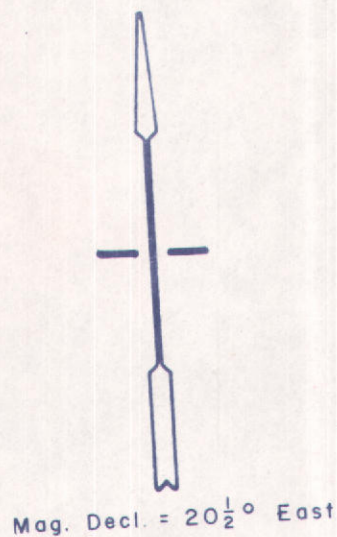


no need to return this to us.

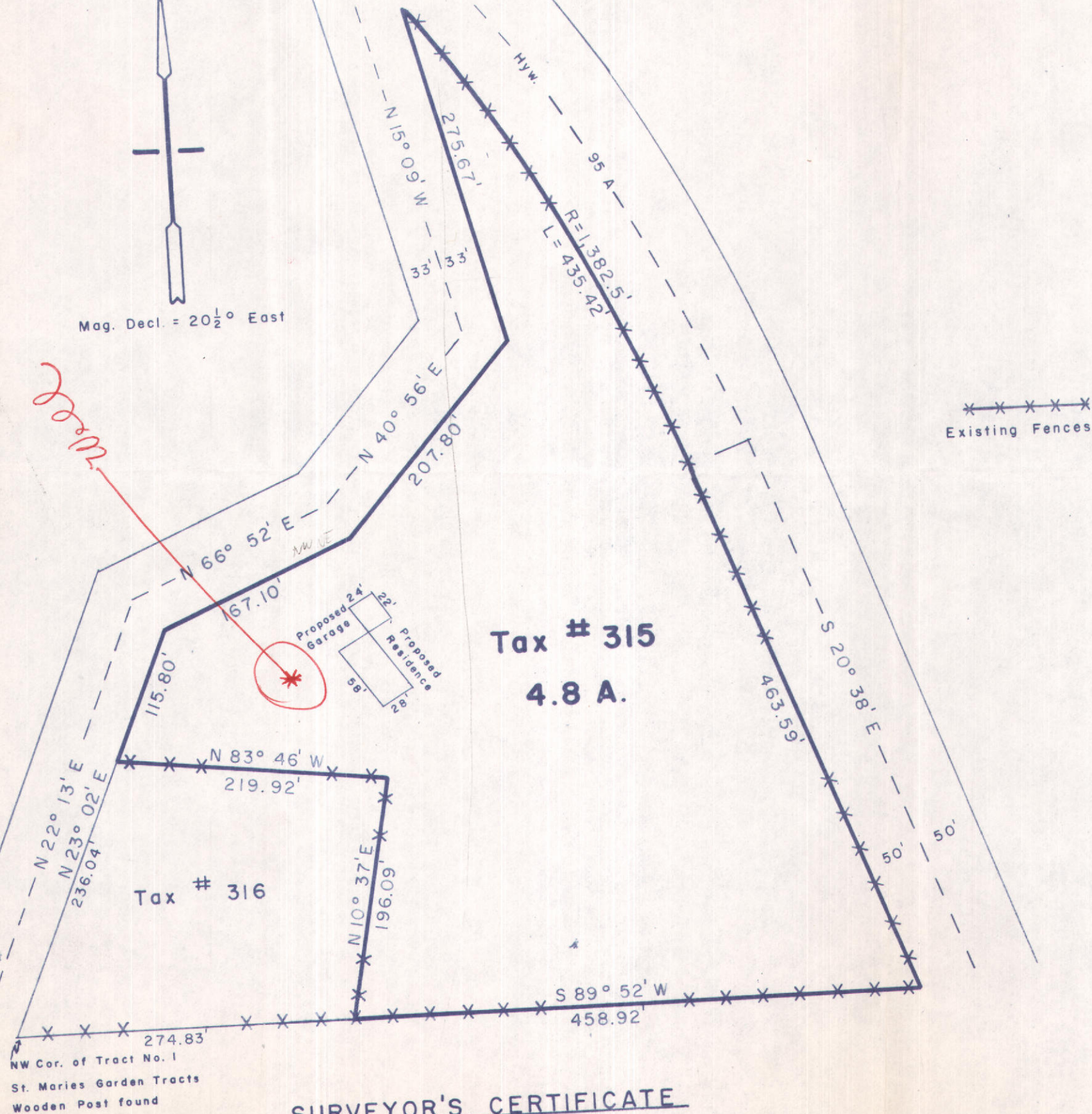
Plat of A Portion of
N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 36,
Twp. 46N., Rg. 2 W., B. M.
Benewah County, Idaho

Scale: 1" = 100'

Date: Aug., 1973



Well



SURVEYOR'S CERTIFICATE

I, Darrell G. Maher, a Registered Land Surveyor in and for the State of Idaho, do hereby certify that I did, during Aug., 1973, survey the shown portion of the NE $\frac{1}{4}$, Sec. 36 and made this plat a true copy thereof.

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 two....issues, the first publication being on the 23rd day of August....., 1979 and the last on the 30th day of August....., 1979.

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 5th.... day of September, 1979..

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

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

92-4023

Name: Paul D. and-or Colleen J. Smith

Address: Rt. 4, Box 31, St. Maries, Idaho 83861

Priority Date: March 29, 1974

Amount: 0.04 cubic feet per second

Source: Groundwater

Means: Well & Pump

Point of Diversion: NWNE Sec 36 T

46N R 02W, Benewah County

Place of Use: NWNE Sec 36 T 46N R 02W

Use: Domestic (0.04 cfs) from Jan. 1 to Dec. 31

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, Idaho, 83814.

-C. STEPHEN ALLRED
Director

No. 5846 - Aug. 23-Aug. 30

OK

9/10/79

RECEIVED

SEP 7 1979

Department of Water Resources
Northern District Office

MICROFILMED

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 Paul D. and/or Colleen J. Smith
(Name of Claimant)
Route 4 Box 31, St. Maries, Idaho 83861 Telephone No. 1-208-245-3878
(Mailing Address) (Zip Code)

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) March 29, 1974

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)
ground water tributary to _____

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

(cfs, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>0.04cfs</u>	Use	<u>Domestic</u>	Period of Use From <u>January 1</u>	To <u>December 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) 0.04 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW ¼ NE ¼, Sec. 36 Twp. 46N Rge. 2W B.M., County of Benewah
Additional points of diversion: _____

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

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

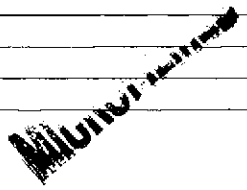
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
46N	2W	36		X															

No. of acres _____

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

NOTE: Include here the type and number of stock watered: _____

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

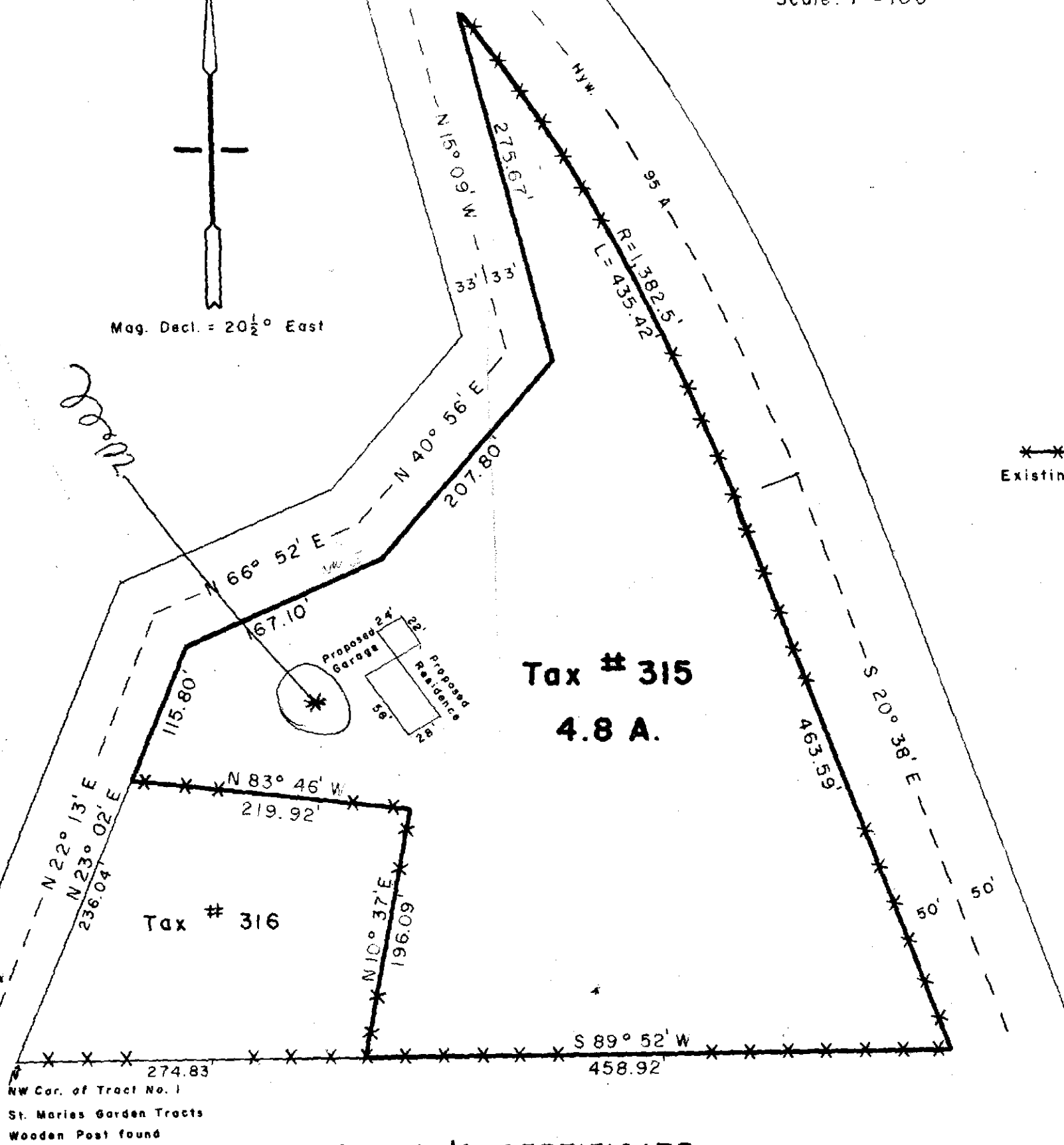
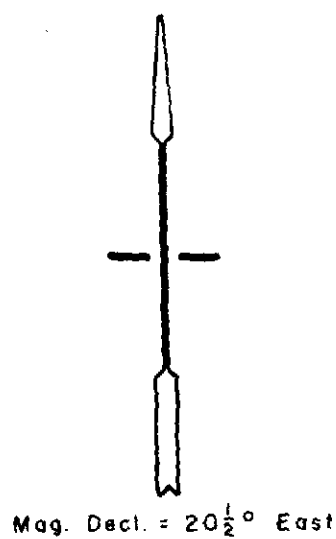


no need to return this to us.

Plat of A Portion of
N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 36,
Twp. 46N., Rg. 2 W., B.M.
Benewah County, Idaho

Scale: 1" = 100'

Date: Aug., 1973



SURVEYOR'S CERTIFICATE

I, Darrell G. Maher, a Registered Land Surveyor in and for the State of Idaho, do hereby certify that I did, during Aug., 1973, survey the shown portion of the NE $\frac{1}{4}$, Sec. 36 and made this plat a true copy thereof.

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 two....issues, the first publication being on the 23rd day of August....., 1979. and the last on the 30th day of August....., 1979.

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 5th.... day of September, 1979..

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

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

92-4023

Name: Paul D. and-or Colleen J. Smith

Address: Rt. 4, Box 31, St. Maries, Idaho 83861

Priority Date: March 29, 1974

Amount: 0.04 cubic feet per second

Source: Groundwater

Means: Well & Pump

Point of Diversion: NWNE Sec 36 T 46N R 02W, Benewah County

Place of Use: NWNE Sec 36 T 46N R 02W

Use: Domestic (0.04 cfs) from Jan. 1 to Dec. 31

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, Idaho, 83814.

-C. STEPHEN ALLRED
Director

No. 5846/- Aug. 23-Aug. 30

AK
9/10/79

RECEIVED

SEP 5 1979

Department of Water Resources
Northern District Office

MPD

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: DMB

Right Number 92-4023 Applicant Smith

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 DMB Date 9/10/79

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Juni Date 9/13/79

APPROVED

92-4023

SMITH, PAUL D. &/or COLLEEN J.

RT. 4 BOX 31, ST. MARIES, ID 83861

Source: GROUNDWATER

Priority Date: 03/29/1974

Amount: 0.04 CFS

Diversion Point: NWNE Sec 36 T 46N R 02W, BENEWAH Co.

Use: DOMESTIC (0.04 CFS) from 01/01 to 12/31

• Place of Use: NWNE Sec 36 T 46N R 02W

Diversion Means: WELL & PUMP

NOT RECORDED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
C. STEPHEN ALLRED
Director

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

Paul D. Smith
Rt. 4 Box 31
St. Maries, ID 83861

RE: 92-4023

Dear Mr. Paul D. Smith

Enlosed is Receipt No. 14169 in the amount of \$20.00 which was received by this office for the filing fee on the above-referenced item.

Sincerely,

Patricia M. Styba

Patricia M. Styba

PMS

Enclosure

NOT RECORDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
C. STEPHEN ALLRED
Director

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

SEPTEMBER 10, 1979

PAUL D. SMITH
COLLEEN J. SMITH
RT. 4 BOX 31
ST. MARIES

ID 83861

RE: Claim No. 92-4023

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

MICROFILMED

St. Maries, Idaho
August 7, 1979

State of Idaho
DEPARTMENT OF WATER RESOURCES
4055 Government Way
Coeur d'Alene, Idaho 83814

Dear Sirs:

I filled out the enclosed "Claim to Water Right" form as best I could.

I am enclosing a surveyor's certificate of our property in case it is necessary for you to need more information. Sorry I am so ignorant in such matters.

Sincerely,

Colleen J. Smith

(Mrs.) Colleen J. Smith
Route 4 Box 31
St. Maries, Idaho 83861

RECEIVED

AUG 10 1979

Department of Water Resources
Bozeman District Office

MICROFILMED