052AA diversion of 0.26 CFS &/or 73.2 A/F
of water from Potlatch Creek, tribu-
tary to the Clearwater River, with
a diversion in the SWNW, S7, T36N,
R3W, NezPerce County, used for Ir-
rigation purposes from 04/01 to 10/30,
within the SWNE (0.2 ac.), SENW
(0.1 ac.), NESW (14.5 ac.), NWSE
(3.5 ac.), S7, T36N, R3W, NezPerce
County, for a total of 18.3 acres. The
priority date is September 10, 1973.Mr. Dick Chapman, 1045 Ripon Ave.,
Lewiston, Id. 83501, is now the owner
of License No. 86-7052B and he
wishes to transfer one diversion
point and the place of use of his por-
tion of the above water right No. 86-
7052. It is described as follows:Application for Transfer of Water
Right No. 86-7052BA diversion of 0.24 CFS &/or 69.6 A/F
of water from Potlatch Creek, tribu-
tary to the Clearwater River, with
a diversion in the SWNW, S7, T36N,
R3W, NezPerce County, used for Ir-
rigation purposes from 04/01 to 10/30,
within the NENW (0.5 ac.), NWNW
(6.8 ac.), SWNW (10.1 ac.), S7, T36N,
R3W, NezPerce County, for a total of
17.4 acres. The priority date is Sep-
tember 10, 1973.(For additional information concern-
ing the property locations, call the
Northern Regional Office at 760RECEIVED
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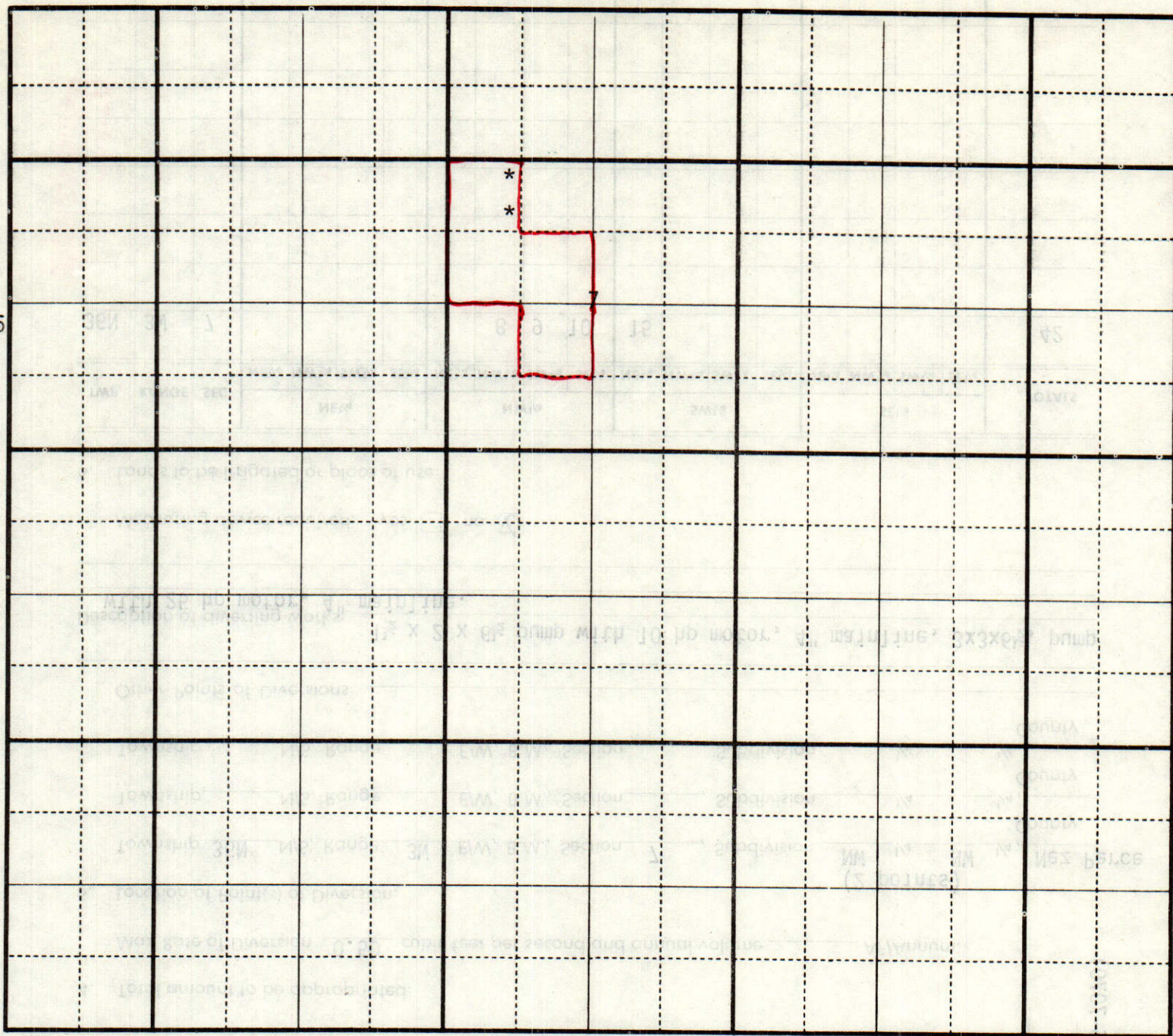


Diagram of System

Other uses: _____

Period of use: from _____ to _____ (year-month-day inclusive)

Amount: _____ (unit of use)

Period of use: from _____ to _____ (year-month-day inclusive)

Amount: _____ (unit of use)

Period of use: from _____ to _____ (year-month-day inclusive)

Amount: _____ (unit of use)

Period of use: from _____ to _____ (year-month-day inclusive)

Amount: _____ (unit of use)

3. Water will be used for the following purposes:

Source of water supply: ☐ Groundwater ☐ Surface water ☒ Potable water (city, state, etc.)

Person to contact: _____

Post office address: _____

Home address: _____

Name of person to be contacted: _____

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Application	86-07052	Lewis H Hewett	0.50

SPLIT INTO PARTS A & B BY TRANSFER #4325+4326

Partial Assignment	86-07052A	Lewis H Hewett (T#4325)	0.26
Partial Assignment	86-07052B	Dick Chapman (T#4326)	0.24

DEC 07 1994

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE)
MEASUREMENT DEVICE CONDITION OF)
APPROVAL FOR TRANSFER NO. 4326)
IN THE NAME OF DICK CHAPMAN)
_____)

ORDER

WHEREAS, the Department of Water Resources (department) has issued the above captioned water right transfer of water right no. 86-07052B with a condition of approval requiring the right holder to maintain a measuring device on the diverting works; and

WHEREAS, the department has determined that there is no watermaster regulation of the water in question; and

WHEREAS, the department has determined that the measuring device is not necessary for suitable control of the water;

IT IS THEREFORE, HEREBY ORDERED that the condition of approval is changed to read as follows:

After specific notification by the department, the right holder shall install a suitable measuring device or shall enter an agreement with the department to determine the amount of water diverted from power records and shall annually report information to the department.

Dated this 21st day of August, 1995.



L. GLEN SAXTON
Chief, Water Allocation Bureau

RECORDED

NOV 16 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4326
WATER RIGHT NO. 86-07052B

This is to certify that: **DICK CHAPMAN**
1045 RIPON AVE
LEWISTON ID 83501

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/01 to 11/30	0.24 CFS	69.6 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
POTLATCH RIVER	CLEARWATER RIVER

Priority: 09/10/1973

LOCATION OF POINT(S) OF DIVERSION: Lot 14(SWNW), Sec. 7, Township 36N, Range 03W
NEZ PERCE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
36N	03W	7	Lot 10(NENW) 0.5	Lot 15(NWNW) 6.8	Lot 14(SWNW) 10.1	17.4
Total number of acres irrigated:						17.4

CONDITIONS/REMARKS:

1. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
3. Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
5. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

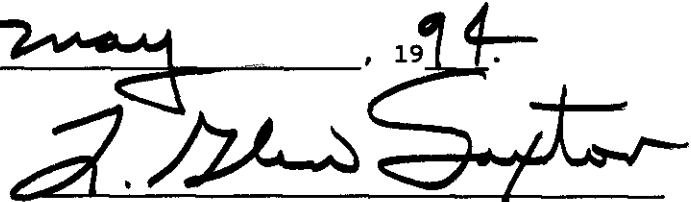
DEC 07 1994

TRANSFER NO. 4326
WATER RIGHT NO. 86-07052B

CONDITIONS/REMARKS:

6. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Dated this 10th day of May, 1994.


Chief, Water Alloc. Bureau

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MAY 10 1994

Page 1 of

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

Transfer No. 86-070528
4326

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

RECEIVED
MAY 02 1994

Name of applicant DICK CHAPMAN Phone 743-5578 Department of Water Resources

Post Office address 1045 RIVON AVE LEWISTON ID 83501

A. PURPOSE OF TRANSFER

- ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
- Describe the reason for the proposed changes CHANGE POINT OF DIVERSION AS A RESULT OF THE SALE OF A PORTION OF PROPERTY ORIGINALLY LISTED ON 86-07052.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|------------------|----------------|-----------------------|-------------------|----------------------------|
| <u>86-070528</u> | <u>9/10/73</u> | <u>0.24</u> | <u>IRRIGATION</u> | <u>4/1</u> to <u>10/30</u> |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
- Total amount of water being transferred 0.24 cubic feet per second and/or 69.6 acre-feet per annum.
- Source of water POTLATCH RIVER tributary to CLEARWATER RIVER
- Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
<u>14</u>		<u>SW</u>	<u>NW</u>	<u>7</u>	<u>36N</u>	<u>3W</u>	<u>NEZ PERCE</u>	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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>36N</u>	<u>3W</u>	<u>7</u>					<u>Lot 10</u>	<u>Lot 13</u>	<u>Lot 14</u>										<u>17.4</u>

Total acres 17.4

PART 1**6. General Information:**

a. Description of diversion system ~~TO BE~~ PUMP IRRIGATION SYSTEM

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? X Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes. SEE AGREEMENT ITEM #II.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

SEPARATE IRRIGATION SYSTEMS WILL BE USED.

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

DEC 07 1994

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 86-07052

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/30	0.50 CFS	147.0 AF
<u>SOURCE</u>	<u>TRIBUTARY OF</u>		
POTLATCH RIVER	CLEARWATER RIVER		

Priority: 09/10/1973

LOCATION OF POINT(S) OF DIVERSION:NWNW , Sec. 7, Township 36N, Range 03W
NEZ PERCE CountyPLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
36N 03W 7	NWNW 8	SWNW 9	SENW 10	
	NESW 15			42
Total number of acres irrigated:				42

CONDITIONS/REMARKS:

1. A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.
2. 2 P/D IN NWNW, S7, T36N, R3W.

DEC 07 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 86-07052 issued by the Idaho Department of Water Resources.
- c. Claim No. A86-07052B on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☒ Other AGREEMENT

3. Source of water POTLATCH RIVER tributary to CLEARWATER RIVER

4. Date or priority 9/10/73

5. Water is used for the following purpose:

amount 0.50 for IRRIGATION purposes from 4/1 to 10/30
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right _____ cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NW	7	36N	36W	BLAKE PERCE	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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	
36N	36W	7						8	9	10	15								42

Total acres 42

9. Describe any other water rights used for the same purpose as described above _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

NO

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.24 for IRRIGATION purposes from 4/1 to 10/30
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		<u>SW</u>	<u>NW</u>	<u>7</u>	<u>36N</u>	<u>3W</u>	<u>NEB PERCE</u>	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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>36N</u>	<u>3W</u>	<u>7</u>					<u>.5</u>	<u>6.8</u>	<u>10.1</u>										<u>17.4</u>

Total acres 17.4

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount 0.26 for IRRIGATION purposes from 4/1 to 10/30
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____

2. Point(s) of Diversion:

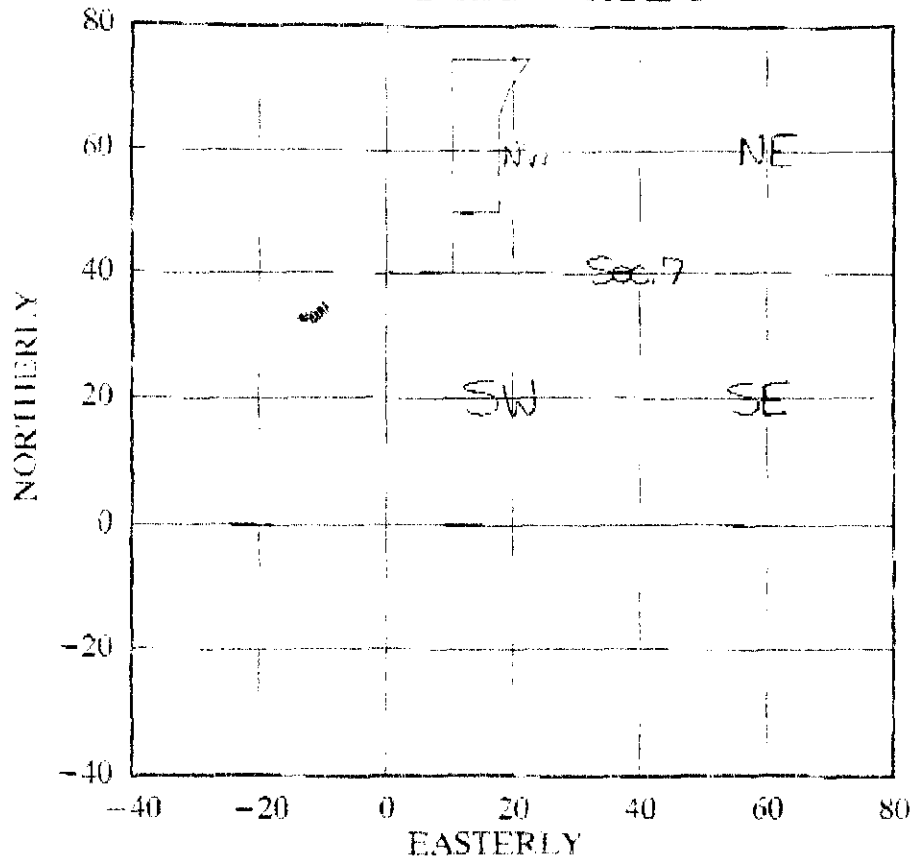
Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		<u>SW</u>	<u>NW</u>	<u>7</u>	<u>36N</u>	<u>3W</u>	<u>NEB PERCE</u>	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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>36N</u>	<u>3W</u>	<u>7</u>			<u>.2</u>					<u>.1</u>	<u>14.5</u>				<u>3.5</u>				<u>18.3</u>

Total acres 18.3

PARCEL PLOT - METES & BOUNDS
DISTANCE IS IN CHAINS



★ THE OUTLINED AREA REPRESENTS PROPERTY BOUNDARY,
NOT IRRIGATED FIELD. SEE EXHIBIT "A".

AS 1/7/94

Post-It [®] brand fax transmittal memo 7871		* of pages *
To	Mr. Beardslee	
Co.	Northern	
Dept.		
Fax #		
From	Mona Sterling	
Co.	State Office	
Phone #		
Fax #		

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FEB 07 1994

EXHIBIT "A"

SITUATE IN THE COUNTY OF NEZ PERCE, STATE OF IDAHO, TO-WIT:

A parcel of property within the South 3/4 of Government Lot 15 and a part of the Northwest Quarter of Government Lot 14 within Section 7, Township 36 North, Range 3 West of the Boise Meridian, Nez Perce County, Idaho, which parcel is more particularly described from a survey as follows:

Beginning at the West Quarter corner; thence North 89° 34' 05" East 689.876 feet to the Southwest corner of Lot 14; thence North 0° 06' 12" West 648.861 feet to the Southwest corner of the Northwest Quarter of Lot 14, which is the initial point of beginning; thence North 0° 06' 12" West 648.861 feet to the Northwest corner of Lot 14; thence North 0° 06' 12" West 973.301 feet to the Northwest corner of the Southwest Quarter of the Northwest Quarter of Lot 15, which point is the Southwest corner of Indian Allotment No. 518; thence North 88° 56' 02" East 809.492 feet along the South line of said Allotment No. 518 to the Northwestern line of the property described in the Deed to Gene R. Wightman et. ux., recorded May 29, 1979 as Document No. 425485 Nez Perce County Records; thence South 33° 17' 29" West (record South 33° 12' West) along said Northwestern line of said Wightman property a distance of 413.052 feet to the most Westerly corner of said Wightman property, said point also being the most Northerly corner of the property described in the Deed to Brent L. Clovis, recorded March 27, 1992 as Document No. 559633 Nez Perce County Records; thence South 20° 34' 49" West (record South 20° 23' West) along the Northwestern line of said Clovis property a distance of 285.198 feet (record 285.34 feet) to a corner of said Clovis property; thence South 0° 54' 31" East (record South 1° 08' East) along the Westerly line of said Clovis property a distance of 844.680 feet (record 844.99 feet) to the most Southerly corner of said Clovis property; thence South 4° 06' 15" West (record South 4° 38' 10" West) a distance of 152.921 feet (record 152.84 feet) to a point; thence South 12° 33' 21" East (record South 12° 45' 11" East) a distance of 23.198 feet (record 37.85 feet) to a point of intersection with the South line of the Northwest Quarter of Lot 14, said point also being the most Westerly corner of the property described in the Deed to Bruce D. Maytum et. ux., recorded June 13, 1991 as Document No. 551479 Nez Perce County Records; thence South 89° 23' 12" West along said South line of the Northwest Quarter of Lot 14 a distance of 486.973 feet to the initial point of beginning.

EXCEPT any portion lying within Highway No. 3 and Railroad Right of Way.

DEC 07 1994

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OROFINO 27 MI.

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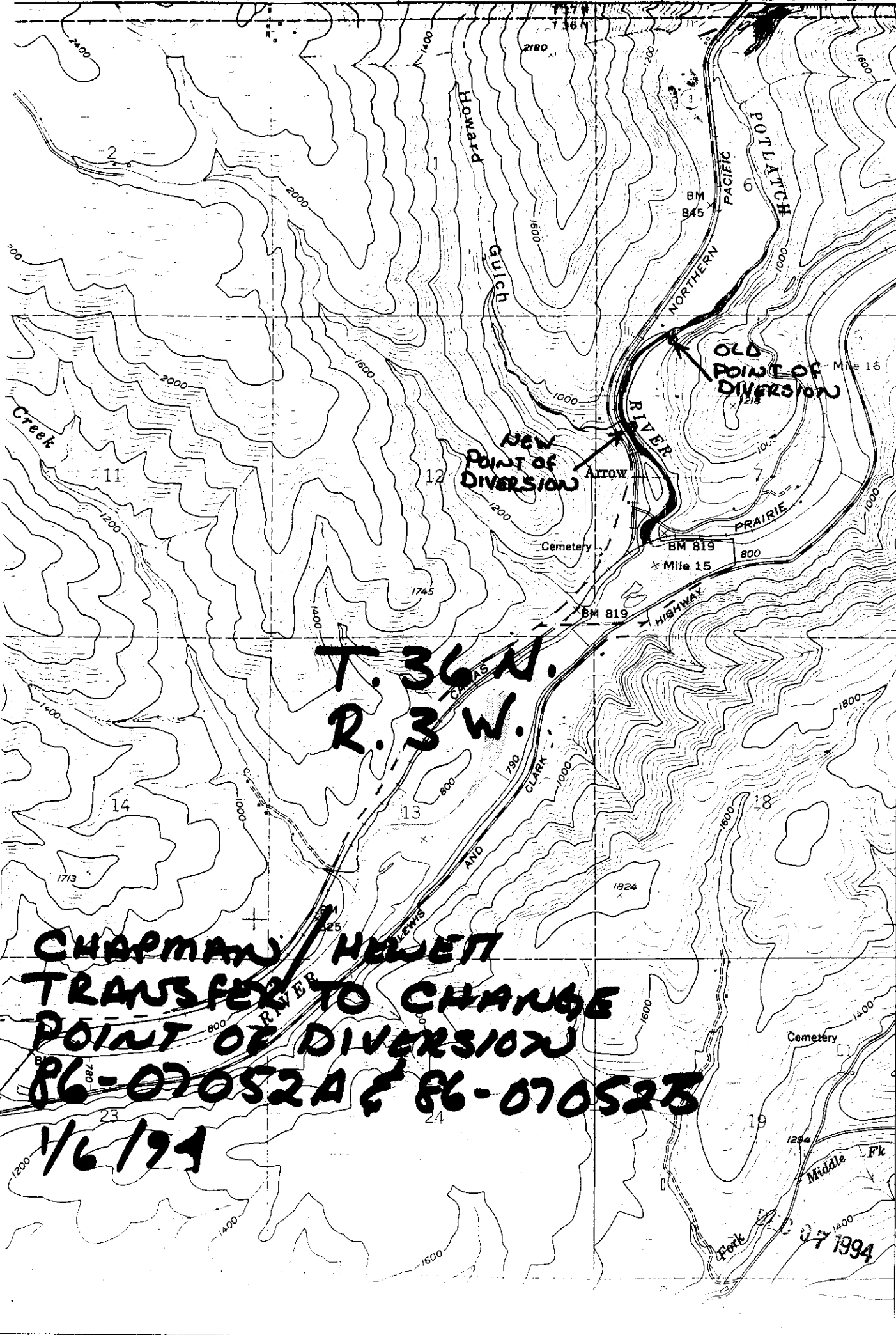
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27'30"

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T. 36 N.
R. 3 W.

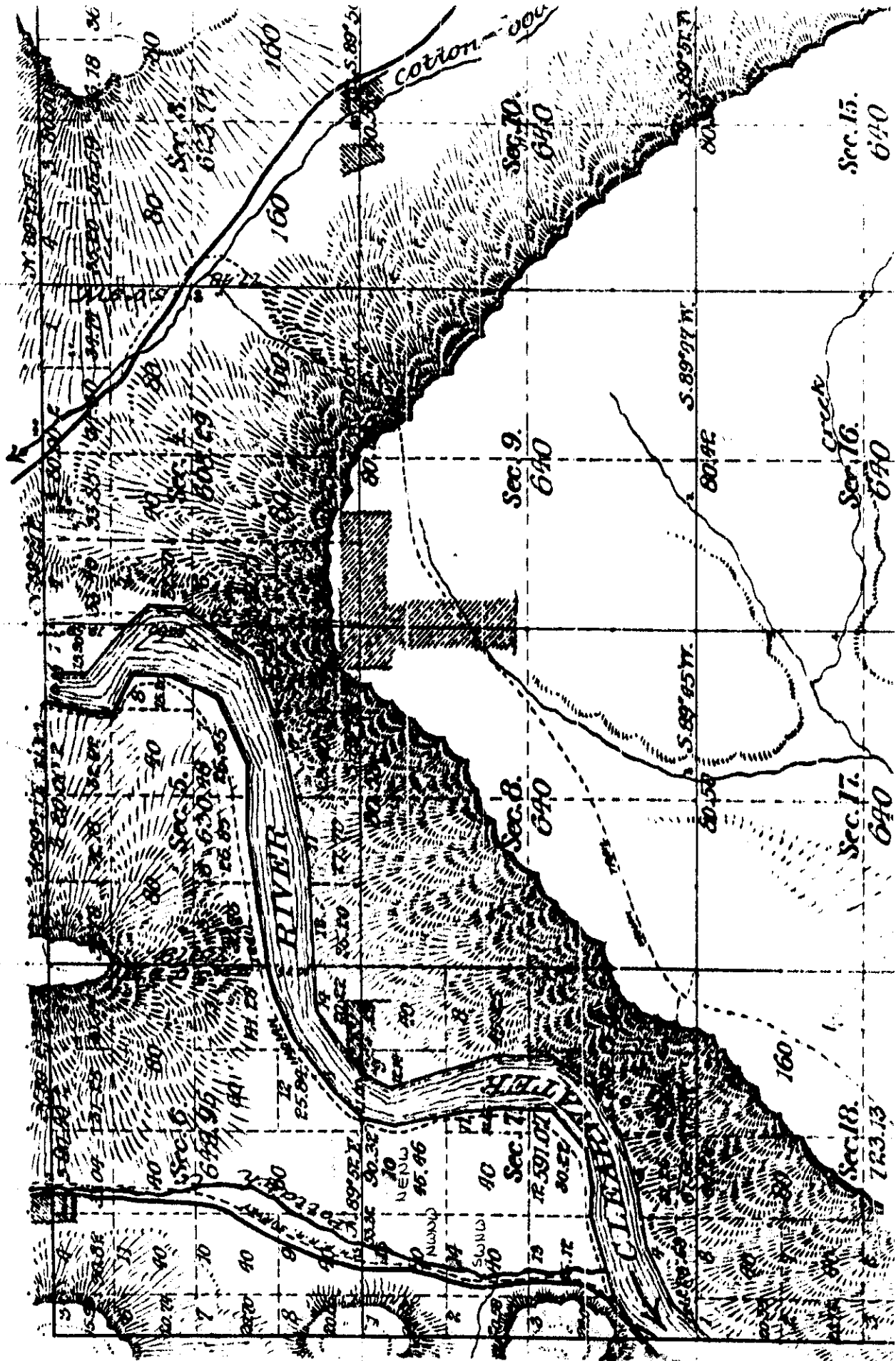
CHAPMAN / HEWETT
TRANSFER TO CHANGE
POINT OF DIVERSION
86-07052A & 86-07052B

1/6/94

07 1994

Township No 36 North Range No 3 West of the

G f F e E d D c



DEC 07 1994

T#4326 28

9/8/92

B

1/6
12/7
CHAPMAN
86-07052-5

Don Gibbs

T537

B238

Richard
Wilhelm

T536

D004

25.6

D-46

32.3

D-64

(CHOWEN)
H-86-07052-A
HARVEY INC.

B331

T538

B289

Ben
Gibbs

T539

CHAPMAN/HENET
TRANSFER TO CHARGE
POINT OF DIVERGENCE

4/6/94



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.**

A large grid of dashed lines representing a map for drawing a diversion point or place of use. The grid is composed of horizontal and vertical dashed lines forming a series of squares. The grid is approximately 10 units wide and 10 units high, with a larger square in the bottom right corner.

DEC 07 1994

PART 3**B. CHANGES IN NATURE OF USE**

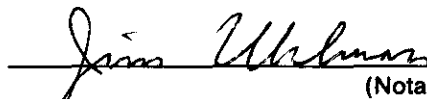
1.	<u>New Nature of Use</u>	<u>Amount (cfs/ac-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
				to _____
				to _____
2.	Quantity and quality of return flows and location of discharge:			
3.	Describe effects on other water uses resulting from the proposed change:			

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.


(Signature of Applicant)

Subscribed and sworn to before me this 17th day of March, 19 94.


(Notary Public)

My commission expires 4-28-94

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments	
Received by _____ Date _____	Protest filed by _____
Prelim. check by _____ Fee _____	
Receipted by <u>AB</u> <u>10-7452</u> Date <u>3-18-94</u>	
Published in _____	Copies of protest forwarded by _____
Pub. dates _____	Hearing held by _____ Date _____
Watermaster recommendation requested on _____	Recommended for ☐ approval ☐ denial
_____ rec'd. _____	by _____
Copy of transfer sent to lien holder _____	

DEC 07 1994

Print Key Output

Page 1

5738SS1 V2R3M0 931217

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05/06/94

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User INQUIRY

PARCEL MASTER INQUIRY

PARCEL RP	36N03W073299 A	CAT YR	QUANTITY	UNIT	VALUE
EFFECTIVE DATE	12684	18 93	4990	AC	13500

NAME AND ADDRESS CHARMAN DICK A & MARLENE A
1045 RIFON AVE
LEWISTON ID 83501

LEGAL 735.0-300.00
#6940

7 36 3W

CODE AREA 06001 TYPE 66 LOCATION 3272
PREVIOUS PARCEL # WORKFILE
COMMENTS BOE 90

PROP ADDR

4990 *** 13500
COMMAND KEYS: 1=TAX
2=WKFILE 3=MASTER 5=SPEC
7=EOJ 10=ENTRY 11=UPDAT
12=NX PG 13=NAME 14=ADDRS
ENTER COMMAND OR PARCEL #
PARCEL--> RP 36N03W073299 A

RECEIVED

MAY 09 1994

Department of Water Resources

DEC 07 1994

Print Key Output

Page 1

5738831 U2R3M0 931217

NPCOUNTY

05/06/94

09:30:36

Display Device A2

User INQUIRY

PARCEL MASTER INQUIRY

PARCEL RP 36N03W073301 A

CAT YR

QUANTITY UNIT

VALUE

EFFECTIVE DATE 10193 EXPIRE DATE

1 87

20000 AC

4800

NAME AND ~~CHAPMAN DICK A A MARLENE A~~

ADDRESS 1045 RIPON AVE

LEWISTON ID 83501

LEGAL 735.0-300.00

±7725 OF NW1/4

7 36 3W

20000 ***

4800

COMMAND KEYS:

1=TAX

CODE AREA 06001 TYPE 66 LOCATION 3230

2=WKFILE

3=MASTER

5=SPEC

PREVIOUS PARCEL # RP36N03W072581A

WORKFILE

7=EOJ

10=ENTRY

11=UPDAT

COMMENTS ADJ LAND 3310

12=NX PG

13=NAME

14=ADDRS

ENTER COMMAND OR PARCEL #

PROP ADDR

PARCEL--> RP 36N03W073301 A

RECEIVED

MAY 09 1994

Department of Water Resources

DEC 07 1994

Print Key Output

Page 1

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05/06/94

09:30:47

Display Device : A2

User : INQUIRY

PARCEL MASTER INQUIRY

PARCEL RP 36N03W073306 A	CAT YR	QUANTITY UNIT	VALUE
EFFECTIVE DATE 10193 EXPIRE DATE	18 87	4590 AC	7200

NAME AND ~~CHAPMAN DICK A & MARLENE A~~
 ADDRESS 1045 RIPON AVE
 LEWISTON ID 83501

LEGAL 735.0-300.00
 PT OF #5951 7 36 3W

CODE AREA 06001 TYPE 66 LOCATION 3273	4990 *** <i>Acres</i> 7200
PREVIOUS PARCEL # RP36N03W072581A WORKFILE	COMMAND KEYS: 1=TAX
COMMENTS	2=WKFILE 3=MASTER 5=SPEC
	7=EOJ 10=ENTRY 11=UPDAT
	12=NX PG 13=NAME 14=ADDRS
PROP ADDR	ENTER COMMAND OR PARCEL #
	PARCEL--> RP 36N03W073306 A

RECEIVED

MAY 09 1994

Department of Water Resources

DEC 07 1994

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Page 1

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05/06/94

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User INQUIRY

PARCEL MASTER INQUIRY

PARCEL RP 36N03W073310 A	CAT YR	QUANTITY	UNIT	VALUE
EFFECTIVE DATE 10194 EXPIRE DATE	1 93	2689	AC	645

NAME AND ADDRESS CHAPMAN DICK A & MARLENE A
1045 RIPON AVE
LEWISTON ID 83501

LEGAL 735.0-300.00
#7787 OF LOTS 1 & 2 7 36 3W

CODE AREA 06001	TYPE 66	LOCATION 3230	2689 *** <i>ser</i> 645
PREVIOUS PARCEL # RP36N03W073780T	WORKFILE	COMMAND KEYS	1=TAX
COMMENTS ADJ LAND 3301		2=WKFILE 3=MASTER	5=SPEC
		7=EOJ 10=ENTRY	11=UPDAT
		12=NX PG 13=NAME	14=ADDRS
PROP ADDR		ENTER COMMAND OR PARCEL #	
		PARCEL--> RP 36N03W073310 A	

RECEIVED

MAY 09 1994

Department of Water Resources

07 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 36N Range 3W
Section 7, NW 1/4 of NW 1/4 of _____ 1/4 Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR: PORTION OF A86-07052 (A86-07052B)

☐ Name and Address of Former Owner/Claimant(s)(Seller): RON/LEWIS HEWETT
Box 91

☐ New Owner/Claimant (Purchaser): LAPWAL, ID 83540
DICK CHAPMAN

☐ New Mailing Address: 1045 RIFON AVE.
LEWISTON, ID 83501

☐ New Telephone Number: (208) 743-5548

☒ Does the change in ownership result in a splitting of the water right owned/claimed? X yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
12.4 ACRES LOCATED WITHIN NW 1/4 NW 1/4 SEC.
7, TWP. RGE.

☐ Attach proof of ownership, describe proof attached: AGREEMENT
WARRANTY DEED

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s): [Signature] Date 9/8/92

☐ Signature of Former Owner/Claimant(s): [Signature] Date 9/8/92

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:
Initial Review and Data-Entry
Date _____ By _____
Further Action Needed:
Further Action Taken
Date _____ By _____
Final Review and Data-Entry
Date _____ By _____
Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

DEC 07 1994

743.5548

8/25/92
A86-07052B

AGREEMENT

THIS AGREEMENT, entered into this 14th day of August, 1992, by and between LEWIS H. HEWETT and MAXINE HEWETT, husband and wife, hereinafter referred to as "HEWETTS", and DICK A. CHAPMAN and MARLENE A. CHAPMAN, husband and wife, hereinafter referred to as "CHAPMANS",

RECITALS

1. The parties are presently entering into two separate transactions whereby CHAPMANS are purchase from HEWETTS an approximately five (5) acre parcel of real property and an approximate twenty (20) acre parcel of real property, both parcels being located in Nez Perce County, State of Idaho.

2. In conjunction with said purchase, the parties have reached certain additional agreements which agreements the parties desire be reduced to writing.

NOW, THEREFORE, IN CONSIDERATION of completion of the purchase of the real property by CHAPMANS from HEWETTS, and in further consideration of the mutual covenants herein contained, the parties agree as follows:

I.

In order to gain access from public right of way to the real property known to the parties as "the twenty-acre parcel", and described in full on Exhibit A, attached hereto and by this reference incorporated herein, it is necessary to obtain an easement across other real property owned by HEWETTS, together with an easement across certain indian trust ground known as "Allotment

DEC 07 1994

PART 3**B. CHANGES IN NATURE OF USE**

1.	<u>New Nature of Use</u>	<u>Amount (cfs/ac-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
				to _____
				to _____
2.	Quantity and quality of return flows and location of discharge:			
3.	Describe effects on other water uses resulting from the proposed change:			

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

X Louis H. Hewett
(Signature of Applicant)

Subscribed and sworn to before me this 27th day of January, 1994.

Anne E. Green
(Notary Public)

My commission expires 9/10/98

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments	
Received by <u>[Signature]</u> Date <u>9/22/94</u>	Protest filed by _____
Prelim. check by <u>[Signature]</u> Fee <u>\$30.00 (N746)</u>	
Receipted by <u>[Signature]</u> Date <u>1/28/94</u>	
Published in _____	Copies of protest forwarded by _____
Pub. dates _____	Hearing held by _____ Date _____
Watermaster recommendation requested on _____	Recommended for ☐ approval ☐ denial
_____ rec'd. _____	by _____
Copy of transfer sent to lien holder _____	

DEC 07 1994

Print Key Output

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Page 1
05/06/94 09:28:41

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User : INQUIRY

PARCEL MASTER INQUIRY

PARCEL RP 36N03W072583 A

EFFECTIVE DATE 10194 EXPIRE DATE

CAT YR

QUANTITY UNIT

VALUE

1 94

8658 AC

2078

5 87

8550 AC

103

NAME AND HEWETT LEWIS H

ADDRESS RT 1 BOX 54-D

JULIAETTA ID 83535

LEGAL 735.0-300.00

PT OF #5951

7 36 3W

(EXCEPT 7793 THEREOF)

CODE AREA 06001 TYPE 66 LOCATION 1210

PREVIOUS PARCEL # RP36N03W072582T

WORKFILE

COMMENTS

PROP ADDR

17208 ***

2181

COMMAND KEYS:

1=TAX

2=WKFILE

3=MASTER

5=SPEC

7=EOJ

10=ENTRY

11=UPDAT

12=NX PG

13=NAME

14=ADDRS

ENTER COMMAND OR PARCEL #

PARCEL--> RP 36N03W072583 A

RECEIVED

MAY 09 1994

Department of Water Resources

DEC 07 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 36N Range 3W
Section 7, NW 1/4 of NW 1/4 of 1/4 Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

[] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

[] Water Right Number(s)
Assigned by IDWR: PORTION OF A86-07052 (A86-07052B)

[] Name and Address of Former
Owner/Claimant(s)(Seller): RON/LEWIS HEWETT
Box 91

[] New Owner/Claimant
(Purchaser): LAPWAI, ID 83540
DICK CHAPMAN

[] New Mailing Address: 1045 RIFON AVE.
LEWISTON, ID 83501

[] New Telephone Number: (208) 743-5548

[] Does the change in ownership result in a splitting of the water right owned/claimed? X yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
17.4 ACRES LOCATED WITHIN NW 1/4 NW 1/4 SEC.
7, TWP. RGE.

[] Attach proof of
ownership, describe
proof attached: AGREEMENT
WARRANTY DEED

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

[] Signature of New Dick Chapman Date 9/8/92
Owner/Claimant(s)

[] Signature of Former Ronald A. Hewett Date 9/8/92
Owner/Claimant(s):

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:
Initial Review and Data-Entry
Date _____ By _____
Further Action Needed
Further Action Taken
Date _____ By _____
Final Review and Data-Entry
Date _____ By _____
Claim Numbers of Split, if any:

DEC 07 1994

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

T#4325

702.5548

8/25/92
486-07052B

AGREEMENT

THIS AGREEMENT, entered into this 14th day of August, 1992, by and between LEWIS H. HEWETT and MAXINE HEWETT, husband and wife, hereinafter referred to as "HEWETTS", and DICK A. CHAPMAN and MARLENE A. CHAPMAN, husband and wife, hereinafter referred to as "CHAPMANS",

RECITALS

1. The parties are presently entering into two separate transactions whereby ~~CHAPMANS~~ are purchase from HEWETTS an approximately five (5) acre parcel of real property and an approximate twenty (20) acre parcel of real property, both parcels being located in Nez Perce County, State of Idaho.

2. In conjunction with said purchase, the parties have reached certain additional agreements which agreements the parties desire be reduced to writing.

NOW, THEREFORE, IN CONSIDERATION of completion of the purchase of the real property by CHAPMANS from HEWETTS, and in further consideration of the mutual covenants herein contained, the parties agree as follows:

I.

In order to gain access from public right of way to the real property known to the parties as "the twenty-acre parcel", and described in full on Exhibit A, attached hereto and by this reference incorporated herein, it is necessary to obtain an easement across other real property owned by HEWETTS, together with an easement across certain indian trust ground known as "Allotment

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No. 124", the primary beneficiary of which is Edith B. George. The parties acknowledge that HEWETTS have granted to CHAPMANS an access easement from Arrow Highline Road to the indian trust property. Further, HEWETTS have obtained a letter stating that it is the intention of Edith B. George to grant reciprocal easements across their respective properties. The original of said letter has been delivered to CHAPMANS. A copy of said letter is attached hereto as Exhibit B, and by this reference is incorporated herein. The parties specifically agree that it shall be the responsibility of CHAPMANS to obtain a proper easement through The United States Government across the indian trust ground. To facilitate the granting of such easement, HEWETTS agree to grant an easement across the real property they presently own to the beneficiaries of the indian trust ground at such time as said beneficiaries and The United State Government agree to grant the easement to CHAPMANS.

II.

The parties further agree that HEWETTS presently have State of Idaho water rights out of Potlatch Creek for the twenty-acre parcel described on ~~Exhibit A~~, together with other real property owned by HEWETTS. It is the intention of the parties that such portion of the water rights which has been historically used on the twenty-acre parcel shall be transferred from HEWETTS to ~~CHAPMANS~~. The parties agree to cooperate in making such transfer with the State of Idaho which shall recognize that the historic use of water on the twenty-acre parcel shall hereafter be owned by CHAPMANS. The remaining portion of the water rights shall be retained by HEWETTS.

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further, the parties agree to cooperate in the relocation of the diversion pump on Potlatch Creek in order that HEWETTS may utilize the remaining portion of their present water rights to water HEWETTS' remaining real property.

III.

In the event that the CHAPMANS elect to construct a residence on the real property described on Exhibit A, HEWETTS agree to subordinate to a financial institution a parcel of the real property described on Exhibit A not to exceed one (1) acre for the purpose of enabling CHAPMANS to obtain a loan for the construction of a single family residence on said parcel. CHAPMANS shall, at their expense, have a licensed surveyor survey the said one (1) acre parcel and furnish the legal description. The location of said one (1) acre parcel shall not impair access to the remaining nineteen (19) acre parcel.

IV.

HEWETTS have reserved an easement on the South 1 foot of the property set forth in Exhibit A for placing a water line. HEWETTS shall have the right to go upon CHAPMANS property for maintenance of the water line and water pump. CHAPMANS will maintain a locked gate on the south property line and provide HEWETTS with a key to said gate. HEWETTS shall place the water line under the road easement and maintain the water line in a good manner.

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IN WITNESS WHEREOF, the parties have executed this Agreement
at Lewiston, Idaho, this 14th day of August, 1992.

Lewis H. Hewett
LEWIS H. HEWETT

Maxine Hewett
MAXINE HEWETT

"HEWETTS"

Dick A. Chapman
DICK A. CHAPMAN

Marlene A. Chapman
MARLENE A. CHAPMAN

"CHAPMANS"

STATE OF IDAHO)
 : ss
County of Nez Perce)

On this 14th day of August, 1992, before me, the undersigned,
a Notary Public in and for the State of Idaho, personally appeared
LEWIS H. HEWETT and MAXINE HEWETT, known or identified to me to be
the persons whose names are subscribed to the within and foregoing
instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my
official seal the day and year first above written.

Ruth Ann T. Sarsell
Notary Public in and for the State
of Idaho, residing at Lewiston,
therein.

My commission expires 10/29/92.

DEC 07 1994

STATE OF IDAHO)
 : ss
county of Nez Perce)

On this 14th day of August, 1992, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared DICK A. CHAPMAN and MARLENE A. CHAPMAN, known or identified to me to be the persons whose names are subscribed to the within and foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.


Notary Public in and for the State
of Idaho, residing at Lewiston,
therein.

My commission expires 10/29/92.

DEC 07 1994

EXHIBIT "A"

SITUATE IN THE COUNTY OF NEZ PERCE, STATE OF IDAHO, TO-WIT:

A parcel of property within the South 3/4 of Government Lot 15 and a part of the Northwest Quarter of Government Lot 14 within Section 7, Township 36 North, Range 3 West of the Boise Meridian, Nez Perce County, Idaho, which parcel is more particularly described from a survey as follows:

Beginning at the West Quarter corner; thence North 89° 34' 05" East 689.876 feet to the Southwest corner of Lot 14; thence North 0° 06' 12" West 648.861 feet to the Southwest corner of the Northwest Quarter of Lot 14, which is the initial point of beginning; thence North 0° 06' 12" West 648.861 feet to the Northwest corner of Lot 14; thence North 0° 06' 12" West 973.301 feet to the Northwest corner of the Southwest Quarter of the Northwest Quarter of Lot 15, which point is the Southwest corner of Indian Allotment No. 518; thence North 88° 56' 02" East 809.492 feet along the South line of said Allotment No. 518 to the Northwesterly line of the property described in the Deed to Gene R. Wightman et. ux., recorded May 29, 1979 as Document No. 425485 Nez Perce County Records; thence South 33° 17' 29" West (record South 33° 12' West) along said Northwesterly line of said Wightman property a distance of 413.052 feet to the most Westerly corner of said Wightman property, said point also being the most Northerly corner of the property described in the Deed to Brent L. Clovis, recorded March 27, 1992 as Document No. 559633 Nez Perce County Records; thence South 20° 34' 49" West (record South 20° 23' West) along the Northwesterly line of said Clovis property a distance of 285.198 feet (record 285.34 feet) to a corner of said Clovis property; thence South 0° 54' 31" East (record South 1° 08' East) along the Westerly line of said Clovis property a distance of 844.680 feet (record 844.99 feet) to the most Southerly corner of said Clovis property; thence South 4° 06' 15" West (record South 4° 38' 10" West) a distance of 152.921 feet (record 152.84 feet) to a point; thence South 12° 33' 21" East (record South 12° 45' 11" East) a distance of 23.198 feet (record 37.85 feet) to a point of intersection with the South line of the Northwest Quarter of Lot 14, said point also being the most Westerly corner of the property described in the Deed to Bruce D. Maytum et. ux., recorded June 13, 1991 as Document No. 551479 Nez Perce County Records; thence South 89° 23' 12" West along said South line of the Northwest Quarter of Lot 14 a distance of 486.973 feet to the initial point of beginning.

EXCEPT any portion lying within Highway No. 3 and Railroad Right of Way.

DEC 07 1994

July 10, 1992

TO WHOM IT MAY CONCERN:

I hereby grant easement on established road through property tax # 2580 in return for easement grant of road through property tax # 0725.

Owners signature

Lewis H. Hewett

Edith B. George

Witness:
Gloria J. Greene
July 21, 1992

On this 21st day of July, in the year 1992, before me Gloria J. Greene, personally appeared Lewis H. Hewett and Edith B. George, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Gloria J. Greene
Notary Public in and for the State of
Idaho, residing at Lapwai.
My Commission expires 03-09-1994.

EXHIBIT B

DEC 07 1994

T#4325

ASSIGNMENT OF LEASE

FOR VALUE RECEIVED, LEWIS H. HEWETT and MAXINE HEWETT, husband and wife, herein referred to as "Assignors", do hereby assign to DICK A. CHAPMAN and MARLENE A. CHAPMAN, husband and wife, herein referred to as "Assignees", an undivided two-thirds interest in assignees' right, title and interest in a lease dated _____ between _____, as Lessor therein, and LEWIS H. HEWETT and MAXINE HEWETT, husband and wife, as Lessees. The demised premises are described as follows:

Assignees hereby acknowledge receipt of a copy of said Lease.

It is the intention of the parties in entering into this lease that CHAPMAN, as Assignees, shall have the benefit of all irrigated farm ground, while HEWETT, as Assignors, shall continue to have the benefit of all pasture ground. CHAPMAN shall hereafter pay two-thirds of all tenants' payments due Lessor, while HEWETT shall pay the remaining one-third.

The assignment of lease shall be subject to all of the remaining terms and conditions of the lease. Assignees, by accepting this assignment, agree to be bound by the terms of the lease which expires _____. Each of the parties agrees to hold the safe and harmless from that portion of the obligations under said lease which each has agreed to assume.

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In re-negotiating this lease, the parties agree to cooperate with each other so that their present, respective rights shall be retained.

Assignors and Assignees have executed this assignment at Lewiston, Idaho, this ____ day of August, 1992.

LEWIS H. HEWETT

MAXINE HEWETT

"Assignors"

DICK A. CHAPMAN

MARLENE A. CHAPMAN

"Assignees"

DEC 07 1994

STATE OF IDAHO)
 : ss
County of Nez Perce)

On this _____ day of August, 1992, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared LEWIS H. HEWETT and MAXINE HEWETT, known or identified to me to be the persons whose names are subscribed to the within and foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

Notary Public in and for the State
of Idaho, residing at _____,
therein.

My commission expires _____.

STATE OF IDAHO)
 : ss
County of Nez Perce)

On this _____ day of August, 1992, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared DICK A. CHAPMAN and MARLENE A. CHAPMAN, known or identified to me to be the persons whose names are subscribed to the within and foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

Notary Public in and for the State
of Idaho, residing at _____,
therein.

My commission expires _____.

DEC 07 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

AUGUST 21, 1995

DICK CHAPMAN
1045 RIPON AVE
LEWISTON ID 83501

RE: Permit No. 86-07052

Dear Permit Holder:

The accompanying order is a "preliminary order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the department unless a party petitions for reconsideration within fourteen (14) days after issuance as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the hearing officer within fourteen (14) days of the service date of this order. The hearing officer will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the agency.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Director. The Director retains the right to review the preliminary order on his own motion.

NOV 16 1995

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

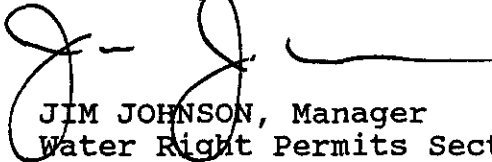
Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

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NOV 16 1995

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:rl

Enclosure

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AUG 09 1995

NORTHWEST REGION
IDWR

RECEIVED

AUG 14 1995

Department of Water Resources

August 7, 1995

Mr. Allen Beardslee
Idaho Dept. of Water Resources
1910 Northwest Blvd. Suite No. 210
Coeur d'Alene, ID 83814-2615

Dear Mr. Beardslee:

This letter is in regards to our phone conversation last week pertaining to the requirement of a flow or measuring device on our irrigation system at Arrow Junction, pumping out of the Potlatch River, Water Right No. 86-07052B.

I am requesting the requirement of a flow meter be waived, as a flow meter is very expensive according to the suppliers of the measuring devices.

Sincerely,



Dick Chapman
1045 Ripon Avenue
Lewiston, ID 83501
(208) 743-5548

8/9/95

TO: SAXTON
FROM: BEARDSLEE
RE: DEFER
REQUIREMENT
OF MEASUREMENT
DEVICE

RECEIVED

NOV 16 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 13, 1994

DICK CHAPMAN
1045 RIPON AVE
LEWISTON ID 83501

RE: Transfer of Water Right No. 86-07052B

Dear Water Right Holder(s):

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 4326). Please be sure to thoroughly review the "CONDITIONS/REMARKS:" as listed on the transfer.

Sincerely,



JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

DEC 07 1994

MEMORANDUM

TO: FILE 86-07052

FROM: PAM SKAGGS/STATE OFFICE

SUBJECT: TRANSFER NOS. 4325 & 4326

DATE: May 10, 1994

Transfer Nos. 4325 and 4326 were filed to change the point of diversion and identify separate places of use of two portions of Right No. 86-07052. The portion of the right identified under **Transfer No. 4325 is Part A** and the portion of the right identified under **Transfer No. 4326 is Part B**.

Both Parts A and B share the same new point of diversion, but have separate irrigation systems supplying their individual places of use. The total number of acres have been reduced through these transfers, but the rate is fully allocated. No expansion occurs thru these transfers.

Proof of ownership was confirmed thru computer generated documentation from the Nez Perce County Assessor's Office. Recommended conditions include a measuring device condition, irrigation overlap, right-of-way and standard transfer conditions.

Original Right	0.50 cfs	42.0 Acres	
Part A	0.26 "	18.3 "	
<u>Part B</u>	<u>0.24 "</u>	<u>17.4 "</u>	
Balance	0.50 "	35.7 "	< ADJUSTED Original Acres

DEC 07 1994

TRANSFER REVIEW SHEET

Transfer # 4326

Date Reviewed 5-5-94 28

Right(s) 86-07052 _____

B:Change P/D C:Add P/D D:Change P/U E:Change Nature of Use
F:Change Period of Use G:Other H:Change P/D & Add P/D
I:Change P/D & P/U J:Add P/D & Change P/U

Proof of Ownership Requested from Nez Perce Co. Assessor - Chapman
owns 20 Acres (Agreement & SRBA Change of ownership (17.4 Acres)
reflect Chapmans Portion - Part B) Tax Notices Paid OK

Transfer _____ All of Right ✓ Portion of Right (Part B)

Resulting Split(s) Portion under this XFER = Part B
XFER 4325 changes the remaining portion identified as Part A

Check Transfer Against Right

E/4.0

(1) ✓ Priority (2) ✓ Use (3) _____ Season (4) _____ Rate (5) _____ Volume
(6) ✓ Source (7) _____ P/D (8) _____ P/U (9) ✓ Proof/Owner (10) ✓ Map
(11) NO Water District (12) Yes Pertinent Conditions (13) NO Expansion

(3) Under Licensed season VLR < VDR - Allow standard 3-1 to 11-30
(4) Change P/D
(5) Change P/U
(6) Slightly higher rate ^{or rate} than original because of reduced acres. OK A+B same
rate
(7) Allow standard VDR - License VDR provides sufficient for parts A+B.
17.4 x 4.0 = 69.6 afa

Transfer Remarks _____

Conditions MD/R01, R31, T04, T07, T08, T09

Database/Processing Notes I File Part B
Clear Original when both XFERS approved Database updated 5-12-94 28

WR0749NP
No. T86-070528

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/10/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DICK CHAPMAN 1045 RIPON AVE LEWISTON ID 83501 (208) 743-5548	09/10/1973	IRRIGATION	03-01 11-30	0.24 CFS	69.60 AFA
TOTAL DIVERSION:					0.24 CFS	69.60 AFA

Water Source: POTLATCH RIVER

Tributary to: CLEARWATER RIVER

Stage: LICENSE

Point(s) of Diversion: T36N R03W S07 Lot 14(SWNW)

NEZ PERCE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	
36N	03W	7	:					:	10-	5	15-	06	:	14-	10			:					:	17.4
TOTAL ACRES																							17.4	

Pou County: NEZ PERCE

Other Water Rights with Same Point(s) of Diversion and Source:
T86-07052A

Other Water Rights Listing Overlapping Place(s) of use:
86-07214

Conditions of Approval:

- R01 - A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
- R31 - This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
- T04 - Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
- T07 - The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
- T08 - Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
- T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Dates:	App. Received:	Priority Date:	09/10/1973
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		10/11/1979

Misc: Water District Number: Field Exam Fee:

WR0749NP
No. T86-07052B

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/10/94
PAGE: 2

=====
Comments: Date: 03/28/1994 User-ID: SKAGGS Subject: TRANSFER NO. 4325
Transfer No. 4325 was filed as a companion transfer to Transfer
No. 4326, changing the remaining portion of the right identified
under Part A. See Right No. 86-07052A.

Date: 03/28/1994 User-ID: SKAGGS Subject: TRANSFER NO. 4326
Transfer No. 4326 was filed to change the point of diversion and
place of use under a portion of Right No. 86-07052, the
transferred portion identified under 86-07052B. Companion
Transfer No. 4325 changes the remaining portion of the right and
is identified under Part A.

Audit: 03/28/94 SKAGGS 05/10/94 SKAGGS

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)

WR-NUMBER	SOURCE	NE								NW								SW								SE								SUM
		NE		NW		SW		SE		NE		NW		SW		SE		NE		NW		SW		SE		NE		NW		SW		SE		
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
8607052	T36N R03W S 7 POTLATCH RIVER																																	
	:													08	09	10	:	15																42
8604245	CLEARWATER :																		06														6	
A8604245	CLEARWATER :																			04									01				5	
R8604245	CLEARWATER :																																5	
A8607052A	POTLATCH R :												06	14					18														38	
R8607052A	POTLATCH R :																	0		14									03				17	
T8607052A	POTLATCH R :																	0		12-14									12-03				17	
A8607052B	POTLATCH R :												0	06	10																		16	
R8607052B	POTLATCH R :												0	06	10																		16	
T8607052B	POTLATCH R :												10-0	15-06	14-10																		16	
8607214	GROUNDWATER :												10-01					02															3	
A8610140	CLEARWATER :																																	
A8610564	CLEARWATER :																													05				10
R8610564	CLEARWATER :																													12-05				10
	NO MAPPING INFO AVAILABLE																																	

Place of use overlap - Original, Part A + Part B.

New P/U reflects SRBA "R" records A+B.

Minor Overlaps other sources.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

T # 4326

INITIAL REVIEW BY: AB

1. Right number 86-07052B Applicant CHAPMAN
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Other _____
4. Check:
 - a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
 - b. ☒ Description of original point of diversion.
 - c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
 - a. ☐ All of right.
 - b. ☒ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
 - c. ☒ Check description of point(s) of diversion.
 - d. ☒ Check description of place of use.
 - e. ☒ Check map (shows p.d. and p.u. after transfer).
 - f. ☒ Check for correct signature, notarization, and fee.
 - g. ☒ Check proof of ownership of right &/or land from which water is transferred.
 - h. ☒ Check for expansion in use of right. Comments _____
 - i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) _____
 - j. ☒ Is use within a Watermaster District? ☐ Yes ☐ No
If yes, what district? _____

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on _____ Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION Approve at Region. AB 4/28/94 PJA

1. ☐ Approve
2. ☐ Deny
3. Conditions* _____

4. By _____ Date _____

TRIBUNE PUBLISHING COMPANY, INC.

The Lewiston Morning Tribune

505 C St., P.O. Box 957

Lewiston, Idaho 83501

(208) 743-9411

Date 041494

INVOICE

L00397527

Account No. 964750

Description 97527NOTICE

Times 2 Lines 72

Tab Lines

LEGAL ADVERTISING
INVOICE

SOLD TO:

DEPT. OF WATER RESOURCES
1910 NORTHWEST BLVD. SUITE 210
COEUR D'ALENE
ID 83814

\$ 81.00

NOTICE: This is an invoice of Purchase made by you. Statement will be rendered the first of the month.
Please Retain This Invoice as Your Statement Will Refer To Invoice by No. Only.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, ss.
County of Nez Perce

Karen J. Lewis

being duly sworn,

deposes and says, I am the Legal Clerk of the Tribune Publishing Company, a corporation organized and existing under and by virtue of the laws of the State of Idaho, publishers of the LEWISTON MORNING TRIBUNE, a newspaper of general circulation published at Lewiston, Nez Perce County, Idaho; That the said Lewiston Morning Tribune is an established paper and has been published regularly and issued regularly at least once a day for more than 21 consecutive years next immediately preceding the first publication of this notice, and has been so published uninterrupted for said period; that the

NOTICE OF APPLICATION

attached hereto and which is made a part of this affidavit was published in the said Lewiston Morning Tribune, 2 time(s). Publication being on 040794 or once a WEEK for 2 consecutive WEEKS, the first publication thereof being on the 040794, and the last publication thereof being on the 041494, and said

NOTICE OF APPLICATION

was so published in the regular and entire issue of said newspaper and not in a supplement thereof and was so published in every issue and number of the said paper, during the period and times of publication as set forth above.

Karen J. Lewis

SUBSCRIBED AND SWORN BEFORE ME THIS THE 15

day of April 1994

Sheral M. Lentz
Notary Public in and for the State of Idaho,
residing at Lewiston, therein.

NOTICE OF APPLICATIONS FOR
WATER RIGHT TRANSFER NOS.

86-7052A AND 86-7052B

NOTICE IS HEREBY GIVEN that

water right License No. 86-7052 in

the name of Lewis H. Hewett, Rt. 1,

Box 54D, Julietta, Id. 83535 was

filed for the diversion of 0.50 Cubic

Feet per second &/or 147 Acres/Feet

of water from Potlatch Creek, trib-

utary to the Clearwater River, with

a point of diversion in the NWNW (2

pts.) S7, T36N, R3W, NezPerce

County, used for irrigation purposes

from 04/1 to 10/30, within the NWNW

(8 ac.) SWNW (9 ac.), SENW (10

ac.) NESW (15 ac.), S7, T36N, R3W,

NezPerce County, for a total of 42

acres. The priority date is Septem-

ber 10, 1973.

The license was subsequently split

into Nos. 86-7052A and 86-7052B. Mr.

Hewett reserved 86-7052A for himself

and wishes to transfer one diversion

point and the place of use for his

portion of the above water right No.

86-7052. It is described as follows:

Application for Transfer of Water

Right No. 86-7052A

A diversion of 0.24 CFS &/or 73.2 A/F

of water from Potlatch Creek, trib-

utary to the Clearwater River, with

a diversion in the SWNW, S7, T36N,

R3W, NezPerce County, used for Ir-

rigation purposes from 04/01 to 10/30,

within the SWNE (0.2 ac.), SENW

(0.1 ac.), NESW (14.5 ac.), NWSE

(3.5 ac.), S7, T36N, R3W, NezPerce

County, for a total of 18.3 acres. The

priority date is September 10, 1973.

Mr. Dick Chapman, 1045 Ripon Ave.,

Lewiston, Id. 83501, is now the owner

of License No. 86-7052B; and he

wishes to transfer one diversion

point and the place of use of his

portion of the above water right No. 86-

7052. It is described as follows:

Application for Transfer of Water

Right No. 86-7052B

A diversion of 0.24 CFS &/or 89.6 A/F

of water from Potlatch Creek, trib-

utary to the Clearwater River, with

a diversion in the SWNW, S7, T36N,

R3W, NezPerce County, used for Ir-

rigation purposes from 04/01 to 10/30,

within the NENW (0.5 ac.), NWNW

(8.8 ac.), SWNW (10.1 ac.), S7, T36N,

R3W, NezPerce County, for a total of

17.4 acres. The priority date is Sep-

tember 10, 1973.

(For additional information concern-

ing the property locations, call the

Northern Regional Office at 769

1490.)

Any protest to the proposed two

transfers must be filed with the ap-

plicant and with the Idaho Depart-

ment of Water Resources, 1910

Northwest Blvd., Suite 210, Coeur

d'Alene, Id. 83814, on or before

APRIL 25, 1994.

R. KEITH HIGGINSON, Dir.

NOTICE OF APPLICATIONS FOR WATER RIGHT TRANSFER NOS. 86-7052A AND 86-7052B

NOTICE IS HEREBY GIVEN that water right License No. 86-7052 in the name of Lewis H. Hewett, Rt. 1 Box 54D, Juliaetta, Id. 83535 was filed for the diversion of 0.50 Cubic Feet per Second &/or 147 Acre/Feet of water from Potlatch Creek, tributary to the Clearwater River, with a point of diversion in the NWNW (2 pts.) S7, T36N, R3W, NezPerce County, used for Irrigation purposes from 04/1 to 10/30, within the NWNW (8 ac.), SWNW (9 ac.), SENW (10 ac.), NESW (15 ac.), S7, T36N, R3W, NezPerce County, for a total of 42 acres. The priority date is September 10, 1973.

The license was subsequently split into Nos. 86-7052A and 86-7052B. Mr. Hewett reserved 86-7052A for himself and wishes to transfer one diversion point and the place of use for his portion of the above water right No. 86-7052. It is described as follows:

Application for Transfer of Water Right No. 86-7052A

A diversion of 0.26 CFS &/or 73.2 A/F of water from Potlatch Creek, tributary to the Clearwater River, with a diversion in the SWNW, S7, T36N, R3W, NezPerce County, used for Irrigation purposes from 04/01 to 10/30, within the SWNE (0.2 ac.), SENW (0.1 ac.), NESW (14.5 ac.), NWSE (3.5 ac.), S7, T36N, R3W, NezPerce County, for a total of 18.3 acres. The priority date is September 10, 1973.

Mr. Dick Chapman, 1045 Ripon Ave., Lewiston, Id. 83501, is now the owner of License No. 86-7052B and he wishes to transfer one diversion point and the

DEC 07 1994

place of use of his portion of the above water right No. 86-7052. It is described as follows:

Application for Transfer of Water Right No. 86-7052B

A diversion of 0.24 CFS &/or 69.6 A/F of water from Potlatch Creek, tributary to the Clearwater River, with a diversion in the SWNW, S7, T36N, R3W, NezPerce County, used for Irrigation purposes from 04/01 to 10/30, within the NENW (0.5 ac.), NWNW (6.8 ac.), SWNW (10.1 ac.), S7, T36N, R3W, NezPerce County, for a total of 17.4 acres. The priority date is September 10, 1973.

(For additional information concerning the property locations, call the Northern Regional Office at 769-1450.)

Any protest to the proposed two transfers must be filed with the applicant and with the Idaho Department of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Id. 83814, on or before APRIL 25, 1994.

R. KEITH HIGGINSON, Dir.

Published in the Lewiston Tribune, on 4/7 & 14/1994.

DEC 07 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450 Fax (208) 769-1454

CECIL D. ANDRUS
March 31, 1994

R. KEITH HIGGINSON
Director

Mr. Dick Chapman
1045 Ripon Ave.
Lewiston, Id. 83501

Dear Mr. Chapman:

Re: Transfer Application No. 86-7052B.

The Idaho Department of Water Resources hereby acknowledges receipt of the above referenced transfer. To assist us in providing you with prompt, accurate service, please refer to the above referenced number in all future matters concerning this water right application.

Your transfer is currently being prepared for advertising in the county newspaper. This advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for the submittal of protests. Normal processing time is approximately 3 to 4 months, if the transfer is not protested.

If the transfer is not protested, it will be forwarded to Boise to be considered for approval by the Director. However, if the transfer is protested during this waiting period, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. However all protests must be resolved before approval of the transfer can be made, so if the protestant does not voluntarily withdraw the protest, this department will conduct a conference and/or hearing on the matter.

If you have any questions or if I can be of any assistance please feel free to contact me at this office.

Sincerely,

ALLEN BEARDSLEE
Senior Water Resources Agent

AB/pms

DEC 07 1994

MEMORANDUM

TO: FILE 86-07052

FROM: PAM SKAGGS^{es}/STATE OFFICE

SUBJECT: TRANSFER NOS. 4325 & 4326

DATE: May 10, 1994

=====

Transfer Nos. 4325 and 4326 were filed to change the point of diversion and identify separate places of use of two portions of Right No. 86-07052. The portion of the right identified under **Transfer No. 4325 is Part A** and the portion of the right identified under **Transfer No. 4326 is Part B**.

Both Parts A and B share the same new point of diversion, but have separate irrigation systems supplying their individual places of use. The total number of acres have been reduced through these transfers, but the rate is fully allocated. No expansion occurs thru these transfers.

Proof of ownership was confirmed thru computer generated documentation from the Nez Perce County Assessor's Office. Recommended conditions include a measuring device condition, irrigation overlap, right-of-way and standard transfer conditions.

Original Right	0.50 cfs	42.0 Acres	
Part A	0.26 "	18.3 "	
<u>Part B</u>	<u>0.24 "</u>	<u>17.4 "</u>	
Balance	0.50 "	35.7 "	< Original Acres

DEC 07 1994

WR0749NP
No. T86-07052A

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/10/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LEWIS H HEWETT RT 1 BOX 540 JULIETTA ID 83535 (208) 843-2566	09/10/1973	IRRIGATION	03-01 11-30	0.26 CFS	73.20 AFA
TOTAL DIVERSION:					0.26 CFS	73.20 AFA

Water Source: POTLATCH RIVER

Tributary to: CLEARWATER RIVER

Stage: LICENSE

Point(s) of Diversion: T36N R03W S07 Lot 14(SWNW)

NEZ PERCE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	
				11-.2				:	.1				:	12-14				:	12-03				:	18.3
								:					:					:	TOTAL ACRES				:	18.3

Pou County: NEZ PERCE

Other Water Rights with Same Point(s) of Diversion and Source:
T86-07052B

Other Water Rights Listing Overlapping Place(s) of use:
86-07052 86-07214 T86-07052B

Conditions of Approval:

- R01 - A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
- R31 - This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
- T04 - Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
- T07 - The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
- T08 - Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
- T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Dates:	App. Received:	Priority Date:	09/10/1973
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:	10/11/1979	

Misc: Water District Number: Field Exam Fee:

WR0749NP
No. T86-07052A

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/10/94
PAGE: 2

Comments: Date: 03/28/1994 User-ID: SKAGGS Subject: TRANSFER NO. 4325
Transfer No. 4325 was filed to change the point of diversion and
place of use under a portion of Right No. 86-07052, the
trasnferred portion identified under 86-07052A. Companion
Transfer No. 4326 changes the remaining portion of the right and
is identified under Part B.

Date: 03/28/1994 User-ID: SKAGGS Subject: TRANSFER NO. 4326
Transfer No. 4326 was filed as a companion transfer to Tranfer
No. 4325, changing the remaining portion of the right identified
under Part B. See Right No. 86-07052B.

Audit: 03/28/94 SKAGGS 05/10/94 SKAGGS