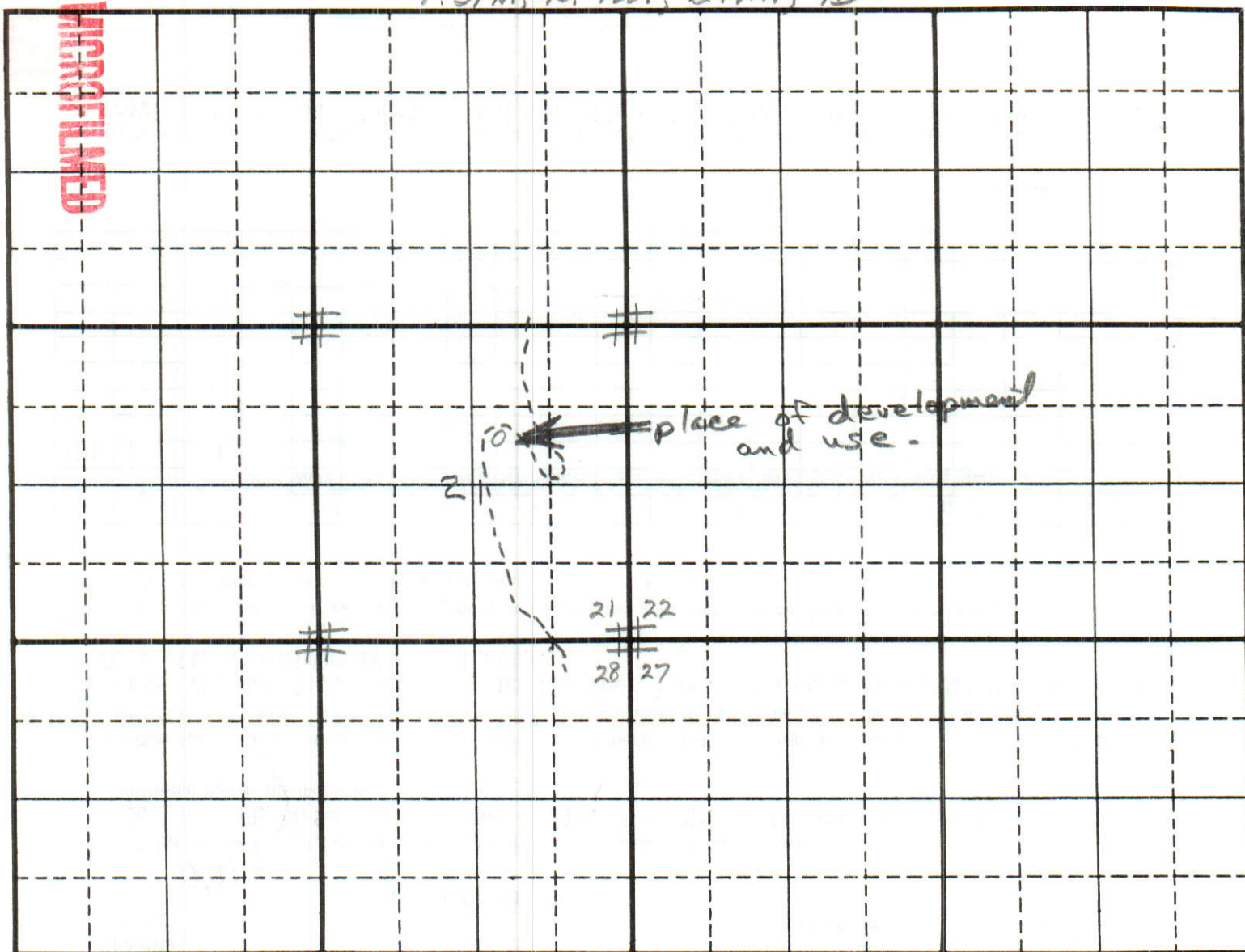


(8) Remarks Applicants include the Bureau of Land Management and the lessee of the Wapshilla Ridge allotment. The lessee cooperating in this project is Harold Heitstuman of Clarkston, Washington. The priority date was based on information received from SCS range conservationists working the the area during the late 1960's.

T. 31 N., R. 4 W., B. M., 1 D



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 Kootenai) 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 1st day of June

Wayne Jones
(Claimant)
19 83

John W. Hannon
Notary Public
Residing at Hayden Lake, Id

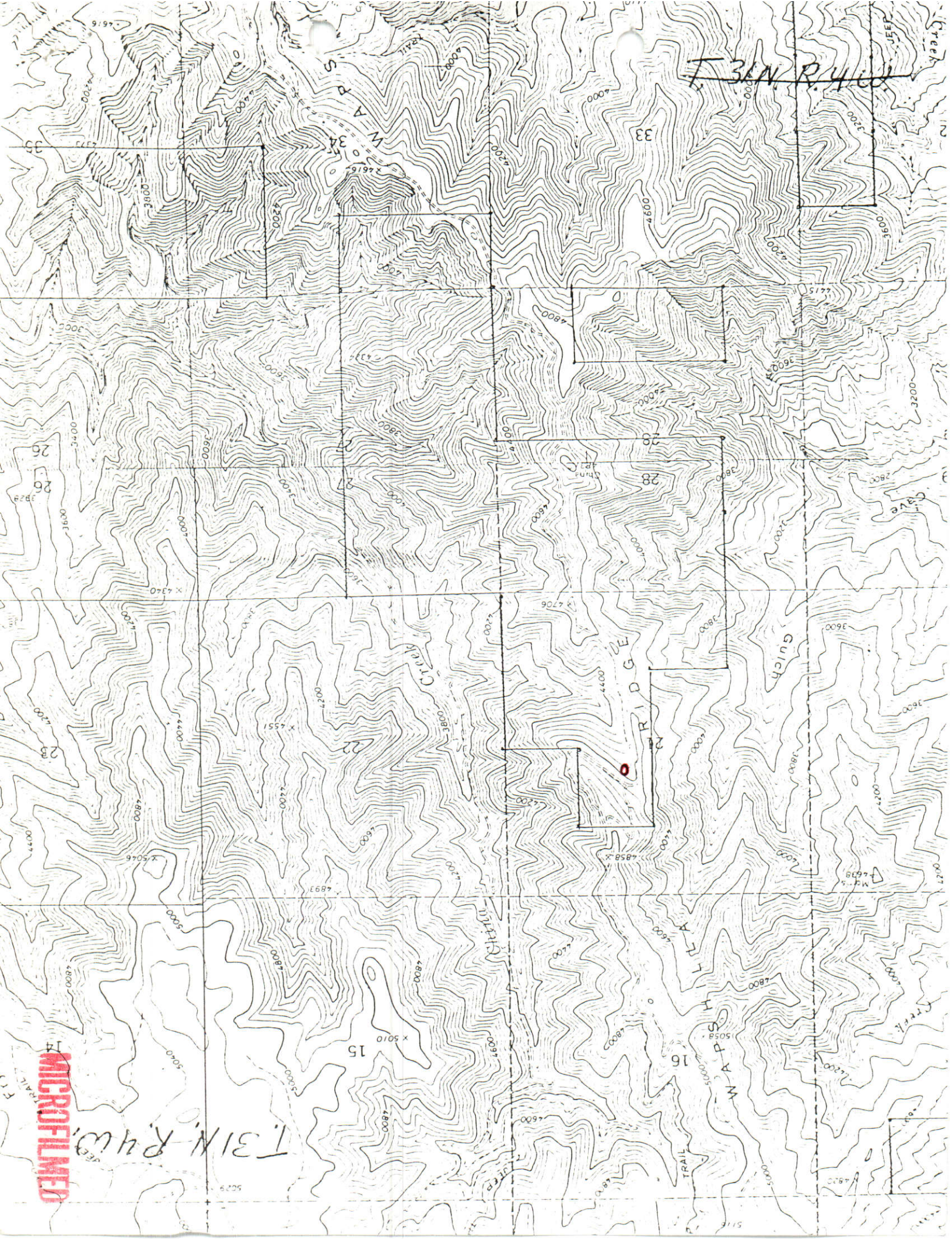
My commission expires Lifetime

ID-910-BP3-0003

6/27/83

FOR DEPARTMENT USE ONLY

Received by <u>SA</u>	Date <u>6/16/83</u>	Exception filed by:	Forwarded to	Date
Prelim check by <u>SA</u>	Date <u>6/20/83</u>		claimant by:	
\$20.00 fee received by <u>SA</u>	Date <u>9-2-83 #32644</u>			
Published in <u>rup pence - lewisston morning trib</u>				
Dates <u>7/28 & 8/4/83</u>	<u>10/27 & 11/3/83</u>			



T 31N R 4W

14
MICROFILMED

T 31N R 4W

PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Nez Perce } ss.

Gayle Schumacher, being duly sworn,

deposes and says, I am the Classified Bookkeeper 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 immediately preceding the first publication of this notice, and has been so published uninterruptedly for said period; that the _____

Notice of Claims to Water Rights

attached hereto and which is made a part of this affidavit was published in the said Lewiston Morning Tribune, once a week for 2 consecutive weeks, the first publication thereof being on the 27th day of October, A.D. 1983, and the last publication thereof being on the 3rd day of November, A.D. 1983, and said Notice of Claims to Water Rights 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.

Gayle Schumacher

SUBSCRIBED AND SWORN BEFORE ME THIS THE 3rd day of November, 19 83.

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

NOTICE OF CLAIMS TO WATER RIGHTS
The following claim(s) have been filed on water right(s) created by diversion and beneficial use:
79-4380
U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., COEUR D'ALENE DIST., 1808 N. THIRD, COEUR D'ALENE, ID 83814
Source: UNNAMED STREAM trib. to CHINA CREEK
Priority Date: 12/31/1969
Diversion Pt: SWNE Sec 21 T 31N R 04W
Use: WILDLIFE STORAGE (0.2 AF)
STOCKWATER STORAGE (0.4 AF)
In: SWNE Sec 21 T 31N R 04W
Exceptions to a claim may be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720.
KEN DUNN, Di

RECEIVED
NOV 7 1983

Department of Water Resources
Western Regional Office

NOT RECORDED

PROOF OF PUBLICATION

I, Robert E. Wherry, publisher of The Lewis County Herald, a weekly newspaper of general circulation established in 1897 and published continuously in the City of Nezperce, County of Lewis, State of Idaho do solemnly swear that the herewith attached publication was printed in the regular edition of The Lewis County Herald, and not in a supplement, for

2 consecutive issues, the first publication having been on the 28 day of July, 1983, and the last publication on the 4 day of Aug, 1983.
Robert E. Wherry

Subscribed and sworn to before me, a Notary Public, this 30 day of Aug, 19 83

Patricia E. Wherry

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim has been filed on water rights created by diversion and beneficial use:

79-4380

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., 1808 N.
THIRD, COEUR D'ALENE, ID 83814
Source: UNNAMED STREAM trib. to
CHINA CREEK

Priority Date: 12/31/1969

Diversion Pt: SWNE Sec 21 T 31N R
04W

Use:

STOCKWATER STORAGE (0.40
CFS)

WILDLIFE STORAGE (.20 CFS)

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720.

KEN DUNN, Dir.

Published July 28 & Aug. 4, 1983

RECEIVED
SEP 7 1983

Department of Water Resources
Western Regional Office

NOTARIAL

Form No. 243
778
RECEIVED
20 1983

JUN 20 1983

Department of Water Resources
Northern District Office

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 U.S.D.I., Bureau of Land Management, Coeur d'Alene District
(Name of Claimant)
1808 North Third, Coeur d'Alene, ID 83814

(Mailing Address)

(Zip Code)

Telephone No. (208) 765-7356

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) December 31, 1969

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)

UNW. STREAM tributary to China 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)			
(~~of, for~~ AFA)	(Domestic, Irrigation, Stock, Etc.)	(Mo., Day)		(Mo., Day)	
Quantity <u>0.4</u>	Use <u>Storage for Livestock</u>	Period of Use From <u>5/1</u>	To	<u>10/31</u>	
Quantity <u>0.2</u>	Use <u>Storage for Wildlife</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	_____	

(4) 0.6 TOTAL QUANTITY USED.

(c/s, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)

SW ¼ NE ¼, Sec. 21 Twp. 31N. Rge. 4W. B.M., County of Nez Perce

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. The dam is 9 feet high and 175 feet long. The pond is normally about 95x50x3 feet with a maximum of 6 feet deep.

(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 _____

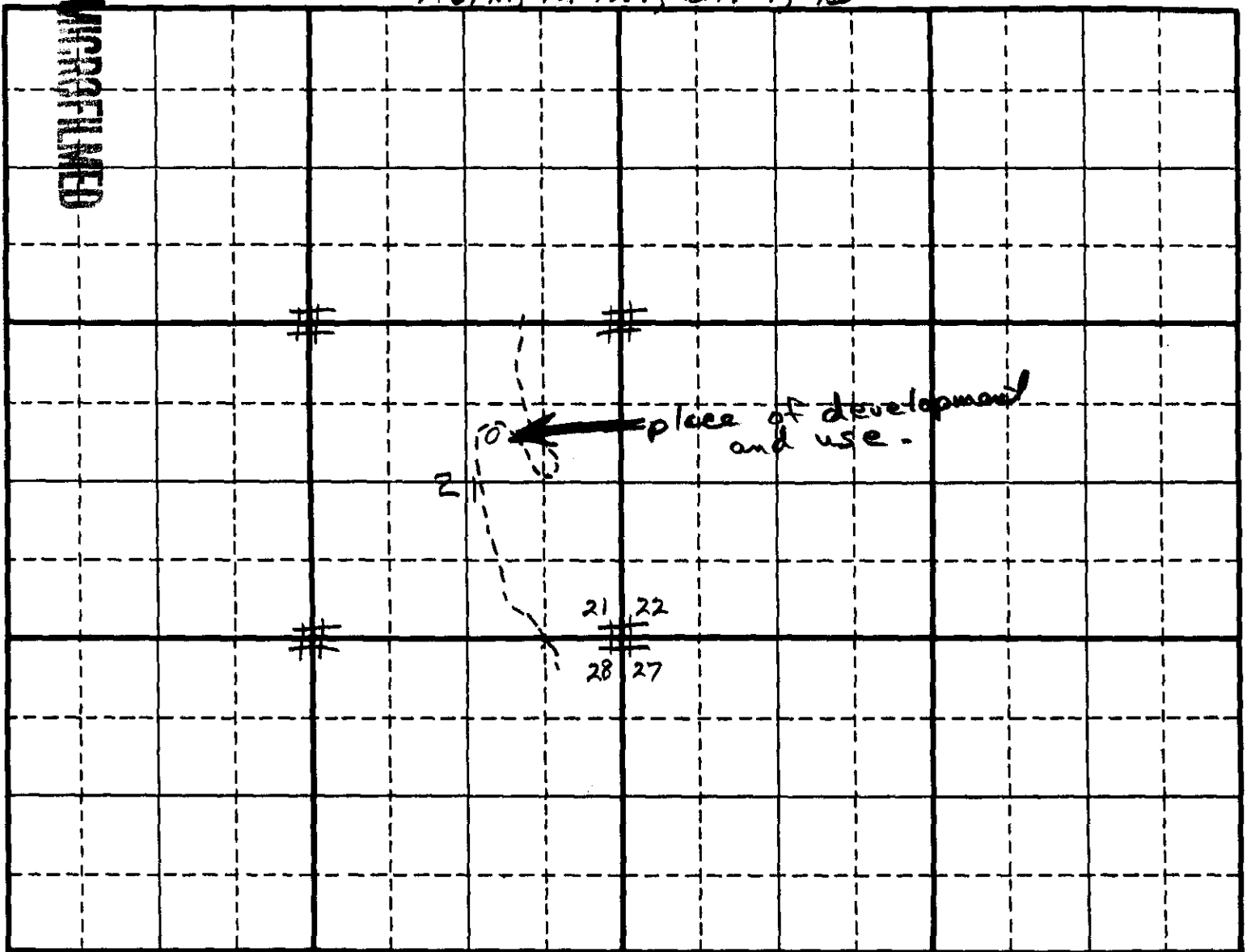
B) If water is used for other than irrigation, fully describe that use, being as specific as possible: This upland pond provides water for livestock and wildlife which they drink from the stored water.

NOTE: Include here the type and number of stock watered: 300 Head of Cattle

(7) If you are claiming water as a member of an organization, list name of organization: US.D.I., BLM

(8) Remarks Applicants include the Bureau of Land Management and the lessee of the Wapshilla Ridge allotment. The lessee cooperating in this project is Harold Heitstuman of Clarkston, Washington. The priority date was based on information received from SCS range conservationists working the the area during the late 1960's.

T. 31 N., R. 4 W., B. M., 1 D



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 Kootenai) 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.

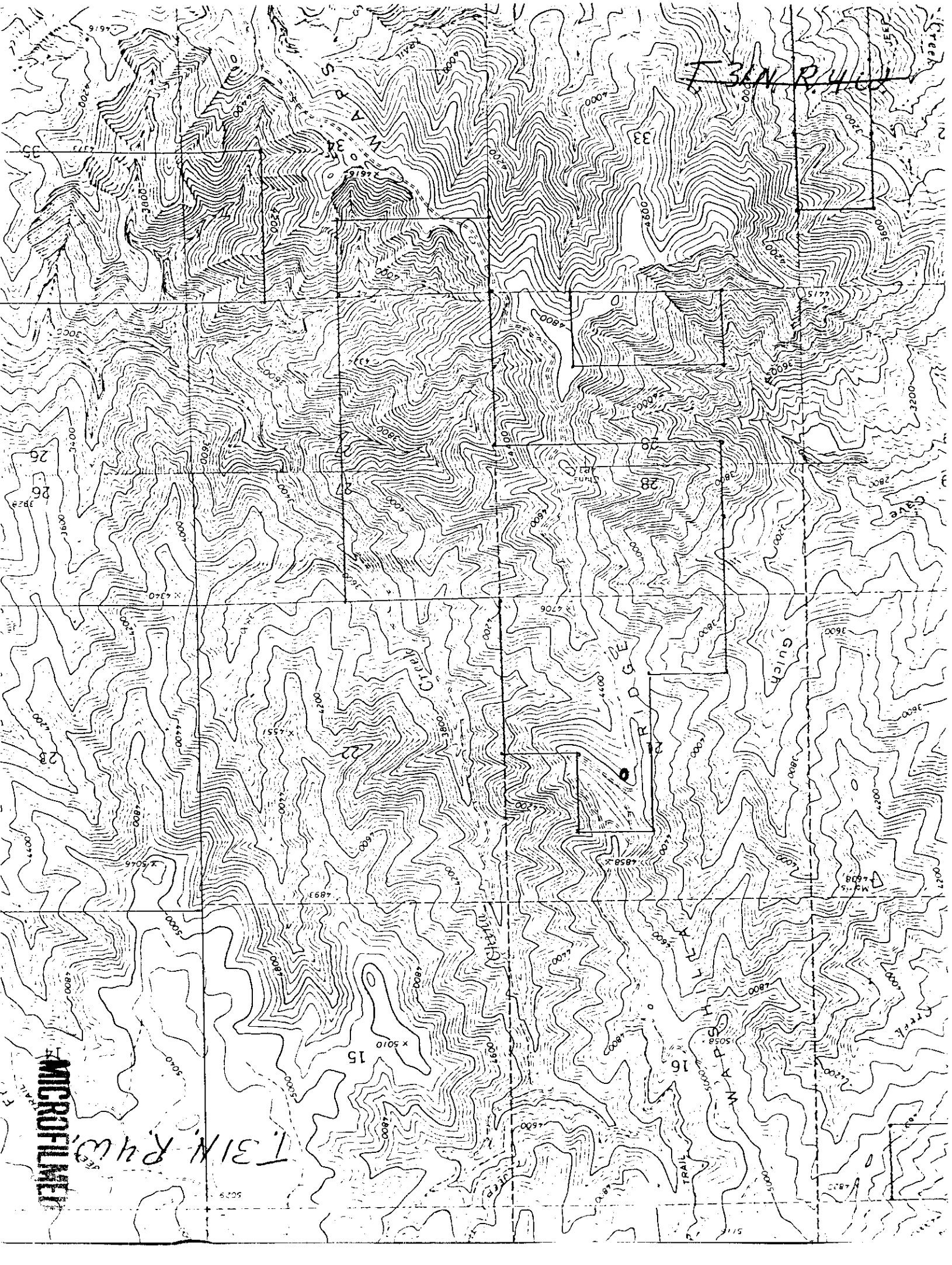
Sworn to before me this 1st day of June

Wayne Jennie
(Claimant)
19 83

Jan W. Hannon
Notary Public
Residing at Hayden Lake, Id

My commission expires Lifetime

ID-910-BP3-0003
Received by DSH Date 6/27/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by DSH Date 6/16/83 Date 6/20/83 claimant by: _____
\$20.00 fee received by DSH Date 9-2-83 #32644
Published in Sup. Pacer - Lewiston Tribune
Dates 7/28 & 8/4/83 10/27 & 11/3/83



T 31N R 4W

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T 31N R 4W



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Idaho State Office

3380 Americana Terrace

Boise, Idaho 83706

IN REPLY
REFER TO: 7520 (931)

MAY 18 1983

Memorandum

To: Area Manager, Cottonwood

From: Range Conservationist

Subject: Stock Pond - Wapshilla Ridge, South End of Nez Perce County,
Idaho

I was requested by Tom Rinkes, Range Conservationist, Cottonwood Resource Area, to relate any knowledge I may have about the date a stock pond was built on Wapshilla Ridge. The subject pond is located one-half to one mile north of the old shearing corrals. The pond is located on the inside of a turn on the Wapshilla Ridge road where the road crosses from the northeast side of the ridge to the west side, and then turns south down the ridge again.

On May 13, 1983, I discussed the date the pond was built with Russel E. Smith, Boise, Idaho. Mr. Smith was a range conservationist for the Soil Conservation Service in north central Idaho area from about 1946 until his retirement in 1971. To the best of Mr. Smith's recollection, the pond was built in the early 1950's by Wendell Matheson. The pond was built at the time the road was built down Garden Creek from the shearing corrals.

My personal knowledge of the pond dates back to 1969. The subject pond was in existence in 1969, which is the earliest I can recall using it.

I hope this information will help establish a date of reference for your records.

Dennis K. Fanning

MICROFILMED

PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Nez Perce } ss.

Gayle Schumacher

, being duly sworn,

deposes and says, I am the Classified Bookkeeper
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 immediately
preceding the first publication of this notice, and has been so
published uninterruptedly for said period; that the _____

Notice of Claims to Water Rights

attached hereto and which is made a part of this affidavit was
published in the said Lewiston Morning Tribune, once a
_____ week for 2 consecutive _____ weeks, the
first publication thereof being on the 27th day of
_____ October, A.D. 19 83, and the last publica-
tion thereof being on the 3rd day of November,
A.D. 19 83, and said Notice of Claims to Water Rights
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.

Gayle Schumacher

SUBSCRIBED AND SWORN BEFORE ME THIS THE 3rd
day of November, 19 83.

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

RECEIVED
NOV 7 1983

Department of Water Resources
Western Regional Office

MICROFILMED

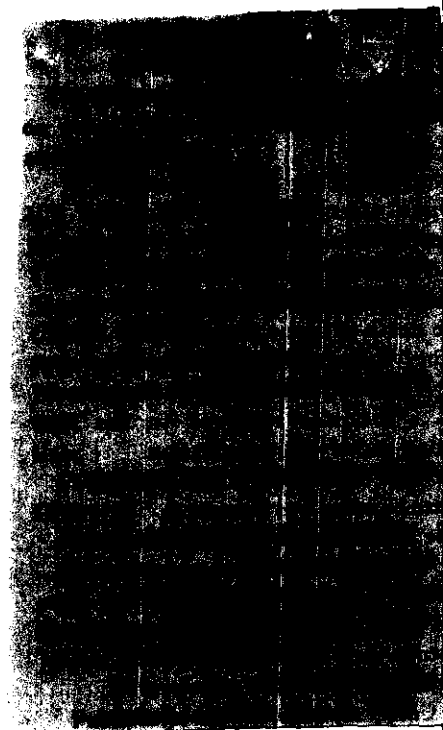
PROOF OF PUBLICATION

I, Robert E. Wherry, publisher of The Lewis, County Herald, a weekly newspaper of general circulation established in 1897 and published continuously in the City of Nezperce, County of Lewis, State of Idaho do solemnly swear that the herewith attached publication was printed in the regular edition of The Lewis County Herald, and not in a supplement, for

4 consecutive issues, the first publication having been on the 28 day of July, 1983, and the last publication on the 4 day of Aug, 1983.
Robert E. Wherry

Subscribed and sworn to before me, a Notary Public, this 30 day of Aug, 1983

Notary Public



RECEIVED
SEP 3 1983

Department of Water Resources
Western Regional Office

NOTARY PUBLIC

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: SL

Right Number 79-4380 Applicant BLM

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. 9/11/83 11/11/83
- ☒ Claim published correctly. new Perce 7/28/81 + 8/4/83
- ☒ Exceptions processed. Leviston mining trib 301 # 10/27 & 11/3/83

By DBS Date 2/3/84

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By SC Date 2/15/84

MICROFILMED

RECEIVED
FEB 14 1984

Department of Water Resources

Z9-4380_

U.S. DEPT. OF INTERIOR

BUREAU OF LAND MGMT., 1808 N. THIRD, 1808 N. THIRD, COEUR D ALENE, ID 83814

Source: UNNAMED STREAM trib. to CHINA CREEK

Priority Date: 12/31/1969

Diversion Pt: SWNE Sec 21 T 31N R 04W

Use: WILDLIFE STORAGE	(0.2 AF)
STOCKWATER STORAGE	(0.4 AF)

In: SWNE Sec 21 T 31N R 04W

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

NOVEMBER 16, 1983

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT.
1808 N. THIRD
1808 N. THIRD
COEUR D'ALENE ID 83814

RE: Claim No. 79-4380

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,

DAVID B. SHAW
Western Region Supervisor

Enclosure

RECEIVED
NOV 17 1983

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: RWA

Right Number _____ Applicant BLM

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 _____ Date _____

STATE OFFICE PROCESSING:

- ☐ Claim review complete.

By _____ Date _____

RECEIVED



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Idaho State Office
3380 Americana Terrace
Boise, Idaho 83706

IN REPLY
REFER TO:

7250 (931)

RECEIVED

JUN 20 1983

Department of Water Resources
Northern District Office

June 15, 1983

CERTIFIED--RETURN RECEIPT REQUESTED

Water Allocation Division
Department of Water Resources
Statehouse
Boise, Idaho 83720

Gentlemen:

Enclosed are 24 Claims for processing. Billing is to be made through
order number ID-910-~~PH3~~-0003.
BP3

Please return approved applications to the following address:

State Hydrologist
Bureau of Land Management
Idaho State Office
3380 Americana Terrace
Boise, Idaho 83706

Thank you for your cooperation.

Sincerely yours,

John Davis
Guy E. Baier

Guy E. Baier
Deputy State Director for
Lands and Renewable Resources

Enclosures as stated

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

AUGUST 17, 1983

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT.
1808 N. THIRD
COEUR D'ALENE ID 83814

RE: Claim No. 79-4380

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,

DAVID B. SHAW
Western Region Supervisor

Enclosure

79-4380-

U.S. DEPT. OF INTERIOR

BUREAU OF LAND MGMT., 1808 N. THIRD, COEUR D'ALENE, ID 83814

Source: UNNAMED STREAM trib. to CHINA CREEK

Priority Date: 12/31/1969

Diversion Pt: SWNE Sec 21 T 31N R 04W

Use: STOCKWATER STORAGE	(0.40 CFS)
WILDLIFE STORAGE	(0.20 CFS)

RECEIVED