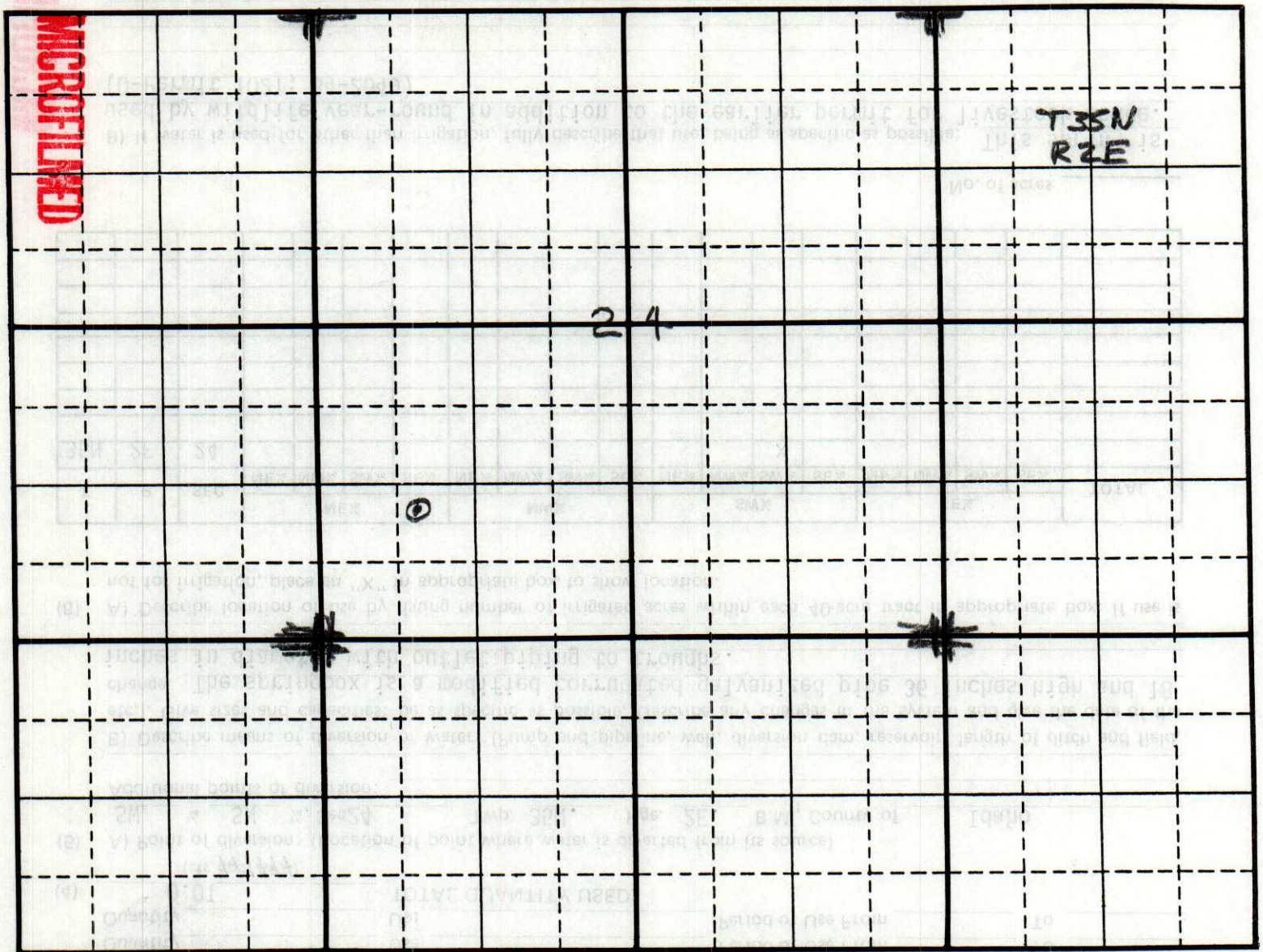


(8) Remarks Applicants include the Bureau of Land Management and the lessee in the Simler Allotment. The lessees cooperating in this project include Glenn and Don Simler of Kamiah, Idaho. Livestock usage was claimed by D-permit 1021 and is IDWR #2049. The priority date is based on our grazing files and project report (attached).



Scale: 4 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, 1983.

Wayne Jones (Claimant)
Jan W. Hower
Notary Public
Residing at Hagden Lake, Id

My commission expires Lifetime

ID-910-BP3-0003

FOR DEPARTMENT USE ONLY

Received by T. S. R. Date 6/16/83 Exception filed by: _____ Date _____
Prelim. check by R. S. R. Date 6/24/83 Forwarded to claimant by: _____ Date _____
\$20.00 fee received by af Date 9-2-83 #32644
Published in Idaho Co Press
Dates 7-20, 27-83

**NOTICE OF CLAIMS
TO WATER RIGHTS**
The following claim(s)
have been filed on water
right(s) created by diversion
and beneficial use:

81-4132

U.S. DEPT. OF INTERIOR
BUREAU OF LAND
MGMT., 1808 N. THIRD,
COEUR D'ALENE, ID 83814
Source: SPRING trib. to
CLEARWATER RIVER
Priority Date: 10/12/1942
Diversion Pt: SWSW Sec 24 T
35N R 02E
Use: WILDLIFE (0.01 CFS)
In: SWSW Sec 24 T 35N R
02E.

84-4277

WILKINS, DOYLE &/or
LENNIS
RT. 1 BOX 19, KAMIAH, ID
83536
Source: SPRINGS trib. to
SINKS
Priority Date: 01/01/1962
Diversion Pt: NENW Sec 18
T 33N R 04E
Use: IRRIGATION (0.03
CFS) DOMESTIC (0.04 CFS)
In: NENW Sec 18 T 33N R
04E FOR 1 ACRES.

84-4279

SOLBERG, JOHN E. &/or
SHIRLEY A.
STAR RT. BOX 84A,
KAMIAH, ID 83536
Source: SPRING trib. to
SINKS
Priority Date: 03/01/1901
Diversion Pt: LOT 08 Sec 04
T 33N R 04E
Use: STOCKWATER (0.0330
CFS)
In: LOT 08 Sec 04 T 33N R
04E.

84-4280

SOLBERG, JOHN E. &/or
SHIRLEY A.
STAR RT. BOX 84A,
KAMIAH, ID 83536
Source: SPRING trib. to
SINKS
Priority Date: 03/01/1910
Diversion Pt: SWNE Sec 04
T 33N R 04E
Use: STOCKWATER (0.0330
CFS)
In: SWNE Sec 04 T 33N R
04E.

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

KEN DUNN, Dir.

Published 7/20 & 7/27/83.

Jy 20-27

AFFIDAVIT OF PUBLICATION

Nona Donaldson

being first duly

office manager

sworn, says he is the
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 for2..... weeks,
being published2..... times, the first publication being
on the20..... day ofJuly....., 1983,
and the last publication on the27..... day of
.....July....., 1983; 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.

Nona C. Donaldson

Subscribed and sworn to before me this27..... day
ofJuly....., 1983

[Signature]

Notary Public

for State of Idaho, residing at Grangeville, Idaho.

RECEIVED

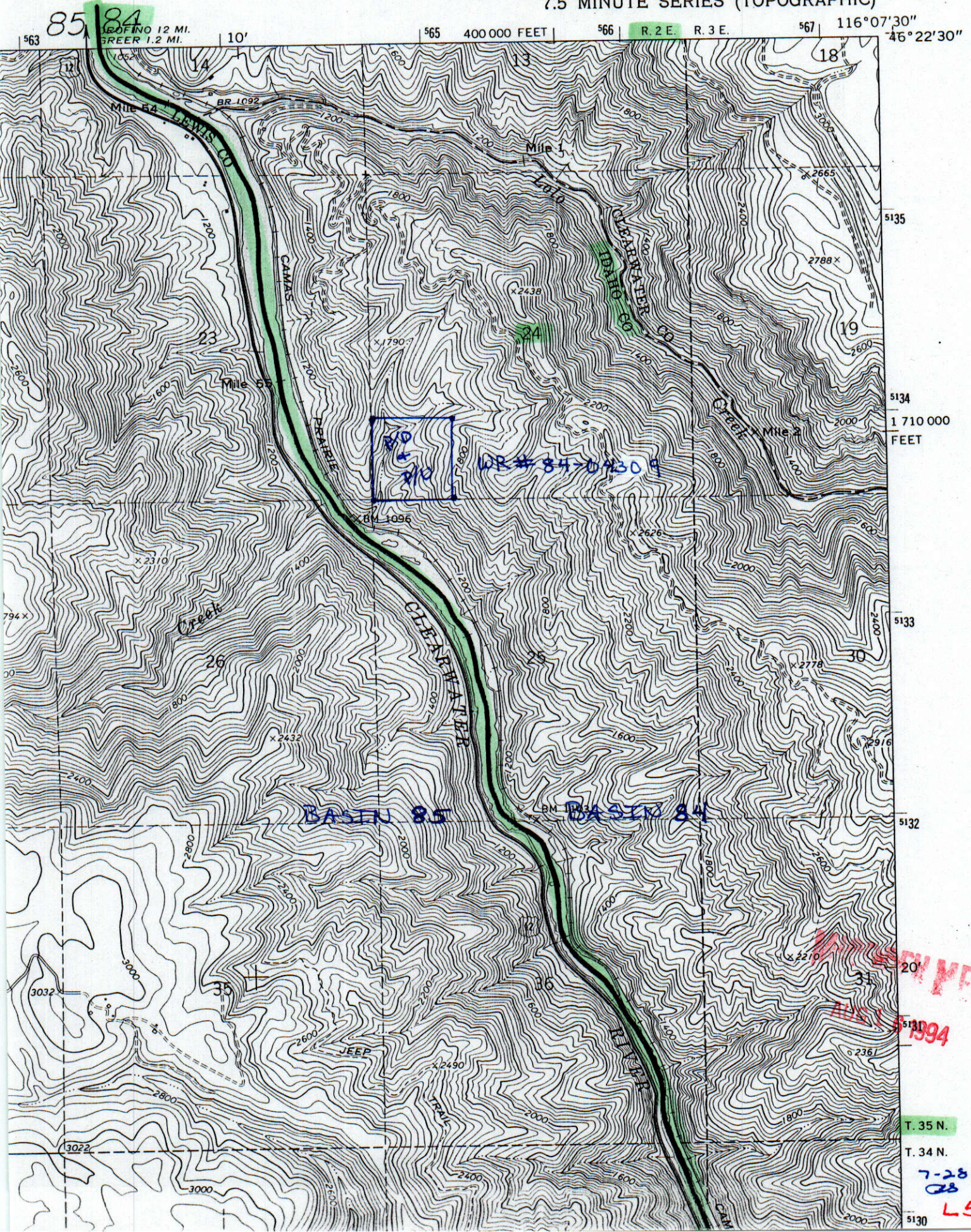
AUG 1 1983

Department of Water Resources
Washington, D.C. 20008

MICROFILMED

SIXMILE CREEK QUADRANGLE
IDAHO
7.5 MINUTE SERIES (TOPOGRAPHIC)

2776 1 NE
(RUDO)



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

JUN 19 1983

RECEIVED

JUN 24 1983

Department of Water Resources
Established District Office
Northern District Office

Provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho 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 Telephone No. (208) 765-7356
(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) October 12, 1942

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)
Simler #1 tributary to Unnamed draw/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, gpm / AF / AY)	(Domestic, Irrigation, Stock, Etc.)	(Mo., Day)	(Both dates inclusive)	(Mo., Day)
Quantity	<u>0.01</u>	Use <u>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	
Quantity		Use	Period of Use From	To	

(4) 0.01 TOTAL QUANTITY USED.

(cfs, ~~gpm~~ / ~~AF~~ / ~~AY~~)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW 1/4 SW 1/4, Sec 24 Twp. 35N. Rge. 2E. 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. The springbox is a modified corrugated galvanized pipe 36 inches high and 18 inches in diameter with outlet piping to troughs.

(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%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
35N	2E	24											X						

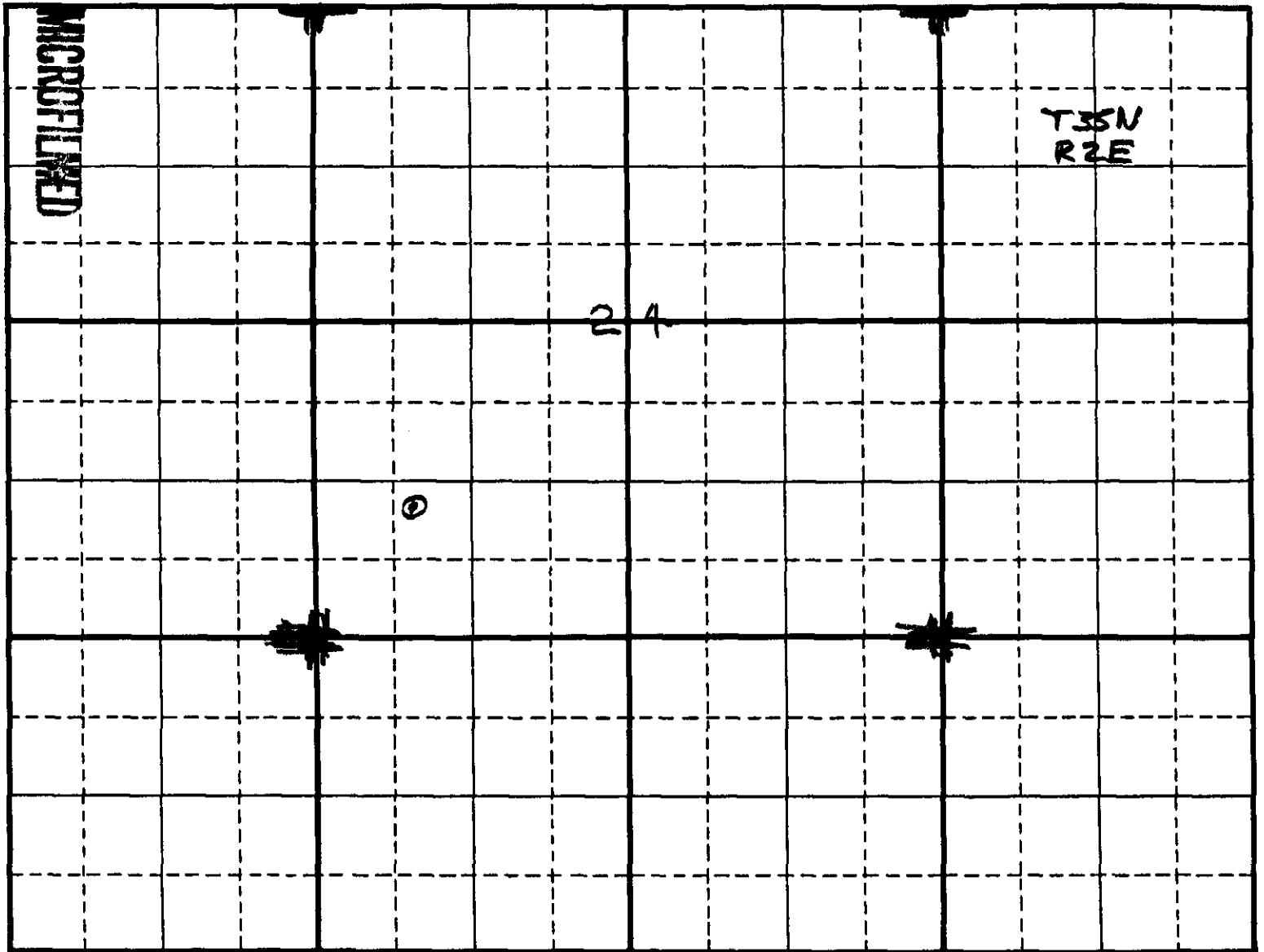
No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: This spring is used by wildlife year-round in addition to the earlier permit for livestock usage. (D-Permit 102); 84-2049)

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: U.S.D.I., BLM

MICROFILMED

(8) Remarks Applicants include the Bureau of Land Management and the lessee in the Simler Allotment. The lessees cooperating in this project include Glenn and Don Simler of Kamiah, Idaho. Livestock usage was claimed by D-permit 1021 and is IDWR #2049. The priority date is based on our grazing files and project report (attached).



Scale: $\frac{1}{4}$ 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 J. J. J.
(Claimant)
19 83

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

My commission expires Lifetime

ID-910-BP3-0003

FOR DEPARTMENT USE ONLY

Received by File Date 6/16/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by File Date 6/24/83 claimant by: _____
\$20.00 fee received by File Date 9-2-83 #32644
Published in Idaho Co Press
Dates 7-20, 27-83

Final Report
Idaho Project No. 25-S
Spring Development
SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 24,
T. 35 N., R. 2 E. B.M.

Range Development Service
~~XXXXXX~~
714 Spalding Building
Portland, 4, Oregon

February 16, 1944

Approved: _____
G. P. Howell
Regional Conservationist

The Commissioner,
General Land Office,
Washington, D.C.

Sir:

Submitted herewith is final report on Idaho Project No. 25-S, which is a spring development located on public domain leased to Lawrence M. Hardin, C. F. Anderson, F. W. Simler and Carl F. Pfefferkorn, Woodland, Idaho, under Section 15 of the Taylor Grazing Act. This land is leased through the Coeur d'Alene District Land Office under Serial No. 013683.

Location; Idaho County, Idaho.

This improvement is located in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 24, T. 35 N., R. 2 E., Boise Meridian.

It bears North 33° 30' East, a distance of 1475 feet from a section corner common to Sections 23, 24, 25, and 26, T. 35 N., R. 2 E., B.M.

Description of Improvement:

1. Project started; June 20, 1942. Completed; October 12, 1942
2. This spring, which is located on the high slopes of a steep mountainous range, flows approximately 1800 gallons per day. The water contains no mineral salts of a deleterious character and is excellent for either human or stock consumption.

The spring was developed by excavating in the seep area to install a headbox with a suitable cover and tile drains and by piping the water to two metal troughs.

The headbox consisted of a corrugated galvanized metal pipe 36" high and 18" in diameter. The pipe was perforated through 120° of its circumference. Drain tile was laid on each side of the spring box to tap the greater portion of this large boggy spring. The pipe leading from the spring box to the troughs was covered with earth for its protection.

The two eight foot troughs were installed with hewn tamarack and fir lumber used for all stringers, crosspieces and posts. The overflow pipe from the troughs was adjusted so as to obtain maximum storage and prevent leakage of water through the fittings. The overflow pipe is of sufficient length to carry the waste water to a natural waterway.

3. Water Rights:

Since the water developed originated upon the public domain, and as there are no prior appropriators of record who have put this water to beneficial use, no water filing has been made. In putting this water to beneficial use, the Government's rights thereto should be assured at all times.

4. Benefits:

Four operators are directly benefited by this improvement with stock benefited as follows:

	Cattle
Lawrence M. Hardin.....	40
C. F. Anderson.....	30
F. W. Simler.....	150
Carl E. Pfefferkorn.....	25
Total.....	245

Acreage Benefited:

Section 15 Lands - Taylor Grazing Act - - - - -	370 acres
Deeded Lands - - - - -	330 "
Total - - - - -	700 acres

5. Cost of Improvement:

To Government

	1942 "S&M"	1943 "S&M"	Total
<u>Materials:</u>			
Lewiston Plumbing Co., Lewiston, Ida.			
2 steel watering troughs...@ \$28.50	\$57.00		\$57.00
Kamiah Hardware Co., Kamiah, Idaho			
Pipe & Misc. Mdw.....	30.54		30.54
Warehouse stock - 1 spring headbox..	5.30		5.30
Alaska Junk Co., - 1 2" locknut.....		\$.18	.18
<u>Transportation:</u>			
Freight on headbox from Portland, Ore.			
to Kamiah, Idaho.....	.77		.77
<u>Labor:</u>			
Carl E. Pfefferkorn - Development of			
Spring.....	50.00		50.00
Total cost to the Government....	\$143.61	\$.18	\$143.79

No contribution was made by the lessees.

6. Maintenance Agreement;

One of the lessees, F. W. Simler, has agreed to maintain the improvement, copy of which is attached hereto.

RANGE REPORT

1. Status;

The grazing lease issued to Messrs. Lawrence M. Hardin, C. F. Anderson, F. W. Simler and Carl A. Pfefferkorn, bears Coeur d'Alene Serial No. 013683, and extends for a period of five years beginning May 1, 1939. It includes 2530.01 acres and is under an annual rental of \$101.20.

2. Area;

The area benefited is the top and slopes of a steep mountainous country. The area is accessible to livestock. The elevation of this range is between 1,200 and 2,000 feet above sea level. The growing season starts approximately April 1 and extends until about October 1. Approximately sixteen inches of precipitation is received annually of which approximately thirty-five percent is received during the growing season. The soil is a clay loam covered with scattering granite.

3. Forage;

The forage consists predominantly of native wheatgrass, bluegrass and fescue. Cheatgrass is of secondary importance. There is some timber on this leased land but it would be difficult to log.

4. Erosion;

With the exception of damage by excessive trailing erosion is not noticeable.

5. Watering Places;

The watering places on this range are in the Clearwater River and Lolo Creek. These streams are located along the edges of the leased land at the bottom of very steep and mountainous slopes. (See attached plat for location of the above streams.)

6. Value for Purposes Other Than Grazing;

The only apparent value of this land is for the grazing of domestic livestock.

7. Grazing Value;

Clearwater River and Lolo Creek form natural barriers for this range. Due to lack of stock water on the upper slopes the forage has not been fully utilized. At this time the lessees graze approximately 245 cattle on their entire range unit. The estimated carrying capacity of this range is about two and one-half acres per animal unit month.

8. Conclusion;

This spring was necessary to provide adequate water supply on the tops and higher slopes of this steep mountainous range. Before

development of the spring the forage on the higher slopes were under utilized and the forage on the lower slopes over utilized. The development eliminated the necessity of large numbers of cattle crossing the railroad tracks to water in the Clearwater River. This in turn decreased the loss of livestock killed by trains.

Range Management;

This development will facilitate good range management and create higher production of livestock on this range unit.

Respectfully submitted,

George S. Huddleston
Assistant Agricultural Engineer

OSH,db

Enclosures;

- 1 - Plat 4-590 C
- 1 - Plat showing Tie
- 1 - Maintenance Agreement
- 1 - Project Card
- 1 - Serial Card
- 1 - Township Card
- 3 - Pictures

RECEIVED
JUN 14 1971

U.S. DEPT. OF INTERIOR
BUREAU OF LAND
COUNTY, 1900 N. THIRD,
BOZEMAN, MONT. 59717
Source: SPRING
Priority Date: 01/01/1983
Division Pt: NENW
T3N2R04E
Use: WILDLIFE
In: SWSW Sec 24 T3N2R04E

34-4132
WEAVER, DOYLE
RT. 1 BOX 19, KAMIAH, ID 83336
Source: SPRING 4th to 5th
Priority Date: 01/01/1983
Division Pt: NENW
T3N2R04E
Use: STOCKWATER (0.0000 CFS)
In: SWNE Sec 04 T3N2R04E

34-4133
SOLBERG, JOHN E. & or
SHIRLEY A.
STAR RT. BOX 100, KAMIAH, ID 83336
Source: SPRING 4th to 5th
Priority Date: 08/01/1981
Division Pt: LOT 05 Sec 04 T3N2R04E
Use: STOCKWATER (0.0000 CFS)
In: LOT 05 Sec 04 T3N2R04E

34-4200
SOLBERG, JOHN E. & or
SHIRLEY A.
STAR RT. BOX 100, KAMIAH, ID 83336
Source: SPRING 4th to 5th
Priority Date: 08/01/1981
Division Pt: SWNE Sec 04 T3N2R04E
Use: STOCKWATER (0.0000 CFS)
In: SWNE Sec 04 T3N2R04E

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 400 Gov't. Way, Coeur d'Alene, ID 83814
KENDUM, Dir.
Published 7/20 & 27/83
Jy 27 1983

AFFIDAVIT OF PUBLICATION

Nona Donaldson being first duly sworn, says he is the office manager 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 2 weeks, being published 2 times, the first publication being on the 20 day of July, 1983, and the last publication on the 27 day of July, 1983; 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.

Nona C. Donaldson

Subscribed and sworn to before me this 27 day of July, 1983

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

RECEIVED

AUG 1 1983

Water Resources

MICROFILMED

MEMORANDUM

TO: FILE NO. 81-04132

FROM: PAM SKAGGS/²⁸STATE OFFICE

SUBJECT: BASIN CHANGE

DATE: July 28, 1994

=====

Unrelated file review found that this right had been assigned to the wrong hydrologic basin. Instead of Basin 81, this right is located in Basin 84 according to the legal description. (See USGS quad map in file.)

This right has been renumbered to Right No. 84-04309 and the database updated to reflect the change.

RECEIVED
AUG 16 1994

SIXMILE C¹ K QUADRANGLE
IDAHO
7.5 MINUTE SERIES (TOPOGRAPHIC)

2776 1 NE
(RUDD)

85 84

12 MI.
1.2 MI.

10'

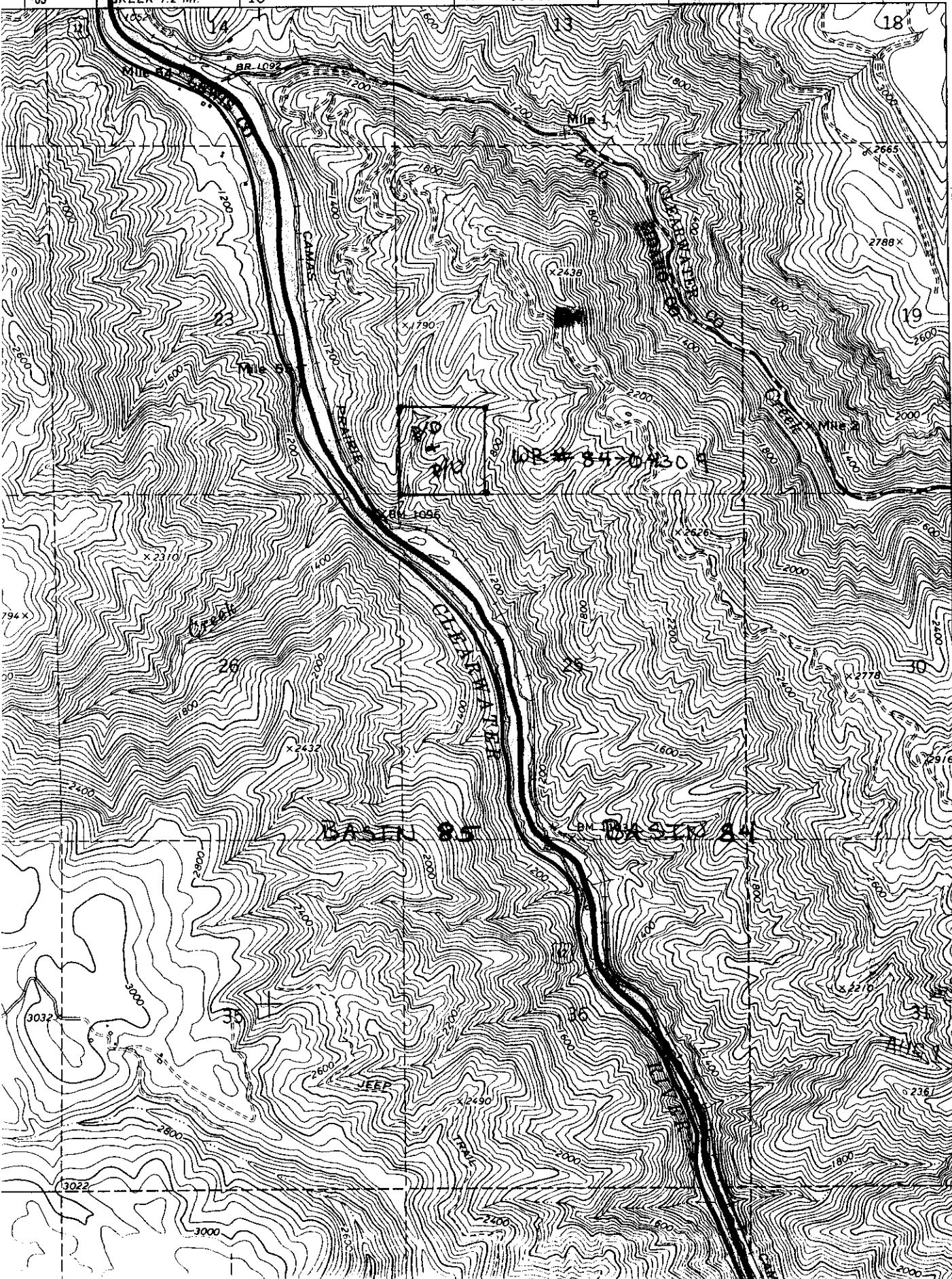
565 400 000 FEET

566 R. 2 E. R. 3 E.

567

116°07'30"

46°22'30"



5135

5134

1 710 000
FEET

5133

5132

5131

5130

T. 35 N.

T. 34 N.

7-28-94
23

L59

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: pyd

Right Number 81-4132 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 [signature] Date 8/19/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By kw Date 9/9/83

9/8/83 hold for fee-kw

MICROFILMED

RECEIVED
SEP 07 1983
Department of Water Resources

81-4132-

U.S. DEPT. OF INTERIOR

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

Source: SPRING trib. to CLEARWATER RIVER

Priority Date: 10/12/1942

Diversion Pt: SWSW Sec 24 T 35N R 02E

Use: WILDLIFE (0.01 CFS)

In: SWSW Sec 24 T 35N R 02E

MICROFILMED

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

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

RE: Claim No. 81-4132

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