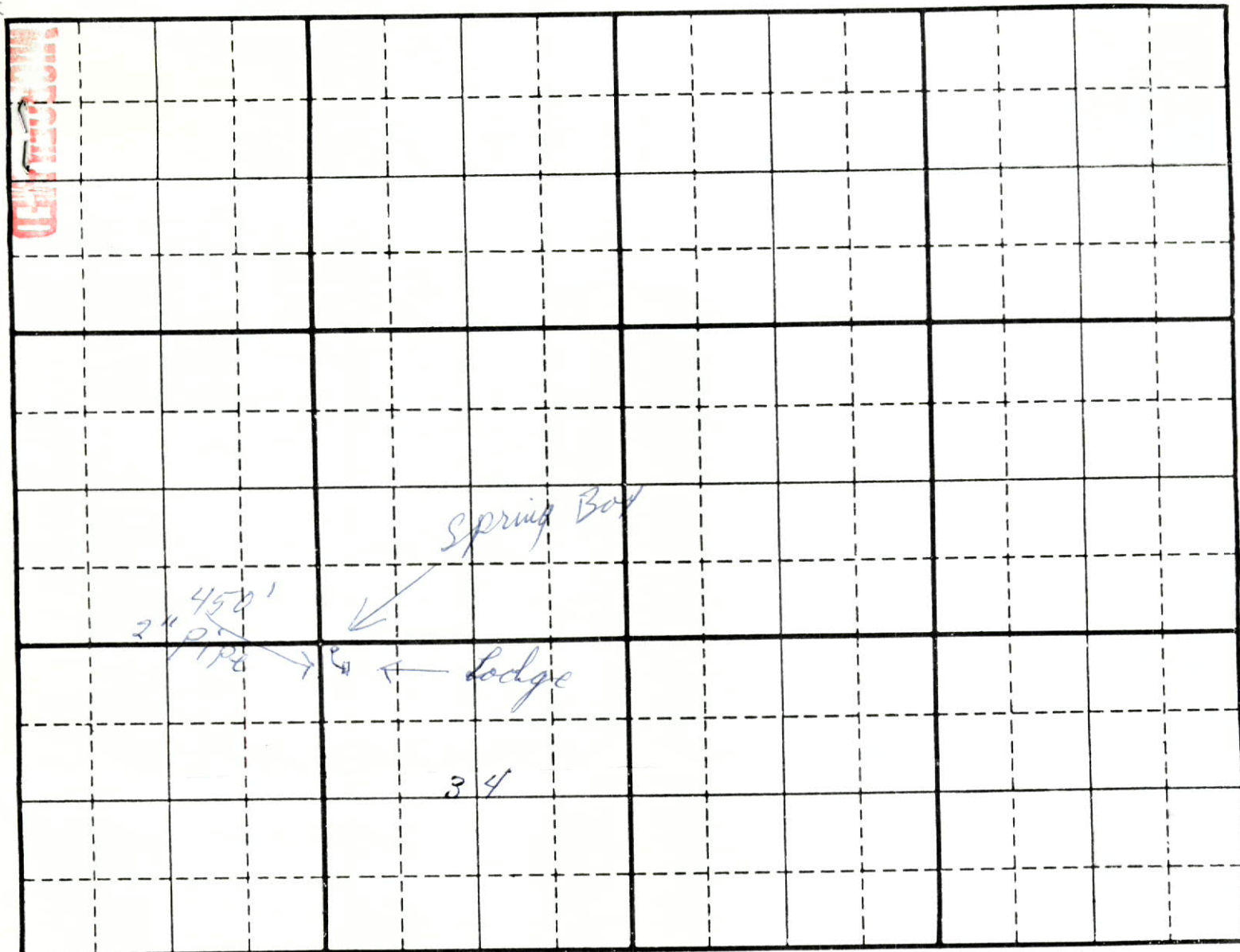


(8) Remarks Spring Box is located 450' South West
of Lot 125 of Dixie Plott Block "C"



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~~ Washington)
County of Stevens) 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.

W. Emmet Smith
(Claimant)

Sworn to before me this 6th day of March, 19 84.

Robin Chapman
Notary Public
Residing at Chewelah, Washington

My commission expires 6-10-86

IN MAIL 4/29/83 - P.M.

3-15-84

FOR DEPARTMENT USE ONLY

Received by SAC Date 2-1-83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by JP Date 3-27-84 claimant by: _____
\$30.00 fee received by JP Date 7/5/83 # 26908
Published in Idaho County Free Press
Dates 4/25 & 5/2/84

AFFIDAVIT OF PUBLICATION

NOTICE OF CLAIMS TO WATER RIGHTS

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

77-4216 158

DIXIE OUTFITTERS

C-O EMMETT SMITH,
DIXIE, ID 83525

Source: SPRING trib. to
SINKS

Priority Date: 06-01-1960

Diversion Pt: NWNW Sec 34
T 26N R 08E

Use: DOMESTIC (0.04 CFS)

In: NWNW Sec 34 T 26N R
08E.

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

KENDUNN, Dir.

Published 04-25 & 05-02-84.

A25-M2

Charlotte Sotin being first duly

sworn, says he is the Bookkeeper
of the IDAHO COUNTY FREE PRESS, a weekly newspaper which
is published and issued weekly at Grangeville, Idaho County,
State of Idaho, and which is of general circulation in said county
and state; that the said notice, of which the one hereto attached
is a true copy, was published in said paper for two weeks,
being published two times, the first publication being
on the 25th day of April, 19 84,
and the last publication on the 2nd day of
May, 19 84, and that the said notice
was published in the newspaper proper and not a supplement;
that said newspaper has been continuously and uninterruptedly
published in said county during a period of more than seventy-
eight consecutive weeks prior to the first publication of said
notice or advertisement.

Charlotte Sotin

Subscribed and sworn to before me this 2nd day
of May, 19 84.

[Signature], Notary Public
for State of Idaho, residing at Grangeville, Idaho.

MICROFILMED

RECEIVED
MAY 7 1984

Department of Water Resources
Western Regional Office

Dixie Outfitters
 Emmett A. Smith
 Dixie II no. 83525

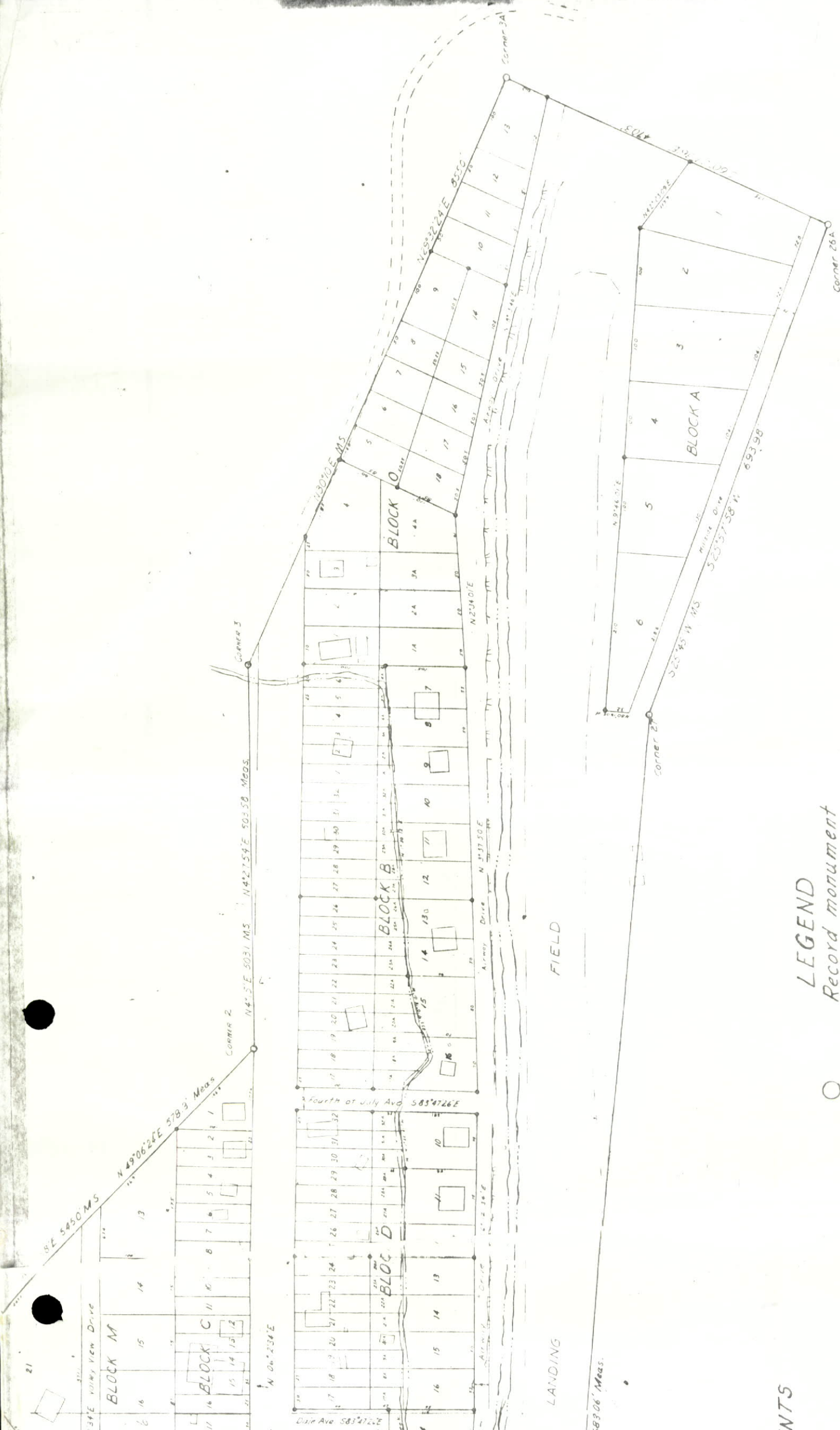
Furnished by the Surveyor 39.855 Acres

RECORDED

NOTES:



LIST OF OWNERS



LEGEND
 Record monument
 Corner set by this survey
 Building

MENTS

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 DIXIE OUTFITTERS, EMMETT SMITH,
(Name of Claimant)
DIXIE, ID 83525 Telephone No. 842-2417
(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) JUNE 1, 1960

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)
SPRING tributary to SINKS

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

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	Period of Use From	(Mo., Day)	To	(Mo., Day)
Quantity	<u>0.04 cfs</u>	Use	<u>DOMESTIC</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) 0.04 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW 1/4 NW 1/4, Sec. 34 Twp. 26N Rge. 8E B.M., County of IDAHO
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.
SPRING BOX - 4'x4'x8' w/2" PIPELINE VIA GRAVITY FLOW TO BUILDINGS.

(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.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			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	
26N	8E	34						X											

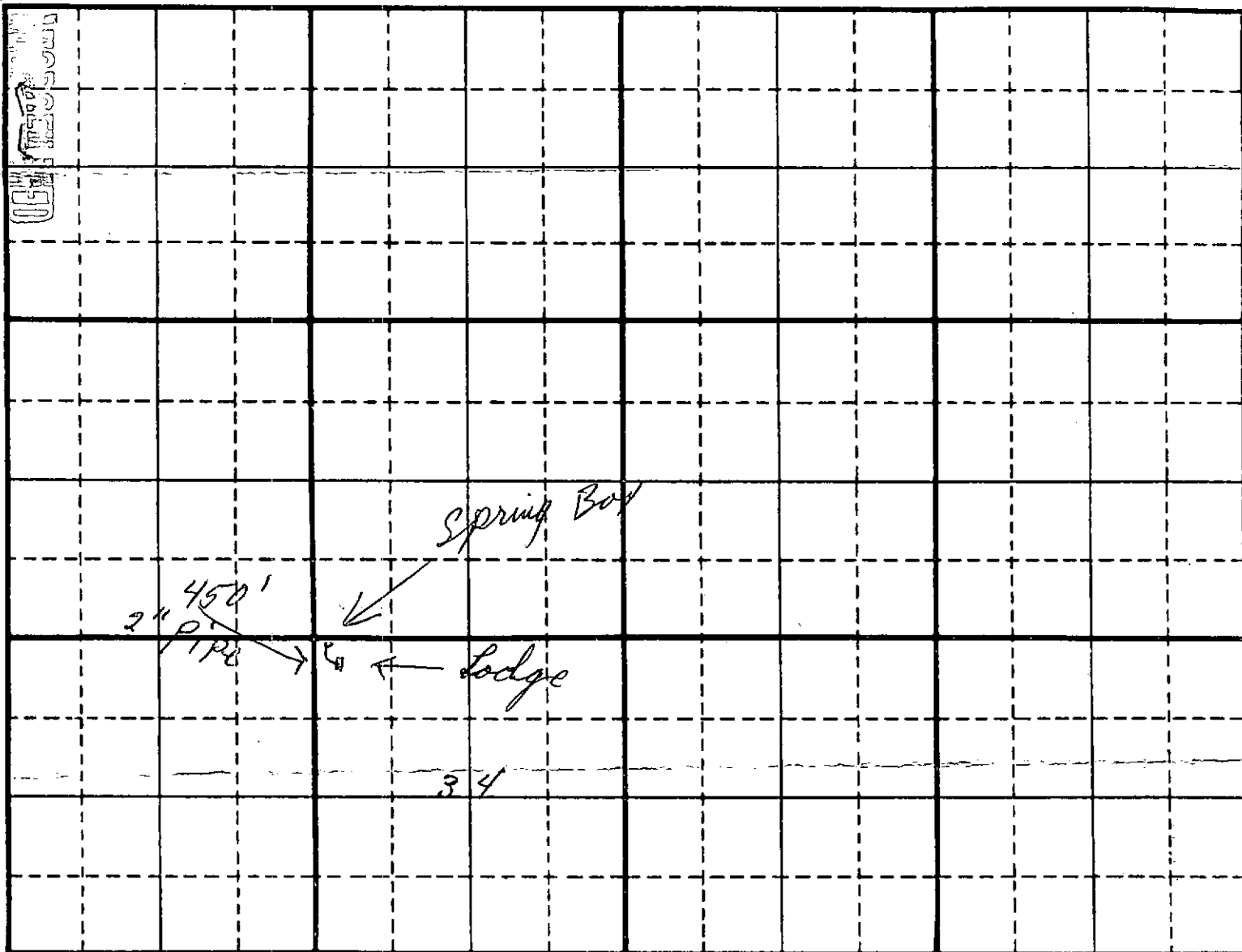
No. of acres

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

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: DIXIE OUTFITTERS - W. EMMETT SMITH, PRES.

(8) Remarks Spring Box is located 450' South West
of Lot 125 of Dixie Plott Block "C"



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~~ Washington)
) ss.
County of Stevens)

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.

W. Ernest Smith
(Claimant)

Sworn to before me this 6th day of March, 19 84.

Robin Chapman
Notary Public
Residing at Chewelah, Washington

My commission expires 6-10-86

IN MAIL 6/29/83-P.M.

3-15-84

FOR DEPARTMENT USE ONLY

Received by SAC Date 2-1-83 Exception filed by: _____ Date _____
Prelim. check by CP Date 3-27-84 Forwarded to claimant by: _____ Date _____
\$30.00 fee received by JP Date 7/5/83 # 26908
Published in Idaho County Free Press
Dates 4/25 & 5/2/84

AFFIDAVIT OF PUBLICATION

NOTICE OF CLAIMS TO WATER RIGHTS

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

77-4216

DIXIE OUTFITTERS

C-O EMMETT SMITH,
DIXIE, ID 83525

Source: SPRING trib. to
SINKS

Priority Date: 06-01-1960

Diversion Pt: NWNW Sec 34
T 26N R 08E

Use: DOMESTIC (0.04 CFS)

In: NWNW Sec 34 T 26N R
08E.

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

KENDUNN, Dir.
Published 04-25 & 05-02-84.
A25-M2

Charlotte Sotin being first duly

sworn, says he is the Bookkeeper
of the IDAHO COUNTY FREE PRESS, a weekly newspaper which
is published and issued weekly at Grangeville, Idaho County,
State of Idaho, and which is of general circulation in said county
and state; that the said notice, of which the one hereto attached
is a true copy, was published in said paper for two weeks,
being published two times, the first publication being
on the 25th day of April, 19 84.,
and the last publication on the 2nd day of
May, 19 84, and that the said notice
was published in the newspaper proper and not a supplement;
that said newspaper has been continuously and uninterruptedly
published in said county during a period of more than seventy-
eight consecutive weeks prior to the first publication of said
notice or advertisement.

Charlotte Sotin

Subscribed and sworn to before me this 2nd day
of May, 19 84.

[Signature] Notary Public
for State of Idaho, residing at Grangeville, Idaho.

MICROFILMED

RECEIVED
MAY 7 1984

Department of Water Resources
Western Regional Office

01 WATER RIGHT NUMBER - 77-4216

02 OLD (D) NUMBER -

LAST NAME
03001 - DIXIE OUTFITTERS

FIRST NAME

04001 -

ORIG. OWNER
05001 - C

06 ADD LINE 1 - C/O EMMETT SMITH

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - DIXIE

10 STATE - ID

11 ZIP - 83525

12 STAGE - S STATUTORY CLAIM

13 STATUS -

SOURCE
14001 - SPRINGTRIBUTARY OF
15001 - SINKS

16 DIVERSION MEANS - SPRING BOX & PIPELINE

17 COUNTY - 49 IDAHO

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - .040

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

----- DIVERSION POINTS -----

TRACT	SEC	TWN	RNG	LOT	RFLG	STREAM	INDEX	FIELDS
22001 - NWNW	23001 - 34	24001 - 26N	25001 - 08E	26001 -	27001 -			
			28001 - 0	0.0	0.0	0.0	0.0	0.0
				0.0	0.0	0.0	0.0	0.0

29 NON-IRRIGATION USE - O/LODGE.

----- PLACE OF USE -----

USE CODE / USE	TWN	RNG	SEC	TRACT	ACRES	LOT
30001 - 43 DOMESTIC	31001 - 26N	32001 - 08E	33001 - 34	34001 - NWNW	35001 -	36001 -
						TOTAL ACRES: 0

----- WATER USE -----

PERIOD FROM	PERIOD TO	USE CODE / USE	DIVERSION RATE	DIVERSION VOLUME
37001 - 0101	38001 - 1231	39001 - 43 DOMESTIC	40001 - 0.040	41001 - .000

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

REMARKS

44001 - AREA UNSURVEYED. P/D & P/U AREA APPROX.

APPROVAL CONDITIONS: 45001 -

46 OTHER RIGHTS FOR SAME USE -

----- D A T E S -----

----- D A T E S -----

----- F L A G S -----

47 PRIORITY	-	1-JUN-1960
48 PROOF DUE	-	
49 PROOF MADE	-	
50 APPROVE/DENIED	-	
51 PROTESTED	-	
52 HEARING	-	
53 VERIFIED	-	
54 LAST UPDATE	-	3-APR-1986

55 LICENSE	-
56 APPL RECEIVED	-
57 FIELD EXAM MADE	-
58 DECREE	-
59 START WORK	-
60 ORDER SHOW CAUSE	-
61 DATE_1	-
62 DATE_2	-

63 TRANSFER/AMENDED	-
64 DLE/CAREY ACT	-
65 FLAG_1	-
66 FLAG_2	-
67 FLAG_3	-

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY:

Right Number

Jan Grover
77-4216

Applicant

Dixie Outfitters

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. 5/7/84
- ☒ Claim published correctly. 30 County (see above)
- ☒ Exceptions processed. 30126908 4/25 & 5/2/84

By

DBS

Date

5/14/84

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

SC

Date

5/16/84

MICROFILMED

RECEIVED
MAY 16 1984

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

MAY 16, 1984

DIXIE OUTFITTERS
C/O EMMETT SMITH
DIXIE

ID 83525

RE: Claim No. 77-4216

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,

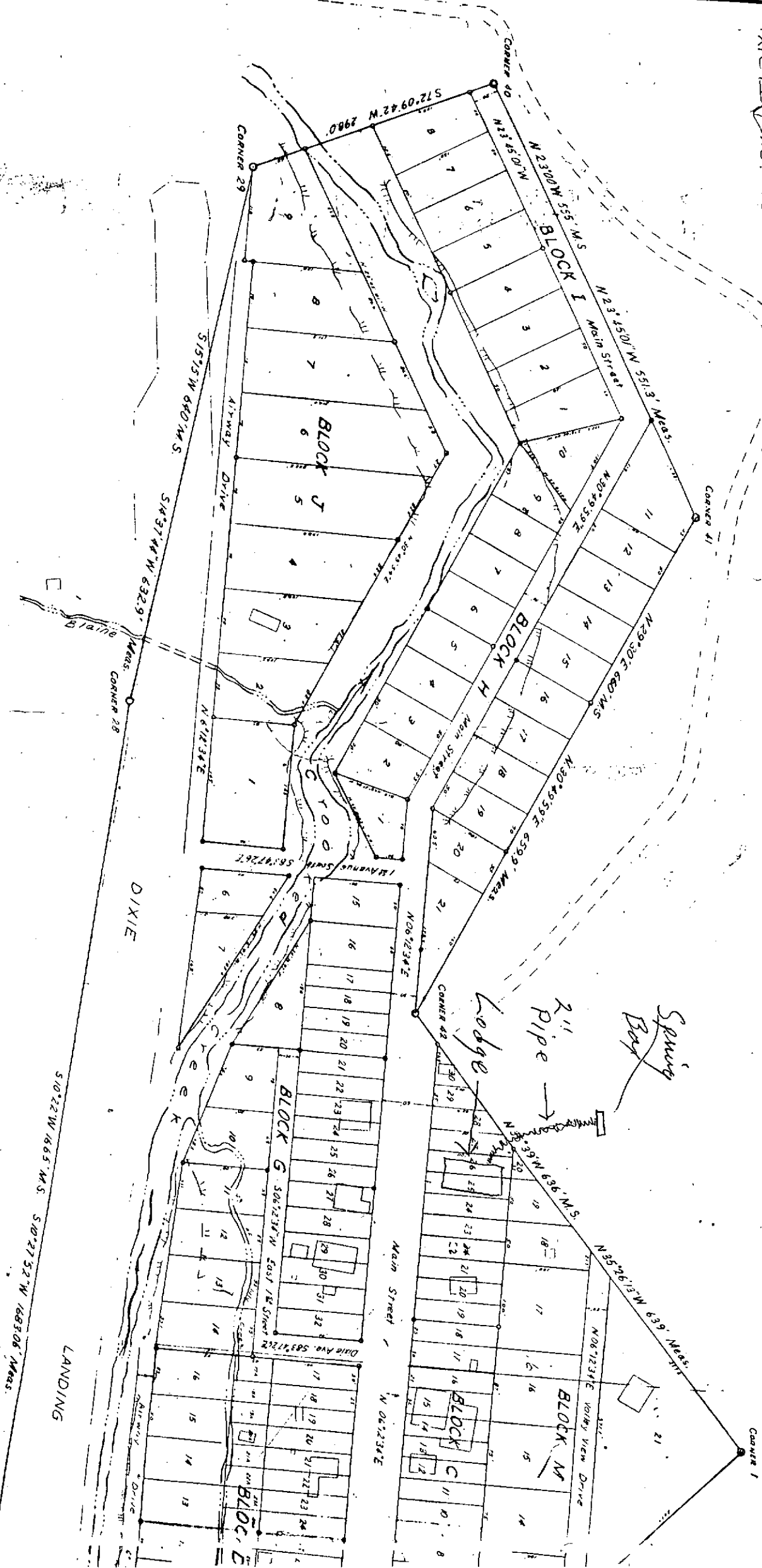
DAVID B. SHAW
Western Region Supervisor

Enclosure

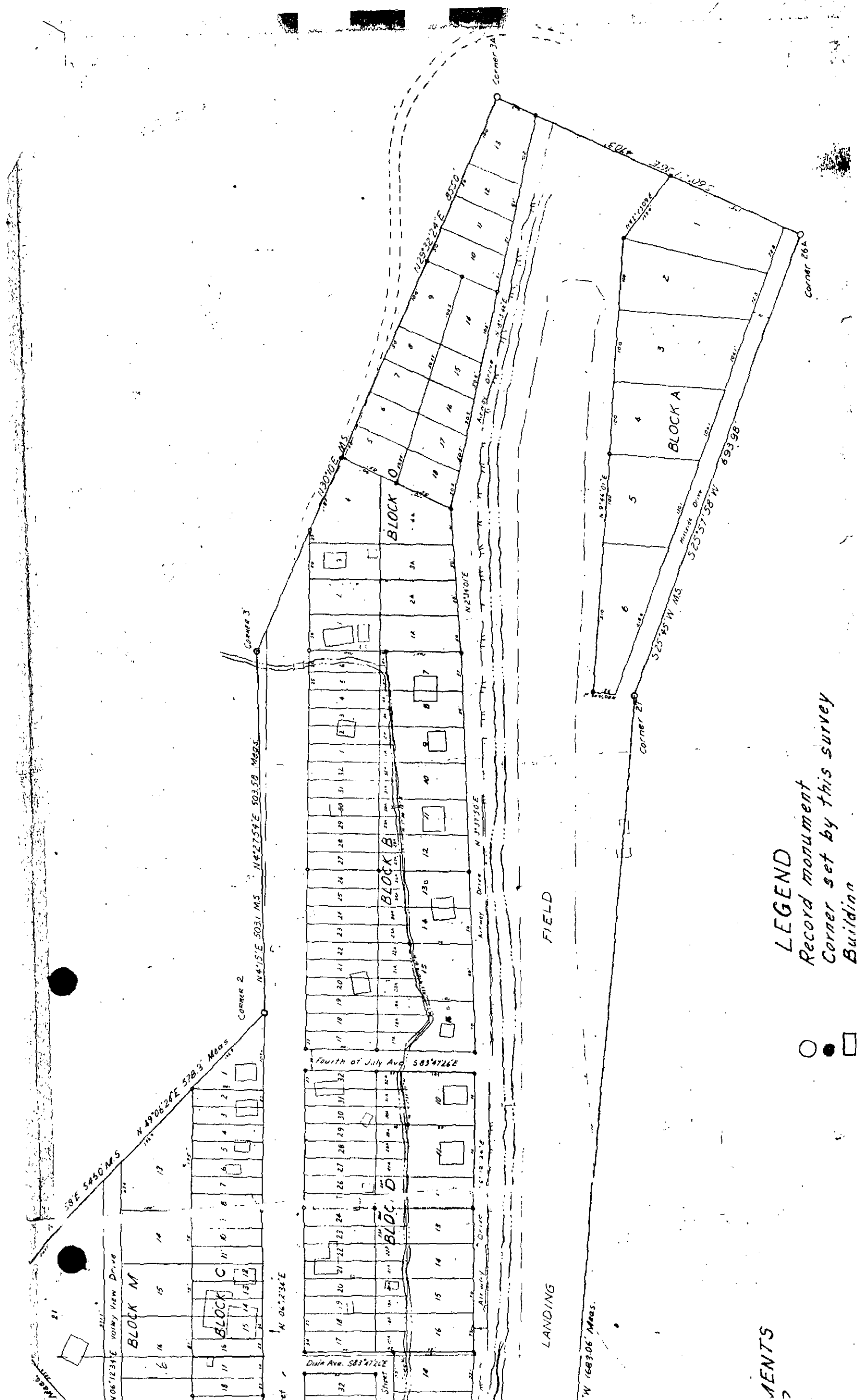
RECORDED
furnished by the Surveyor 39.855 Acres

Dixie Outfitters
Emmett & Smith
Dixie, Idaho 83525

NOTES:



LIST OF...



RECORD MONUMENT
 CORNER SET BY THIS SURVEY
 BUILDING

MONUMENTS
 2



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-2190

RECEIVED
MAR 15 1984

Department of Water Resources
Western Regional Office

January 16, 1984

Dixie Outfitters
Emmett Smith
Dixie, ID 83525

Dear Mr. Smith:

We are now reviewing your claim to a water right submitted in June, 1983. Before we can process your claim, more information is needed.

The legal description is in correct form, but a tributary for your spring needs to be listed under Item No. 2. This would be the creek or river into which the spring flows if it is not contained. If it sinks into the ground before reaching a creek or river, then sinks should be listed as the tributary.

Your signature on the back of the claim must be notarized and the map completed before the claim is acceptable. Enclosed is a partially completed claim form for you to sign, notarize and complete the asterisked portions as explained above. This claim has been completed for your convenience as the department does not accept pencilled documents for permanent records. Please re-submit this claim within 60 days so that the original date the claim was submitted can be utilized in keeping the filing fee at \$30.00. Do not hesitate to contact us if you have any questions.

Sincerely,

Jan Grover
Senior Water Resource Agent

JG/cjk
Enclosure

Thank you for your patience

RECEIVED
MAR 15 1984

January 16, 1984

Dixie Outfitters
Emmett Smith
Dixie, ID 83525

Dear Mr. Smith:

We are now reviewing your claim to a water right submitted in June, 1983. Before we can process your claim, more information is needed.

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Sincerely,

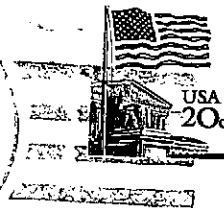
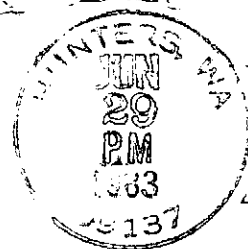
Jan Grover
Senior Water Resource Agent

JG/cjk
Enclosure



DIXIE OUTFITTERS, INC.

Dixie, Idaho 83525



Idaho Dept of Water Resources
450 W. State St
Boise, Idaho

83720
MICROFILMED

ZZ-4216-

DIXIE OUTFITTERS

C/O EMMETT SMITH, DIXIE, ID 83525

Source: SPRING trib. to SINKS

Priority Date: 06/01/1960

Diversion Pt: NWNW Sec 34 T 26N R 08E

Use: DOMESTIC (0.04 CFS)

In: NWNW Sec 34 T 26N R 08E

RECEIVED
JUN 10 1960

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

APRIL 19, 1984

Idaho County Free Press
Box 267
Grangeville, ID 83530

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before MAY 14, 1984.

Yours truly,

JUDY PENSE
Secretary

Encl.

APR 22 1984

NOTICE OF CLAIMS TO WATER RIGHTS

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

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

KEN DUNN, Dir.

Published 04/25 & 05/02/84.

RECEIVED
APR 25 1984
WATER RESOURCES
DIVISION
BOISE, IDAHO

