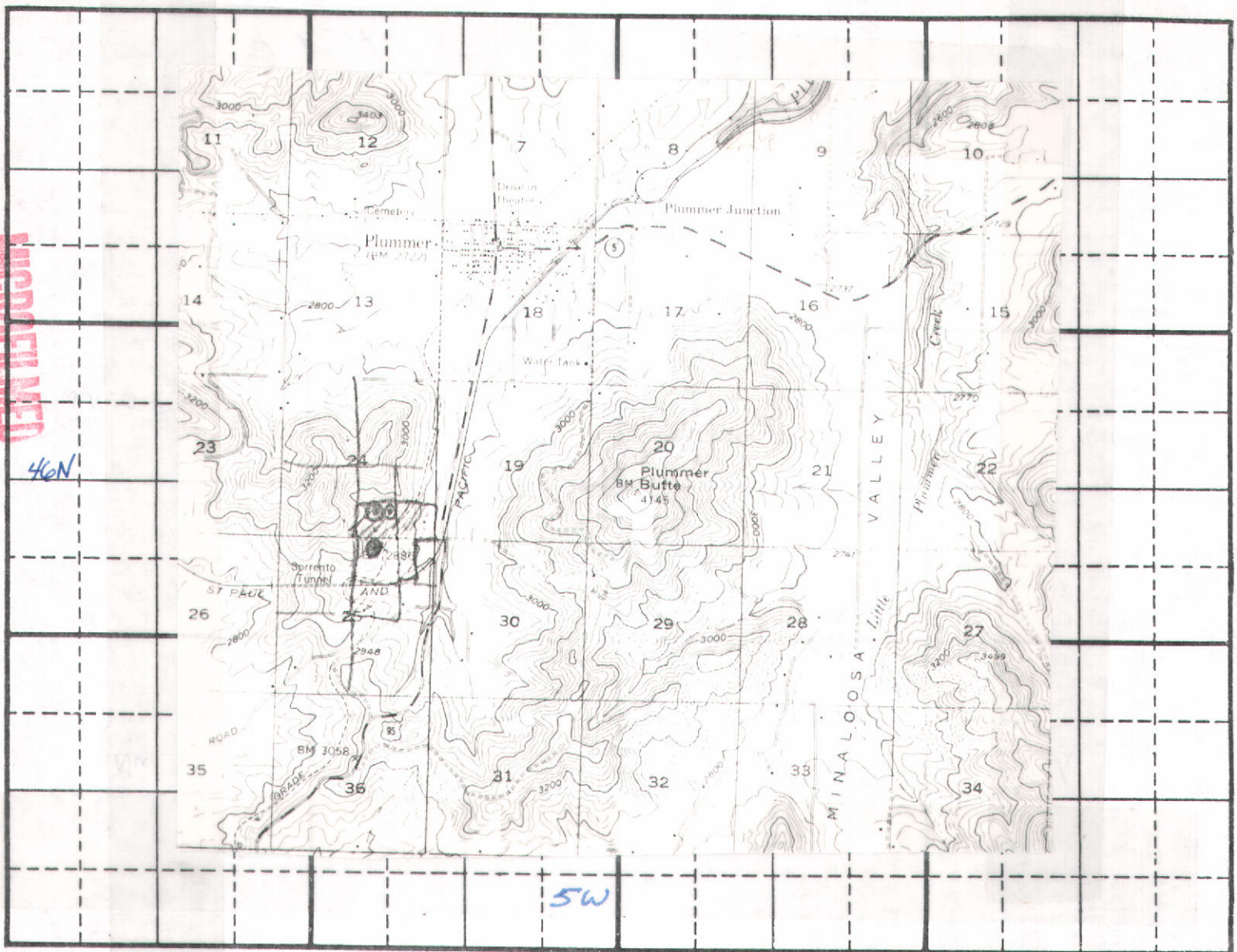


(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Latah) 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 affiant's knowledge.

Sworn to before me this 24 day of June 1983

X. Geo. E. May Jr.
(Claimant)

Robert S. Haynes
Notary Public
Residing at Col A

My commission expires Lifetime

FOR DEPARTMENT USE ONLY

Received by FE Date 6/24/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by IL Date 6/24/83
\$30.00 fee received by FE Date 6/24/83 # 28263
Published in St. Maries Gazette
Dates 7-20, 27-83

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, **Idaho Code**, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), **Idaho Code**. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that George E. Way Jr.
(Name of Claimant)

RT 1 Box 43A Plummer, Id. 83851 Telephone No. 686-1228

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) 1935

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) 2 1

(3) Springs and an Unnamed Stream tributary to Plummer Creek.

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

		(Both dates inclusive)	
(cfs, af)	(Domestic, Irrigation, Stock, Etc.)	(Mo., Day)	(Mo., Day)
Quantity <u>.04</u>	Use <u>Stockwater</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____

- (4) .04 TOTAL QUANTITY USED.
(cfs. af)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)
NW 1/4 NE 1/4, Sec. 25 Twp. 46N Rge. 5W B.M., County of Benewah
 Additional points of diversion: (2) SW 1/4 SE 1/4 Sec 24 46N-5W

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Developed sprung for stockwater purposes.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

No. of acres _____

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

Stockwater

NOTE: Include here the type and number of stock watered: 25 head of Cattle

- (7) If you are claiming water as a member of an organization, list name of organization: 0



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 affiant's knowledge.

R. E. May Jr.
1968
(Claimant)

My commission expires _____
E. J. Egan

Received by JE Date 6/24/83
 Prelim. check by JE Date 6/24/83
 \$30.00 fee received by JE Date 6/24/83
 Published in At Home Magazine Date 7-20-83
 Dates _____

Forwarded to _____
 Claimant by: _____
 Date _____

Exception filed by: _____
 # 08263

Affidavit of Publication

STATE OF IDAHO
County of Benewah, ss.

JoJane Hammes, being first duly sworn on oath, deposes and says that she is co-publisher and business manager of the St. Maries Gazette Record, a weekly newspaper printed and published at St. Maries, Benewah County, State of Idaho; the St. Maries Gazette Record is a newspaper having general circulation in Benewah county, State of Idaho, and has been continuously and uninterruptedly published in Benewah County, State of Idaho, during a period of more than seventy-eight consecutive weeks prior to the first publication of the notice of advertisement hereon.

That the notice, of which the one hereto attached is a true copy, was published in said newspaper for a period of 2 issues, the first publication being on the 1st day of Sept, 1983 and the last on the 14th day of Sept, 1983.

That said newspaper was regularly distributed to its subscribers during the time of the same period; that said notice was published in the regular and entire issue of said paper.

JoJane Hammes

Subscribed and sworn to before me this 22 day of Sept, 1983.

Sharon D. Black

Notary Public in and for Benewah County, Idaho
Residing at St. Maries, Idaho

Notice of correction for claims to water

NOTICE OF CORRECTION

Notice is hereby given that Claim to a Water Right No. 85-4651 in the name of George E. Way, jr. was advertised incorrectly on July 20 and July 27, 1983.

The Point of Diversion was incorrectly advertised as the NWNE Sec. T45N R05W SWSE Sec 24 T45N R05W; whereas, correctly it should be the NWNE Sec. 25 T46N R5W SWSE, Sec. 24 T46N R05W.

Any exception to the above-referenced correction must be filed with the State of Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814.

A. KENNETH DUNN
Director

No. 7238 — Sept. 7-14.

RECEIVED

SEP 20 1983

Department of Water Resources
Northern District Office

NOTICE OF CORRECTION

Notice is hereby given that Claim to a Water Right No. 95-4651
in the name of George E. Way Jr.
was advertised incorrectly on 7/20 and 7/27, 1983.

The Point of Diversion was incorrectly advertised as the
NWNE Sec. 25 T45N R05W SWSE Sec. 24 T45N R05W; whereas,
correctly it should be the NWNE Sec. 25 T46N R5W SWSE
Sec. 24 T46N R05W.

Any exception to the above-referenced correction must be filed
with the State of Idaho Department of Water Resources, 4055 Government
Way, Coeur d'Alene, Idaho 83814.

A. KENNETH DUNN

Director

Published in the St. Maries Gazette Record on
9/7 7/20 and 9/11 7/27, 1983.

Affidavit of Publication

STATE OF IDAHO
County of Benewah, ss.

JoJane Hammes, being first duly sworn on oath, deposes and says that she is co-publisher and business manager of the St. Maries Gazette Record, a weekly newspaper printed and published at St. Maries, Benewah County, State of Idaho; the St. Maries Gazette Record is a newspaper having general circulation in Benewah county, State of Idaho, and has been continuously and uninterruptedly published in Benewah County, State of Idaho, during a period of more than seventy-eight consecutive weeks prior to the first publication of the notice of advertisement hereon.

That the notice, of which the one hereto attached is a true copy, was published in said newspaper for a period of 2 issues, the first publication being on the 20th day of July, 1983 and the last on the 27th day of July, 1983.

That said newspaper was regularly distributed to its subscribers during the time of the same period; that said notice was published in the regular and entire issue of said paper.

Jo Jane Hammes

Subscribed and sworn to before me this 11th day of Aug, 1983.

Sharon D. Black

Notary Public in and for Benewah County, Idaho
Residing at St. Maries, Idaho

RECEIVED

AUG 22 1983

Department of Water Resources
Northern District Office

Notices of Claims to water rights filed

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

91-4120

Name: Ray L. and-or Elaine M. Fry
Address: Rt. 1 Box 181, Colfax, Wash. 99111
Priority Date: April 1, 1965
Source: Unnamed Stream tributary to Saint Joe River
Point of Diversion: NENW Sec 15 T 46N R 02W
In: NENW Sec 15 T 46N R 02W for 3 acres
Use: Irrigation (0.04 cfs)

91-4121

Name: Henry Porret
Address: Rt. 3 Box 60, St. Maries, Idaho 83861
Priority Date: Jan. 1, 1900
Source: Browns Draw tributary to Saint Joe River
Point of Diversion: NENW Sec 23 T 46N R 01E
In: SWNW Sec 23 T 46N R 01E
Use: Stockwater (0.04 cfs); Domestic (0.08 cfs)

92-4122

Name: Art H. and-or Georgene B. Shamel
Address: 331 College Avenue, St. Maries, Idaho 83861
Priority Date: May 11, 1971
Source: Spring, Unnamed Stream
Point of Diversion: Lot 03 Sec 27 T 46N R 02W
In: Lot 03, Lot 02 Sec 27 T 46N R 02W for 52 acres
Use: Irrigation (0.20 cfs); Stockwater (0.02 cfs); Recreation (0.04 cfs)

92-4123

Name: James R. and-or Ruth E. Whitecotton
Address: Rt. 1 Box 206A, St. Maries, Idaho 83861
Priority Date: Jan. 1, 1950
Source: Cherry Creek tributary to Saint Joe River
Point of Diversion: NWNW Sec 29 T 46N R 02W
In: NWNW Sec 29 T 46N R 02W for 3 acres
Use: Irrigation (0.06 cfs); Stockwater (0.0011 cfs)

93-4034

Name: Ralph W. and-or Ilda S. Lampert
Address: Rt. 1, Plummer, Idaho 83851
Priority Date: Jan. 1, 1930
Source: Springs tributary to Little Plummer Creek
Point of Diversion: NENW Sec 23 T 46N R 05W
In: NESE Sec 14 T 46N R 05W
Use: Stockwater (0.02 cfs); Domestic (0.04 cfs)

95-4651

Name: George E. Way, jr.
Address: Rt. 1 Box 43A, Plummer, Idaho 83851
Priority Date: Jan. 1, 1935
Source: Springs tributary to Plummer Creek, Unnamed Stream tributary to Plummer Creek
Point of Diversion: NWNE Sec 25 T 45N R 05W SWSE Sec 24 T 45N R 05W
In: SWSE Sec 24 T 46N R 05W NWNE Sec 25 T 46N R 05W
Use: Stockwater (0.04 cfs)

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 4055 Gov't Way, Coeur d'Alene, Idaho 83814.

KENDUNN, Dir.
No. 7171 — July 20-27.

Le. sh
8/29/83

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: *[Signature]*

Right Number 95-4651 Applicant *[Signature]*

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☒ Exceptions processed.

By *[Signature]* Date 10/7/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By DC Date 10-25-83

95-4651

WAY, JR., GEORGE E.

RT. 1 BOX 43A, PLUMMER, ID 83851

Source: SPRINGS trib. to PLUMMER CREEK
UNNAMED STREAM trib. to PLUMMER CREEK

Priority Date: 01/01/1935

Diversion Pt: NWNE Sec 25 T ⁴⁶45N R 05W SWSE Sec 24 T ⁴⁶45N R 05W

Use: STOCKWATER (0.04 CFS)

In: SWSE Sec 24 T 46N R 05W NWNE Sec 25 T 46N R 05W

*changed in
9/1/83*

RECORDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

AUGUST 9, 1983

GEORGE E. WAY, JR.
RT. 1 BOX 43A
PLUMMER

ID 83851

RE: Claim No. 95-4651

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve 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 with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

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

Yours truly,

Robert G. Haynes, P.E.
Regional Supervisor

Enclosure