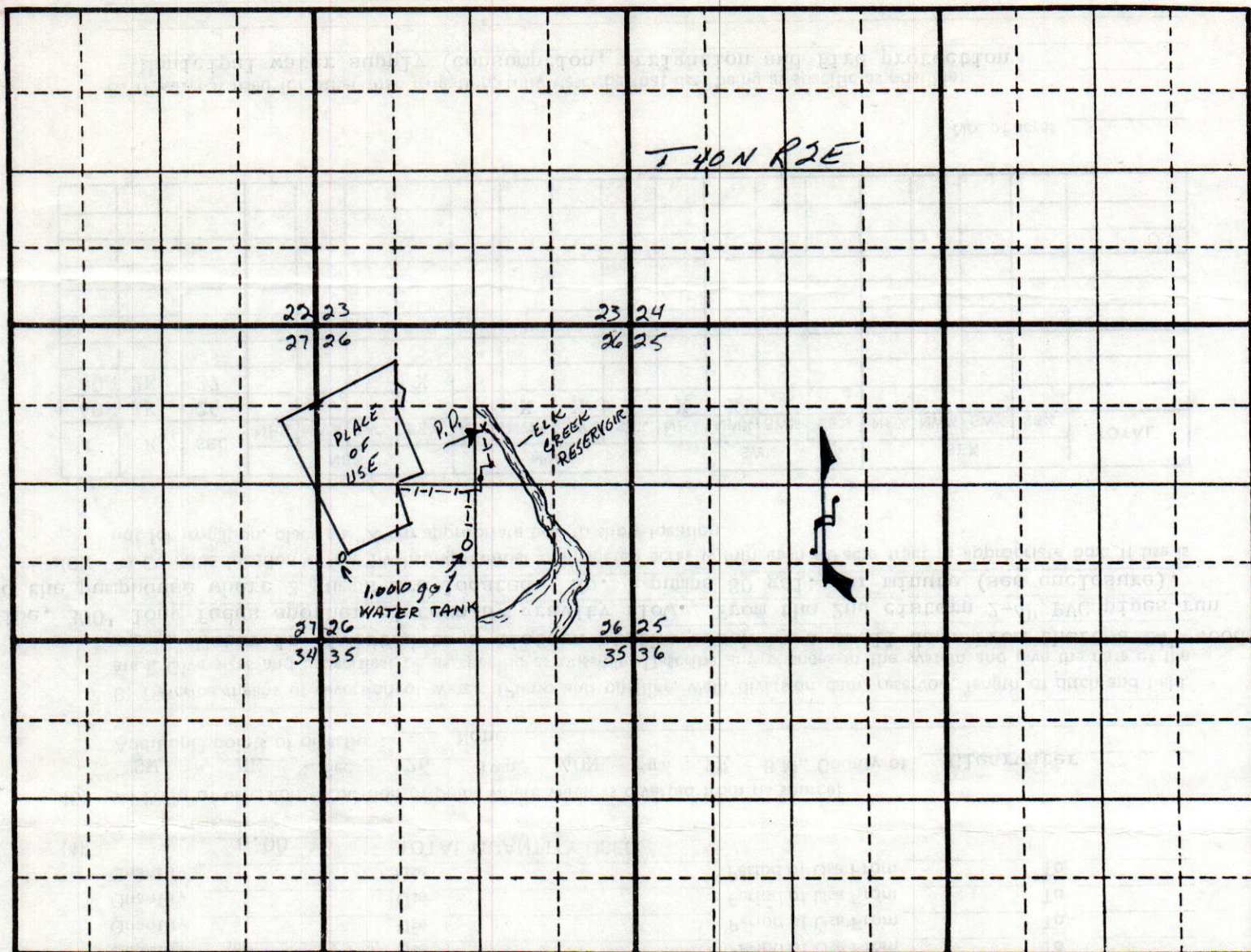


RECEIVED

(8) Remarks Elk River has had two wells drilled in the last six years. During this time we have had to resort back to the creek for our water due to the failure of the well. We are just now completing the second well. The first one sanded in. There are also periods when the water table drops in the said well, forcing the use of water from Elk Creek.



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 Clearwater)

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.

x Bernadine F. Nordin - Mayor
(Claimant)

Sworn to before me this 24th day of May, 19 84.

Notary Public
Residing at Elk River, Idaho

My commission expires 10-10-84 Bound.

FOR DEPARTMENT USE ONLY

Received by [Signature] Date 5/29/84 (copy) Exception filed by: _____ Date _____
Prelim. check by KIC Date 6/1/84 Forwarded to claimant by: _____ Date _____
\$30.00 fee received by [Signature] Date 6/1/84 (31530)
Published in Clearwater Tribune
Dates 6/13 + 20/84

MICROFILMED

EUK CREEK

DAM

24" WOOD STAVE PIPE

300 FT GRAVITY FLOW

NO 1 INTAKE

CISTERN

4" PVC
4" PVC

NO 1 PUMP 80 MIN
GAL MIN

NO 2 150 GAL MIN
FIRE PLUG

NO 1 VALVE

VALVE
NO 2 PUMP

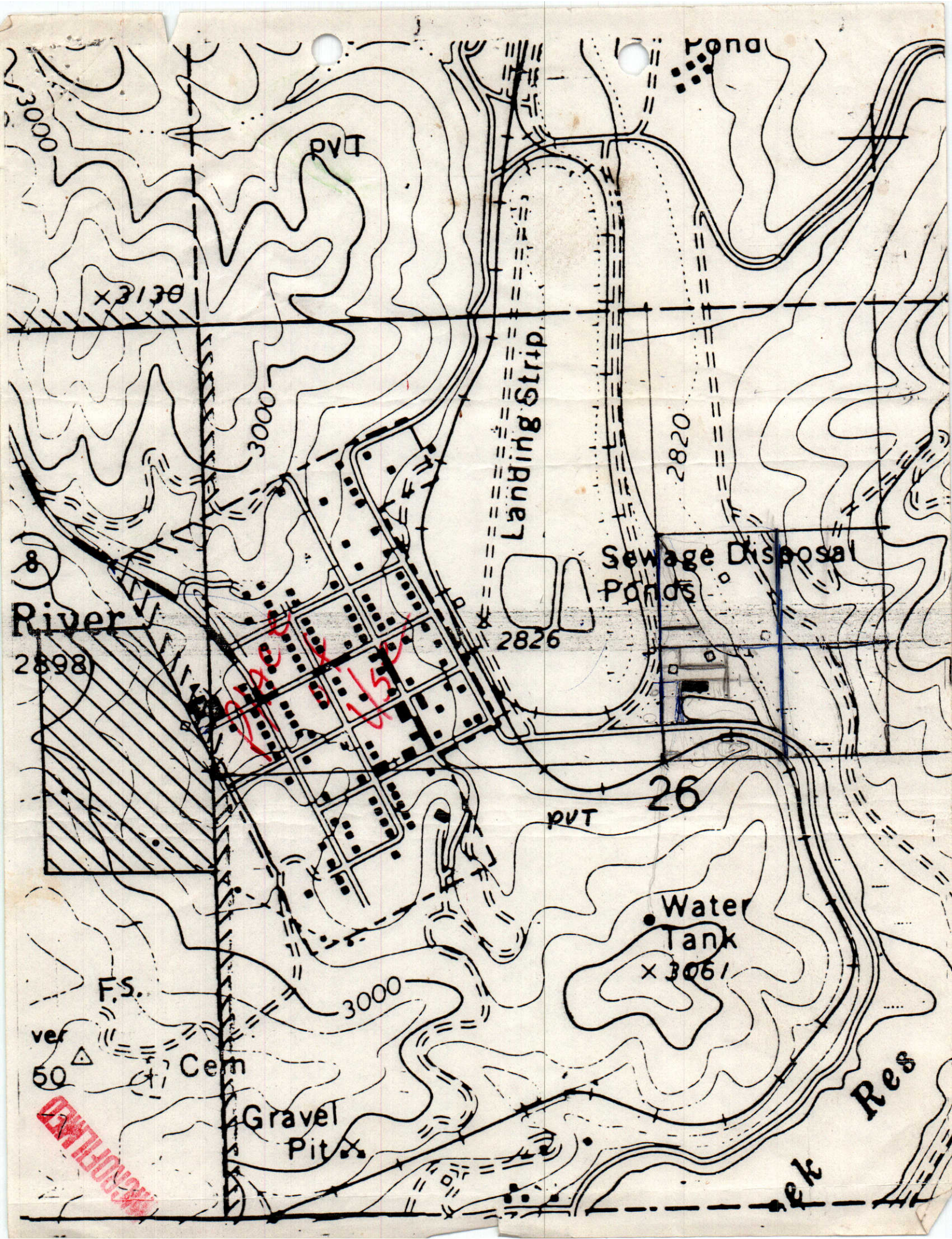
8" CAST IRON PIPE TRUNK LINE

TO TANK

HOT POND

DIAMOND
SHOP

FIRE
PLUG



AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Clearwater } ss.

Nancy Noble

being first duly sworn, on oath, deposes and says:

That I am and at all times herein mentioned have been a citizen of the United States and of the State of Idaho, over 21 years of age, and that I am not a party to nor interested in the above entitled proceeding; that I am and at all times herein mentioned have been the Editor, Foreman, of THE CLEARWATER TRIBUNE: That said Clearwater Tribune is a newspaper of general circulation, printed and published weekly at Orofino, in the County of Clearwater and State of Idaho; that the Clearwater Tribune has been continuously and uninterruptedly published in Clearwater County, Idaho during the period of seventy-eight consecutive weeks prior to the first publication of attached copy of

Notice of Claims to Water
Rights - City of Elk River

That said Notice

of which the annexed is a full, true and correct printed copy, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for full period of two consecutive issues commencing on the 14th day of June, 19 84, and ending on the 21st day of June, 19 84

Subscribed and sworn to before me this 22nd day of June, 19 84

Notary Public in and for the State of Idaho
Residing at Orofino therein

NOTICE OF CLAIMS TO WATER RIGHTS

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

83-4186

CITY OF ELK RIVER

P.O. BOX H

ELK RIVER, ID 83827

Source: ELK CREEK trib. to
CLEARWATER RIVER

Priority Date: 1/1/1910

Diversion Pt.: SWNE Sec 26 T
40N R 02E

Use: MUNICIPAL (6.00 CFS)
In: Place of Use located
within the City Limits of Elk
River.

Exceptions to a claim may
be filed with the Director,
Dept. of Water Resources,
4055 Govt. Way, Coeur d'Al-
ene, ID 83814.

KEN DUNN, DIR.
6-14,21

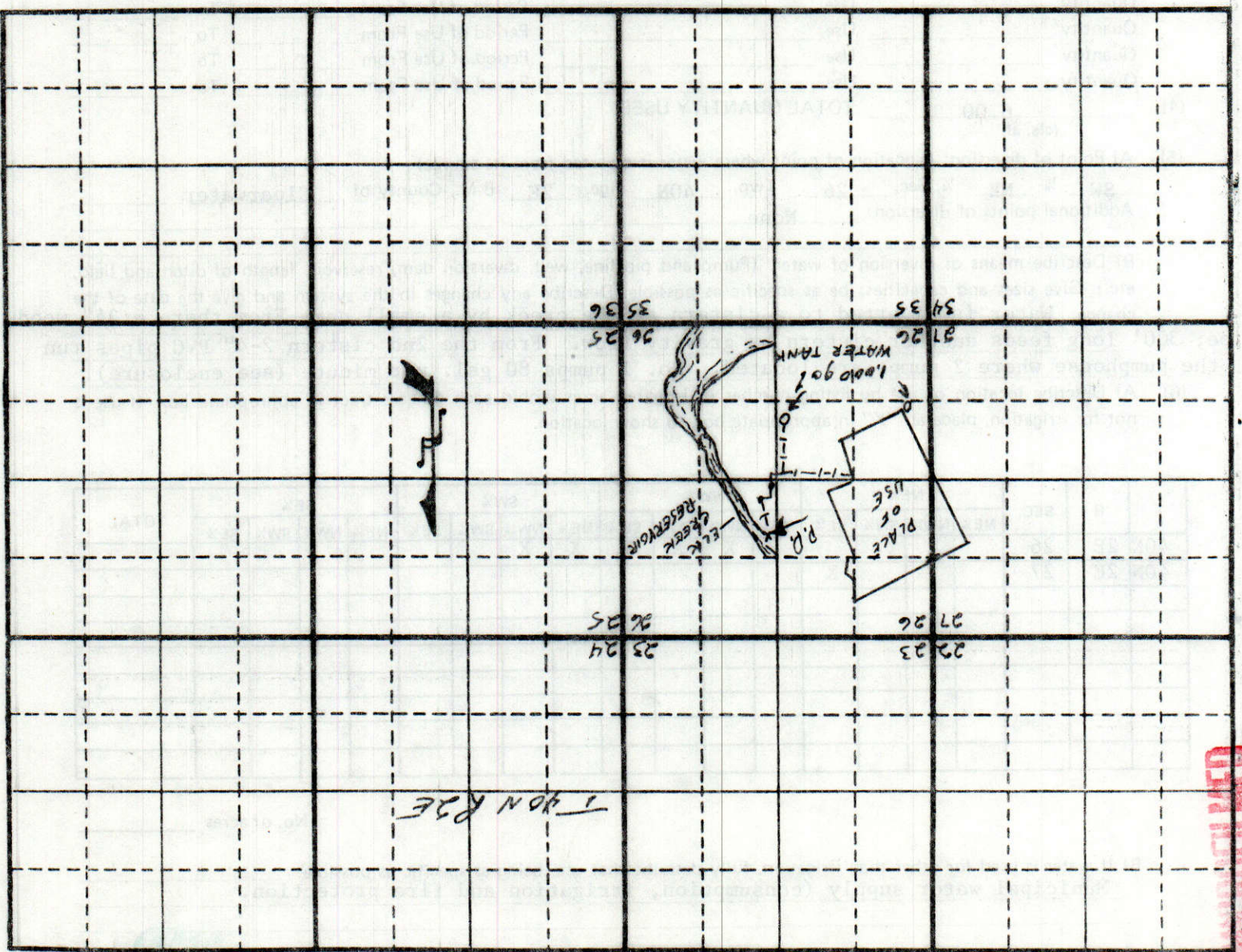
RECEIVED

AUG 2 1984

Depot
Notary Public

RECEIVED

(8) Remarks Elk River has had two wells drilled in the last six years. During this time we have had to resort back to the creek for our water due to the failure of the well. We are just now completing the second well. The first one sanded in. There are also periods when the water table drops in the said well, forcing the use of water from Elk Creek.



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.

Scale: 2 inches equal 1 mile.

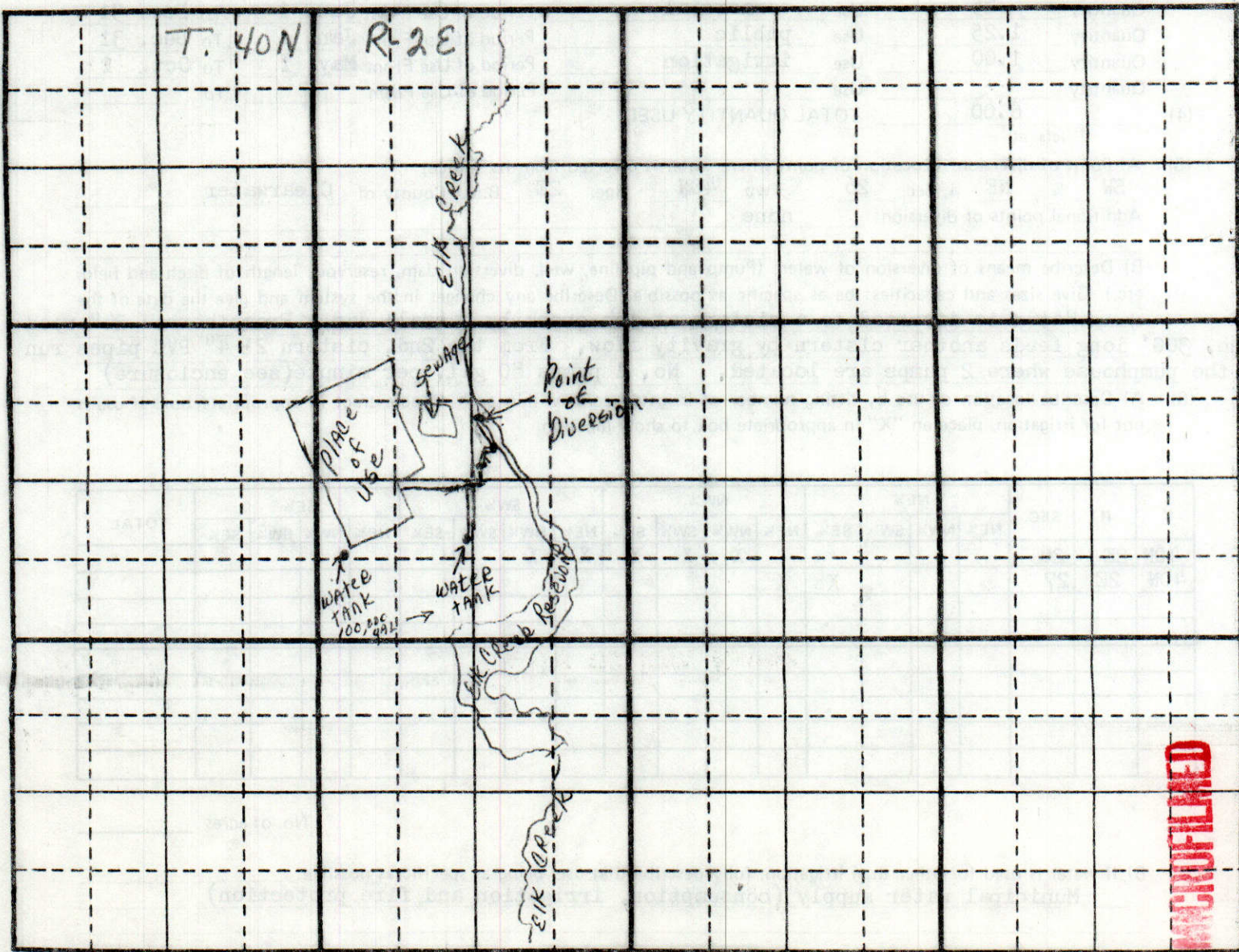
State of Idaho)
County of) ss.

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 _____ day of _____, 19____.
(Claimant) X
Notary Public
Residing at _____
My commission expires _____

FOR DEPARTMENT USE ONLY
Received by _____ Date _____
Prelim. check by _____ Date _____
\$30.00 fee received by _____ Date _____
Published in _____
Dates _____
Exception filed by: _____ Forwarded to: _____
claimant by: _____ Date _____

(8) Remarks: Elk River has had two wells drilled in the last six years. During this time we had to resort back to the creek for our water due to the failure of the well. We are just completing the second well. The first one sanded in. There are also periods when the water drops in the said well, forcing the use of water from Elk Creek.



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 (Clemens)
() 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 8th day of May, 1984.
(Claimant)
Richard J. Allen, Mayor

Notary Public
Residing at
Elk River, Idaho

My commission expires 10-10-84

FOR DEPARTMENT USE ONLY

Received by _____ Date 5/10/84 (initials)
Prelim. check by _____ Date _____
\$30.00 fee received by _____ Date _____
Published in _____
Dates _____

Forwarded to
claimant by: _____
Date _____

EAK CREEK

DAM

NO 1
INTAKE
24" WOOD STAVE PIPE
300 FT GRAVITY FLOW

CISTERN

WHIPC
WHIPC

NO 1
PUMP 80
GAL MIN

NO 2
150 GAL MIN
FIRE PLUG
NO 1
VALVE

VALVE
NO 2 PUMP

8" CAST IRON PIPE TRUNK LINE

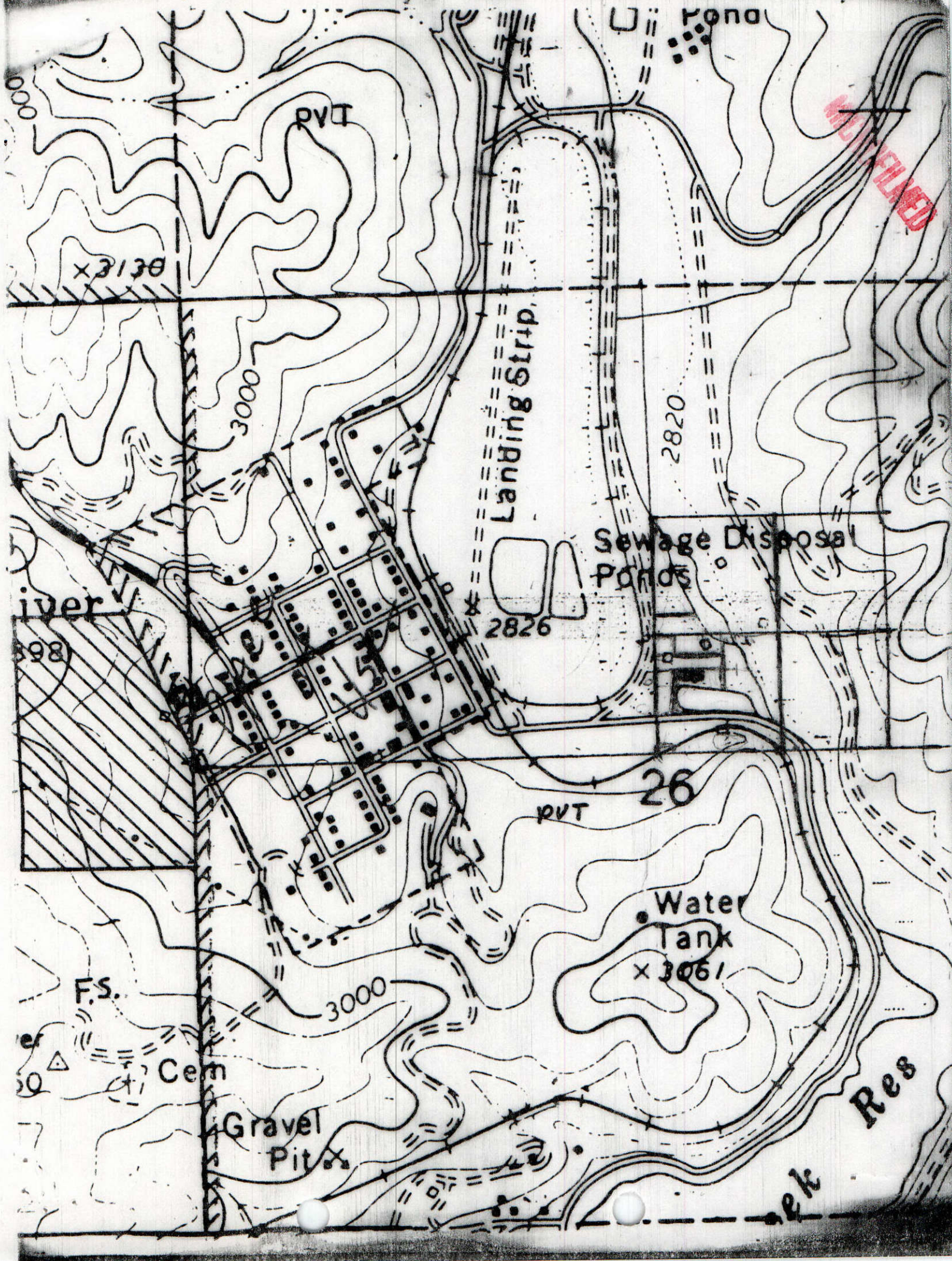
FIRE
PLUG

DIAMOND
SHOP

HOT POND

RECORDED

TO TANK



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 City of Elk River
(Name of Claimant)

Box H Elk River, Idaho 83827 Telephone No. 826-3209
(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) 1910

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)

Elk Creek tributary to Dworshak Reservoir (Clearwater R.)

(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, af)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive) (Mo., Day)	(Mo., Day)
Quantity <u>6.00</u>	Use <u>Municipal</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) 6.00 TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ NE ¼, Sec. 26 Twp. 40N Rge. 2E B.M., County of Clearwater
Additional points of diversion: None

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. Water is diverted to a cistern at the creek by a small dam. From there a 24" wood pipe, 300' long feeds another cistern by gravity flow. From the 2nd cistern 2-4" PVC pipes run to the pumphouse where 2 pumps are located. No. 1 pumps 80 gal. per minute (see enclosure).

(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	
40N	2E	26					X	X	X	X	X	X							
40N	2E	27				X													

No. of acres _____

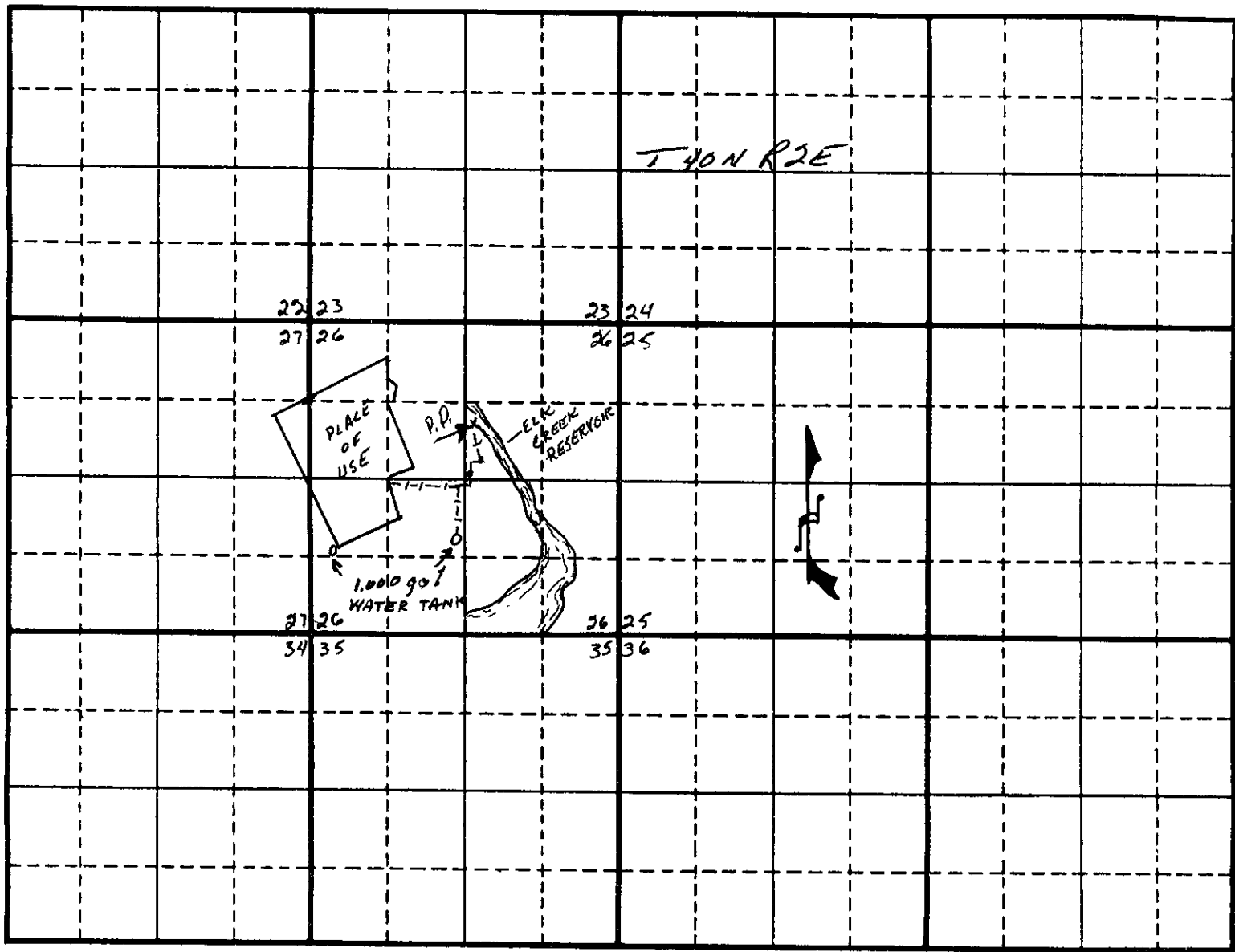
B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Municipal water supply (consumption, irrigation and fire protection).

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: _____

07411-0000

(8) Remarks Elk River has had two wells drilled in the last six years. During this time we have had to resort back to the creek for our water due to the failure of the well. We are just now completing the second well. The first one sanded in. There are also periods when the water table drops in the said well, forcing the use of water from Elk Creek.



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 Clearwater) 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.

Bernadine F. Nordin - Mayor
(Claimant)

Sworn to before me this 24th day of May, 19 84.

John Dahlberg
Notary Public
Residing at Elk River, Idaho

My commission expires 10-10-84 Bond.

FOR DEPARTMENT USE ONLY

Received by [Signature] Date 5/24/84 Exception filed by: _____ Date _____
Prelim. check by KIC Date 6/1/84
Published in Clearwater Tribune Date 6/1/84 (31535)
Dates 6/13 + 20/84

Forwarded to claimant by: _____ Date _____

City of Elk River

Elk River, Idaho 83827

Date May 2, 1984

To

From

ENCLOSURE

- (3) We project a future growth of at least 7 homes.
- (5)-B) No. 2 pumps 150 gal. per minute. From there an 8" cast iron trunk line takes the water to 2 water tanks. 100,000 gallons capacity each.

RECEIVED

ELE CREEK

DAM

CISTERN

24" WOOD STAVE PIPE

700 FT GRAVITY FLOW

NO 1 INTAKE

4" PUC
4" PUC

NO 1 PUMP 80 MIN GAL

NO 2 150 GAL MIN FIRE PLUG

NO 1 VALVE

VALVE NO 2 PUMP

8" CAST IRON PIPE TRUNK LINE

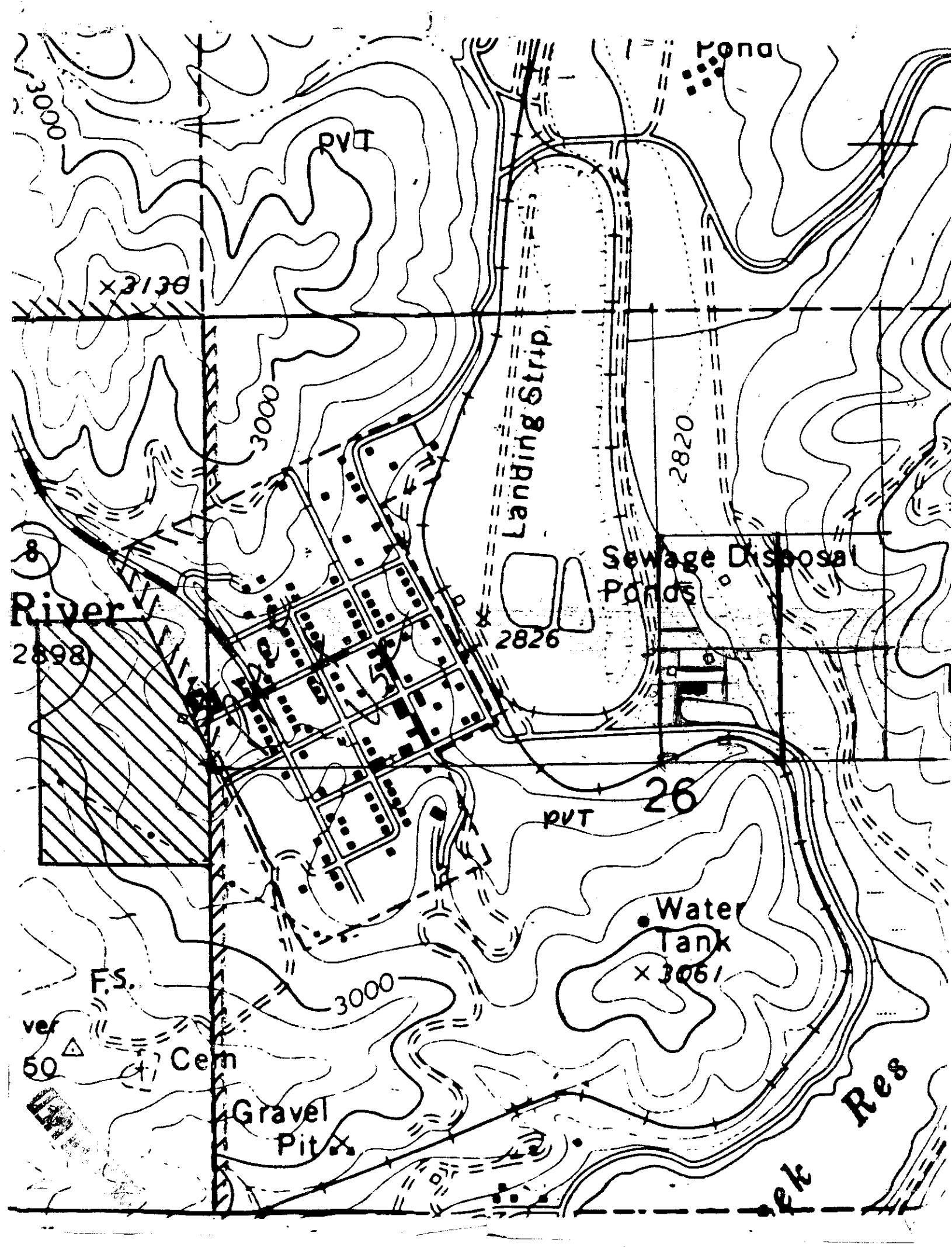
FIRE PLUG

HOT WOND

Diamond

SHOP

TO TANK



AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Clearwater } ss.

Nancy Noble

being first duly sworn, on oath, deposes and says:

That I am and at all times herein mentioned have been a citizen of the United States and of the State of Idaho, over 21 years of age, and that I am not a party to nor interested in the above entitled proceeding; that I am and at all times herein mentioned have been the Editor, Foreman, of THE CLEARWATER TRIBUNE: That said Clearwater Tribune is a newspaper of general circulation, printed and published weekly at Orofino, in the County of Clearwater and State of Idaho; that the Clearwater Tribune has been continuously and uninterruptedly published in Clearwater County, Idaho during the period of seventy-eight consecutive weeks prior to the first publication of attached copy of

Notice of Claims to Water
Rights - City of Elk River

That said Notice

of which the annexed is a full, true and correct printed copy, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for full period of two consecutive issues commencing on the 14th day of June, 19 84, and ending on the 21st day of June, 19 84

Nancy Noble
Subscribed and sworn to before me this 22nd day of June, 19 84

Carrie Bird

NOTARY PUBLIC IN AND FOR THE STATE OF IDAHO
RESIDING AT OROFINO THEREIN



OK
8/2/84

RECEIVED

AUG 2 1984

THE CLEARWATER TRIBUNE

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: KK

Right Number 83-4186 Applicant Elk River

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 8/1/84

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By SC Date 8/9/84

11/17/84

11/17/84

IDENT. NO. 83-4186

WATER RIGHT
DATA ENTRY LOG

Item

83-4186-

CITY OF ELK RIVER

P.O. BOX H, ELK RIVER, ID 83827

Source: ELK CREEK trib. to CLEARWATER RIVER

Priority Date: 01/01/1910

Diversion Pt: SWNE Sec 26 T 40N R 02E

Use: MUNICIPAL (6.00 CFS)

In: Place of Use located within the City Limits of Elk River.

6 62 11 11 11 11

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

JULY 2, 1984

CITY OF ELK RIVER
P.O. BOX H
ELK RIVER ID 83827

RE: Claim No. 83-4186

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.

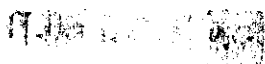
If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

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





STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

A. Kenneth Dunn
Director

Suite No. 9
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

May 29, 1984

The Honorable Bernadine F. Nordin
Mayor, City of Elk River
Box H
Elk River, Id. 83827

Dear Mayor Nordin:

We regret to advise that in our letter to you of May 23, 1984, there was a typographical error in the filing fee. The letter said \$10.00 and it should have read \$100.00.

We are, therefore, returning the Claim to a Water Right and your Check No. 92-212 in the amount of \$10.00. Please return the Claim and a correct filing fee of \$100.00. The filing fee will increase to \$200.00 after June 30, 1984.

If I can be of any other assistance, please contact me at this office. We apologize for any inconvenience this may have caused you.

Sincerely,

TOM D. KING
Senior Water Resource Agent

pms

Enc. - Claim
Check

RECEIVED
MAY 31 1984



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

A. Kenneth Dunn
Director

Suite No. 9
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

May 23, 1984

The Honorable Bernadine F. Nordin
Mayor, City of Elk River
Box H
Elk River, Id. 83827

Dear Mayor Nordin:

I am returning your Check No. 92-212 in the amount of \$100.00 and the Claim of the City of Elk River, along with a Claim I have taken the liberty of preparing. You will notice that I have included all the uses under the heading of "Municipal" and that I have deleted usage in the NENW, Sec. 27, since the map did not show that area as being covered.

Please check the new Claim carefully, and if you find that it fairly represents your water use, have it notarized and returned to this office with the \$10.00 filing fee prior to June 30, 1984. On June 30, 1984, the fee increases to \$200.00.

If I can be of any assistance, please contact me at this office.

Sincerely,

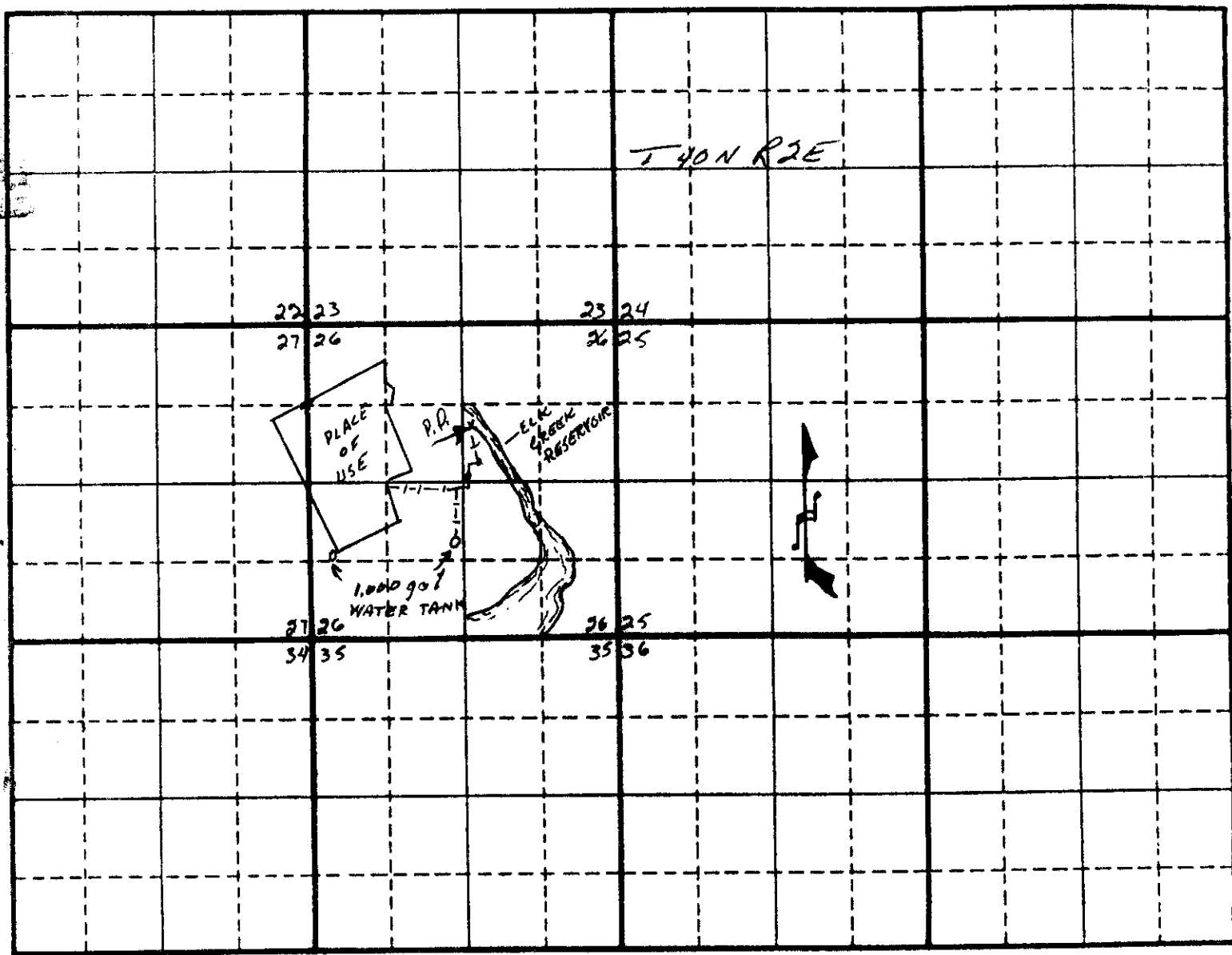
TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - Claims (2)
Check



(8) Remarks Elk River has had two wells drilled in the last six years. During this time we
ave had to resort back to the creek for our water due to the falure of the well. We are just now
ompleting the second well. The first one sanded in. There are also periods when the water table
rops in the said well, forcing the use of water from Elk Creek.



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)
) ss.
 County of _____)

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.

X _____
 (Claimant)

Sworn to before me this _____ day of _____, 19____.

Notary Public
 Residing at _____

My commission expires _____

FOR DEPARTMENT USE ONLY

Received by _____	Date _____	Exception filed by: _____	Forwarded to _____	Date _____
Prelim. check by _____	Date _____		claimant by: _____	
\$30.00 fee received by _____	Date _____			
Published in _____				
Dates _____				

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 the City of Elk River

Box H

(Name of Claimant)

83827

Telephone No. 826-3209

(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) Year-1910

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)

Elk Creek

tributary to

Dworshak Reservoir (Clearwater River)

(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, af)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
		Use		Period of Use From	(Mo., Day)	To (Mo., Day)
Quantity	<u>3.5</u>		<u>domestic</u>	Period of Use From	<u>Jan. 1</u>	To <u>Dec. 31</u>
Quantity	<u>.25</u>		<u>commercial</u>	Period of Use From	<u>Jan. 1</u>	To <u>Dec. 31</u>
Quantity	<u>1.25</u>		<u>public</u>	Period of Use From	<u>Jan. 1</u>	To <u>Dec. 31</u>
Quantity	<u>1.00</u>		<u>irrigation</u>	Period of Use From	<u>May 1</u>	To <u>Oct. 1</u>
Quantity				Period of Use From		To
(4)	<u>6.00</u>		<u>TOTAL QUANTITY USED.</u>			

(cfs, af)

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

SW ¼ NE ¼, Sec. 26

Twp. 40N

Rge. 2E

B.M., County of Clearwater

Additional points of diversion: none

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.

Water is diverted to a cistern at the creek by a small dam. From there a 24" wood pe, 300' long feeds another cistern by gravity flow. From the 2nd. cistern 2-4" PVC pipes run the pumphouse where 2 pumps are located. No. 1 pumps 80 gal. per minute (see enclosure)

(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	
<u>40N</u>	<u>2E</u>	<u>26</u>						X	X	X	X	X							
<u>40N</u>	<u>2E</u>	<u>27</u>				X	X												

No. of acres _____

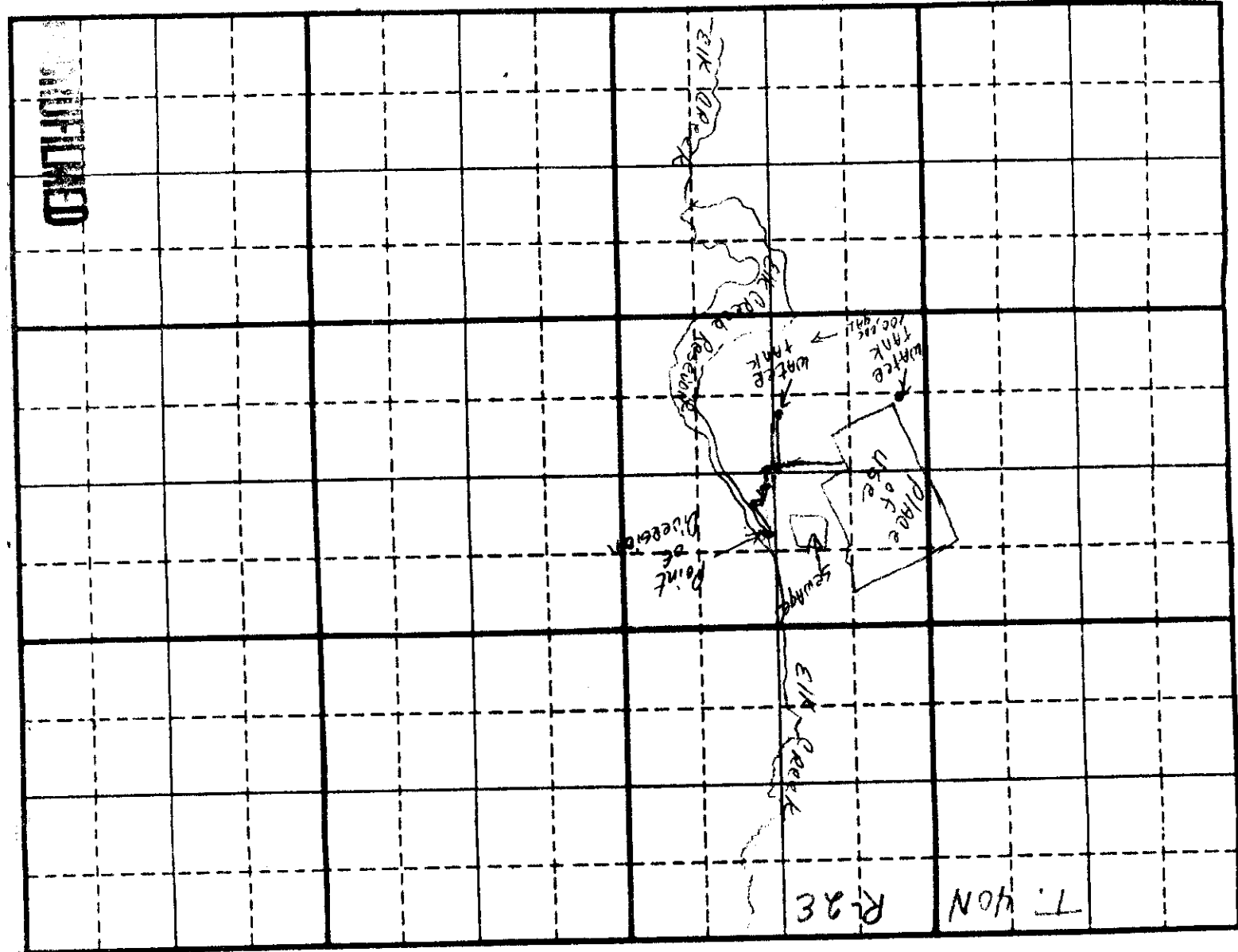
B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

Municipal water supply (consumption, irrigation and fire protection)

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:

(8) Remarks Elk River has had two wells drilled in the last six years. During this time we ve had to resort back to the creek for our water due to the failure of the well. We are just w completing the second well. The first one sanded in. There are also periods when the water ble drops in the said well, forcing the use of water from Elk Creek.



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 Clearwater) 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.

Edward J. Berlin, Mayor
(Claimant)

Sworn to before me this 8th day of May, 1984.

John W. Ahlberg
Notary Public
Residing at Elk River, Idaho

My commission expires 10-10-84
Buck

FOR DEPARTMENT USE ONLY

Received by <u>[Signature]</u>	Date <u>5/10/84</u>	Exception filed by: _____	Forwarded to claimant by: _____	Date _____
Prelim. check by <u>[Signature]</u>	Date _____			
\$30.00 fee received by _____	Date _____			
Published in _____				
Dates _____				

Received by
Prelim. check
\$30.00 fee rece.
Published in

City of Elk River

Elk River, Idaho 83827

RECEIVED

Date May 2, 1984

To

From

ENCLOSURE

- (3) We project a future growth of at least 7 homes.
- (5)-B) No. 2 pumps 150 gal. per minute. From there an 8" cast iron trunk line takes the water to 2 water tanks. 100,000 gallons capacity each.

ELE CREEK

DIAMOND
SHOP

HOT TUB

DAM

24" WOOD STAVE PIPE
300 FT GRAVITY FLOW

CISTERN

4" P.V.C.

NO. 1
PUMP 40 MIN
GAL MIN

NO. 2
150 GAL MIN
FINE PUMP

VALVE
NO. 2 PUMP

8" CAST IRON PIPE TRUNK LINE

PIPE
PLUG

TO TANK

CEMENT

