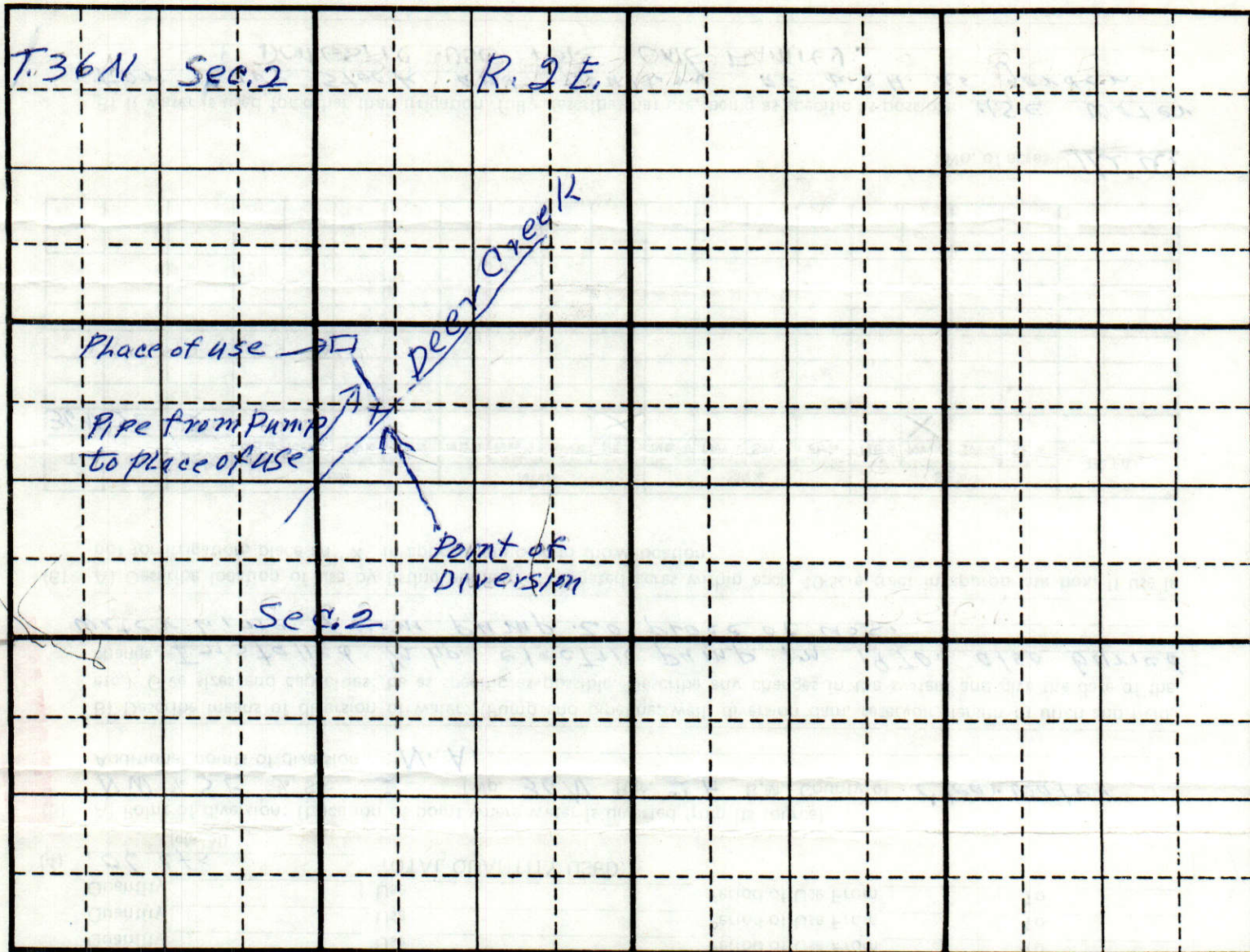


My mother-in-law owned property prior to 1974 and used water from Deer Creek for domestic use although she never had water right. We purchased property in 1974 but had used water for garden ourselves since 1970.

(8) Remarks

These four letters are from neighbors of Mrs Spencer when she first started using water from The 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.

L. Myron Buckner

(Claimant)

Sworn to before me this 30th day of June, 1983.

Cindy R. Corum
Notary Public
Residing at Orofino, Idaho

My commission expires N/A

FOR DEPARTMENT USE ONLY

Received by [Signature] Date 6/24/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by KK Date _____ claimant by: _____
\$30.00 fee received by [Signature] Date 8/30/83 (31323)
Published in Clearwater Tribune
Dates 9/8 & 15/83

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 - Buchert 84-4302

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 8th day of September, 1983, and ending on the 15th day of September, 1983

Subscribed and sworn to before me this 15th day of September, 1983

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

**NOTICE OF CLAIMS
TO WATER RIGHTS**
The following claim(s) have been filed on water right(s) created by diversion and beneficial use to the claimant:
84-4302
BUCHERT, L. MYRON
RT. 2 BOX 86E, OROFINO,
ID 83544
Source: DEER CREEK
trib. to OROFINO CREEK
Priority Date: 05/01/1949
Diversion Pt: NWSE Sec 02
T 36N R 02E
Use: DOMESTIC (0.06 CFS)
In: NWSE Sec 02 T 36N R
02E
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, Director
9-8,15c

RECEIVED

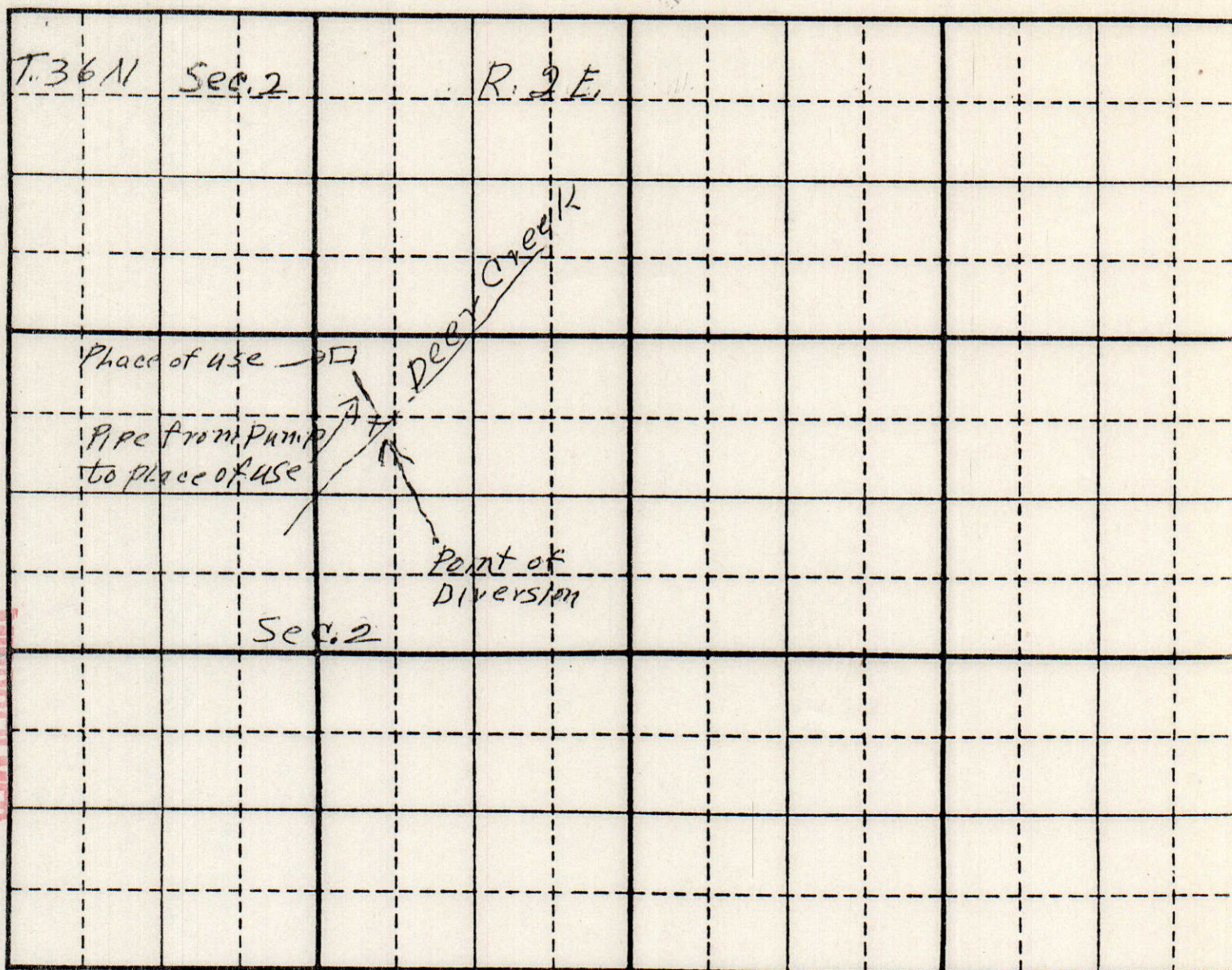
OCT 12 1983

Department of Water Resources
Northern District Office

My mother-in-law owned property prior to 1974 and used water from Deer Creek for domestic use although she never had water right. We purchased property in 1974 but had used water for garden ourselves since 1970.

(8) Remarks

These four letters are from neighbors of Mrs. Sp... when she first started using water from The 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.

L. Myron Baichard
(Claimant)

Sworn to before me this 30th day of June, 1983.

Lindy R. Courmon
Notary Public
Residing at Orofino, Idaho

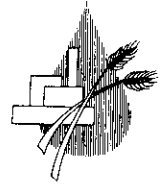
My commission expires N/A

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				

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



JUL 1 1983

PM-430/83-SR
Department of Water Resources
Northern District Office

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 L. Myron Buchert
(Name of Claimant)

Rt. 2 Box 86E Orofino, Idaho 83544 Telephone No. 476-3691
(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) May 1949

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)
Deer Creek tributary to Orofino Creek (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)	
		(Mo., Day)	(Mo., Day)
Quantity <u>0.6 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) 0.6 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW 1/4 SE 1/4, Sec. 2 Twp. 36N Rge. 2E B.M., County of Clearwater
Additional points of diversion: N.A.

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. Installed 1/2 hp. electric pump in 1970. also buried water line from pump to place of use.

(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	
<u>36N</u>	<u>2E</u>	<u>2</u>														<u>X</u>			

No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: USE water for live stock and poultry as well as garden DOMESTIC USE FOR ONE FAMILY.

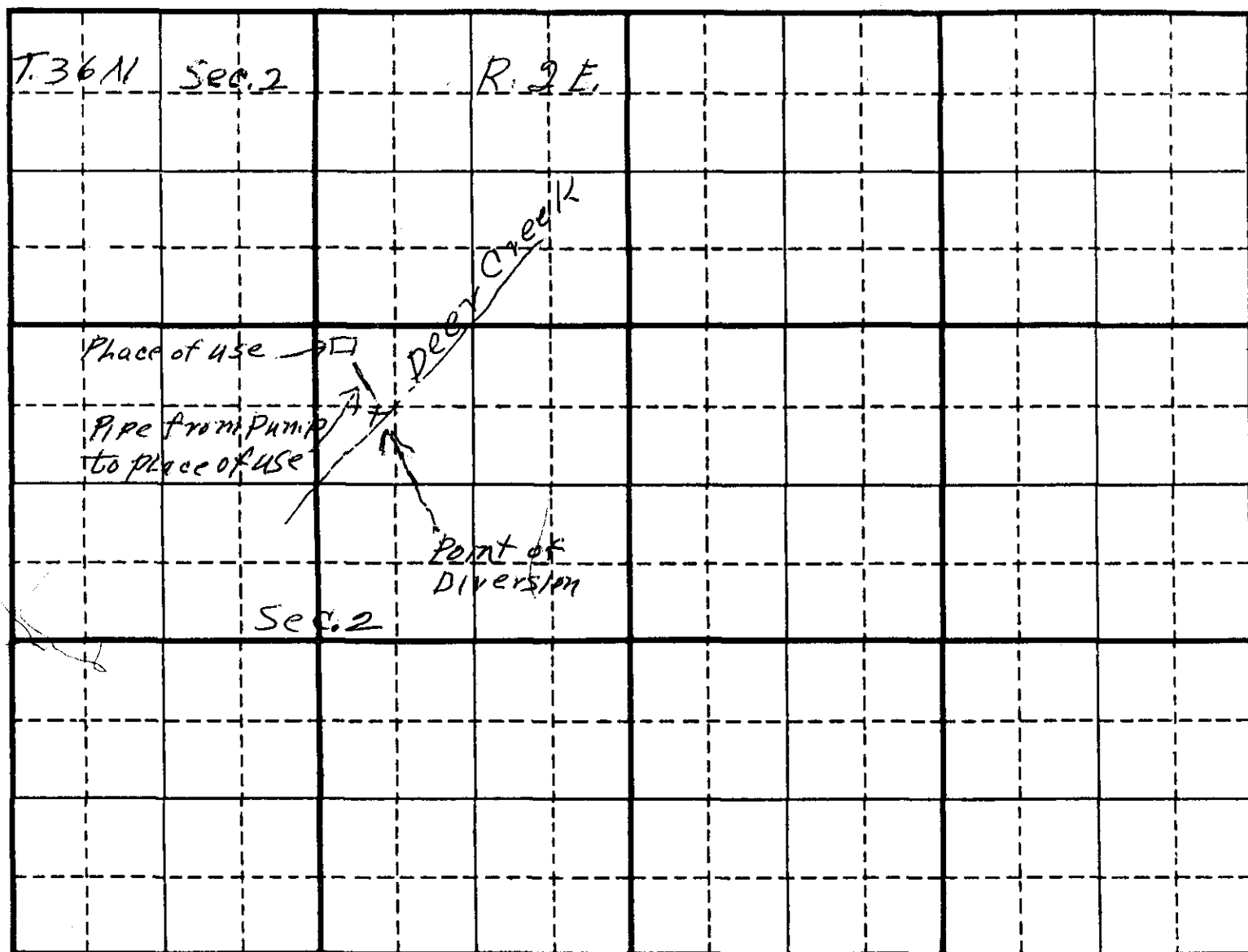
NOTE: Include here the type and number of stock watered: (2-3) Beef for home use

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

My mother-in-law owned property prior to 1974 and used water from Deer Creek for domestic use although she never had water right. We purchased property in 1974 but had used water for garden ourselves since 1970.

(8) Remarks

These four letters are from neighbors of Mrs Spencer when she first started using water from The 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) ss.

Clearwater)

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.

L. Myron Buchert
(Claimant)

Sworn to before me this 30th day of June, 1983.

Cindy R. Courman
Notary Public
Residing at Orfino, Idaho

My commission expires N/A

FOR DEPARTMENT USE ONLY

Received by [Signature] Date 6/24/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by KK Date _____ claimant by: _____
\$30.00 fee received by [Signature] Date 8/30/83 (31323)
Published in Clearwater Tribune
Dates 7/8 & 15/83

I was a neighbor to
Mrs. Louella Spencer Ellsworth
from 1950 - 1954 and they
used water from Deer Creek
for irrigating their garden
with a gas pump. This
is the property Myron Buckert
owns.

Helen A. Spencer

Helen A. Spencer

RECEIVED

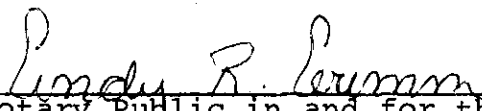
AUG 24 1954

Department of Water Resources
Northern District Office

STATE OF IDAHO)
County of Clearwater) ss.

On this 18th day of August, 1983, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared HELEN A. SPENCER, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Notary Public in and for the
State of Idaho, residing at
Orofino, therein.

June 29, 1983

To whom it may concern,
Mrs William Spencer did water
her garden and also used the water
from the Creek for her household
use back in 1949-52 that I
remember. They used a small
pump - My husband and I were
neighbors to them at that time.
Now Mr and Mrs Myron Buchert
have this property.

Mrs Henry L. House
2104 So. Pacific
Boise, Idaho
83705

Mrs Henry L. House

RECEIVED

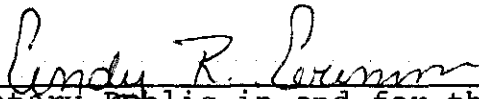
AUG 1 1983

Department of Water Resources
Northern District Office

STATE OF IDAHO)
County of Clearwater)ss.

On this 18th day of August, 1983, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared MRS. HENRY L. HOUSE, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Notary Public in and for the
State of Idaho, residing at
Orofino, therein.

June 29- 1983.

Been a neighbor of Mrs Bill
Spencer since 1949 of Dec 1.

~~They~~ use the water from Deer
Creek for the garden, house
use and for the poultry.

It is the property that
Myron & Rose Buchert.

And I am still a neighbor
of them now.

Maria M. Fix
Rte. 2, Box 85
Orofino, Idaho
83544

Maria M. Fix

RECEIVED

AUG 24 1983

Department of Water Resources
Northern District Office

STATE OF IDAHO)
County of Clearwater) ss.

On this 18th day of August, 1983, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared MARIE M. FIX, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Lindy R. Perum
Notary Public in and for the
State of Idaho, residing at
Orofino, therein.

I was a neighbor to
Mrs. William Spencer from
1950 to 1951, and they used
water for irrigating their garden
then from Deer Creek.

Mike Fitz
Mike Fitz

RECEIVED

AUG 24 1983

Department of Water Resources
Northern District Office

STATE OF IDAHO)
County of Clearwater) ss.

On this 18th day of August, 1983, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared MIKE FIX, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Lindy R. Perum
Notary Public in and for the
State of Idaho, residing at
Orofino, therein.

11-11-11

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 - Richert 94-4302

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 9th day of September, 19 83, and ending on the 15th day of September, 19 83

Nancy Noble
Subscribed and sworn to before me this 15th day of September, 19 83

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



RECEIVED

OCT 12 1983

Department of Water Resources
Northern District Office

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number 84-4302 Applicant Bushett

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 R Date 10/13/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Jani Date 11-2-83

Post MARK ON ENVELOPE - 6-30-83 ok

RECEIVED

84-4302-

BUCHERT, L. MYRON

RT. 2 BOX 86E, OROFINO, ID 83544

Source: DEER CREEK trib. to OROFINO CREEK

Priority Date: 05/01/1949

Diversion Pt: NWSE Sec 02 T 36N R 02E

Use: DOMESTIC (0.06 CFS)

In: NWSE Sec 02 T 36N R 02E

RECEIVED
MAY 1949

S T A T E O F I D A H O
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

SEPTEMBER 26, 1983

L. MYRON BUCHERT
RT. 2 BOX 86E
OROFINO ID 83544

RE: Claim No. 84-4302

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

Date: July 6, 1983

Dear L. M. Buschert:

This office is in receipt of your Claim to a Water Right and Check No. 92-31 in the amount of \$30⁰⁰ and we are returning same to you because the Claim cannot be formally receipted until the following information is provided:

_____ Complete Name.	_____ Location of Point(s) - Item 5. of Diversion
_____ Complete Mailing Address.	☒ Location of Place of Use (Acres irrigated if water is - Item 6. claimed for irrigation.)
_____ Date of Priority - Item 1.	_____ Filing Fee. (\$30.00)
_____ Source of Water - Item 2.	_____ Signature.
_____ Amount, Nature & Period of Use - Item 3.	_____ Notarization of Signature.
_____ Total Quantity Claimed - Item 4.	

☒ Other Item 6A Same SE NW - map shows NW SE.

The statements must be notarized to be of legal value

Please note that your Claim has been stamped and initialed as received. If you amend the Claim by adding the needed information and return the Claim to this office no later than 60 days from the date of this letter, the original date submitted will be utilized for purposes of determining the appropriate filing fee. INITIAL ALL CHANGES.

Instructions for completing a Claim to a Water Right are included for your information. However, if you desire assistance, please feel free to contact this office.

Sincerely,

IDAHO DEPARTMENT OF WATER RESOURCES

pms

Enc. - Claim
Check
Instructions

RECEIVED

Department of Water Resources
Northern Region Office



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

Date: July 6, 1983

Dear L. M. Buckert:

This office is in receipt of your Claim to a Water Right and Check No. 92-31 in the amount of \$30.00 and we are returning same to you because the Claim cannot be formally receipted until the following information is provided:

_____ Complete Name.	_____ Location of Point(s) - Item 5. of Diversion
_____ Complete Mailing Address.	☒ Location of Place of Use (Acres irrigated if water is - Item 6. claimed for irrigation.)
_____ Date of Priority - Item 1.	_____ Filing Fee. (\$30.00)
_____ Source of Water - Item 2.	_____ Signature.
_____ Amount, Nature & Period of Use - Item 3.	_____ Notarization of Signature.
_____ Total Quantity Claimed - Item 4.	

☒ Other Item 6A Scarp SE NW - map stone NW SE.

The statements must be notarized to be of legal value

Please note that your Claim has been stamped and initialed as received. If you amend the Claim by adding the needed information and return the Claim to this office no later than 60 days from the date of this letter, the original date submitted will be utilized for purposes of determining the appropriate filing fee. INITIAL ALL CHANGES.

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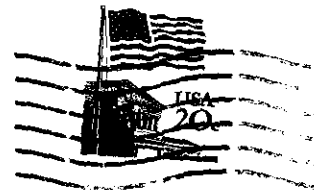
Sincerely,

IDAHO DEPARTMENT OF WATER RESOURCES

pms

Enc. - Claim
Check
Instructions

L. Myron Buchert
Rt 2 Box 86 E
Crofino, Idaho 83544



Idaho Dept. of Water Resources
Rt. 5 Box 203 - Suite 1
Coeur d'Alene, Idaho 83814

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JUL 1 1983

PM-430/83-JR
Department of Water Resources
Northern District Office

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 L. Myron Buchert
(Name of Claimant)

(Name of Claimant)
Mr. J. Box 86E Orofino, Idaho 83544 Telephone No. 476-3691
 (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) May 1949

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)

Describe the source of water: (name of stream, lake, spring, etc., or ground water)
Deer Creek tributary to Orofino Creek (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)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>0.6 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) OK cfs TOTAL QUANTITY USED.
(cfs, at)

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

NW ¼ SE ¼, Sec. 2 Twp. 36N Rge. 2E B.M., County of Clearwater
Additional points of diversion: N.A.

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. *Installed 1/2 hp. electric pump in 1970. also buried*

change. Installed $\frac{1}{2}$ hp. electric pump in 1970. also buried water line from pump to place of use.

(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 1 1/2 ac.

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: USE WATER FOR LIVE STOCK AND POULTRY AS WELL AS GARDEN

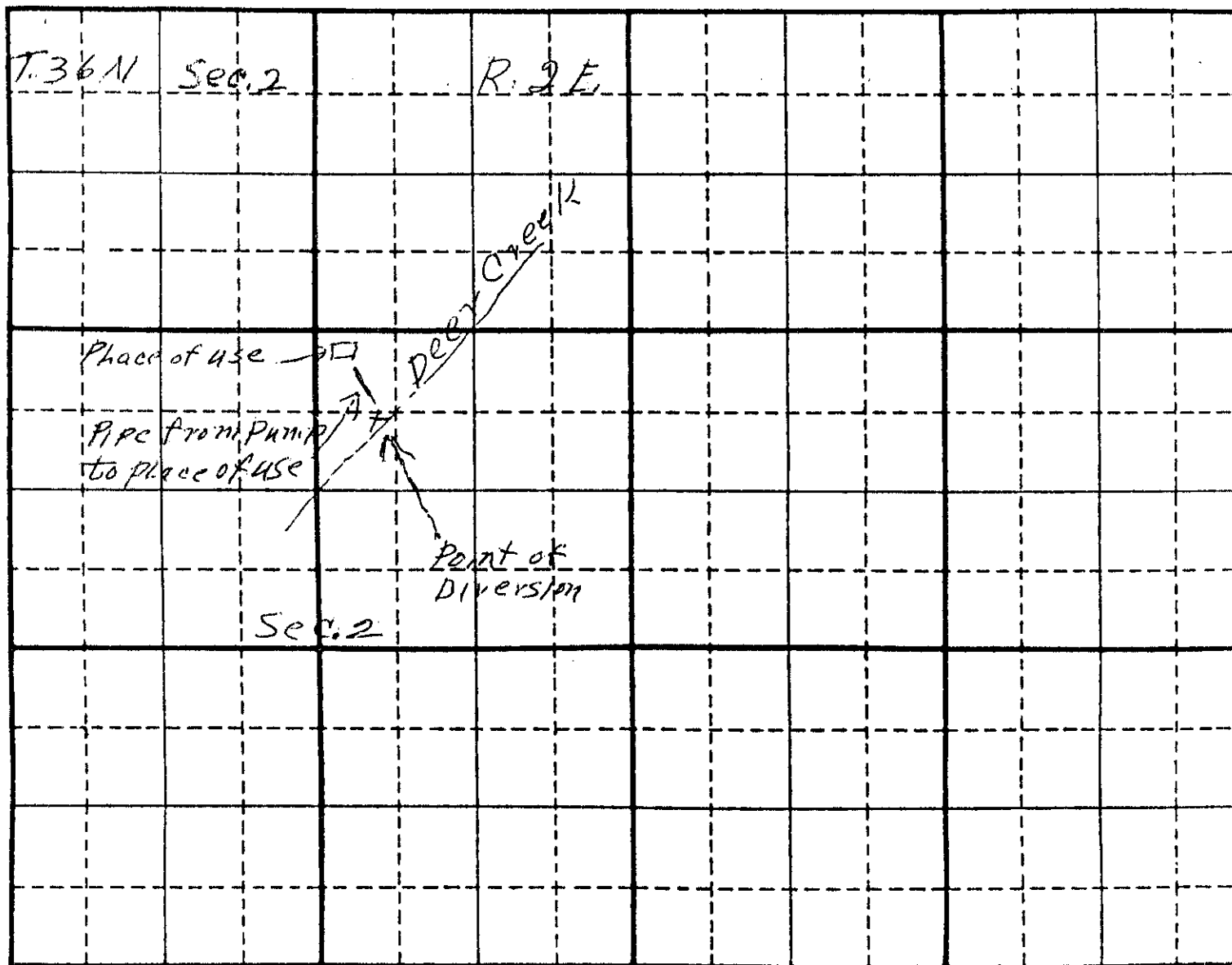
NOTE: Include here the type and number of stock watered: Beef for home use

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

My mother-in-law owned property prior to 1974 and used water from Deer Creek for domestic use although she never had water right. We purchased property in 1974 but had used water for garden ourselves since 1970.

(8) Remarks

These four letters are from neighbors of Mrs. Sp... when she first started using water from the 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.

L. Myron Burchard
(Claimant)

Sworn to before me this 30th day of June, 1983.

Cindy R. Larmon
Notary Public
Residing at Orofino, Idaho

My commission expires N/A

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				