

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
Sears & Good

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 23rd day of June, 1983, and ending on the 30th day of June, 1983

Nancy Noble

Subscribed and sworn to before me this 1st day of July, 1983

Betty E. Knight

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:

84-4274

SEARS, W.A. &/or RUBY
RT. 2 BOX 97, OROFINO,
ID 83544

Source: SPRING trib. to
SINKS

Priority Date: 01/01/1950
Diversion Pt: LOT 02 Sec 03
T 36N R 02E

Use: DOMESTIC (0.04 CFS)
In: LOT 02 Sec 03 T 36N R
02E

85-4381

GOOD, DAVID E.
RT. 6 BOX 6, OROFINO, ID
83544

Source: SPRING trib. to
SINKS

Priority Date: 01/01/1952
Diversion Pt: NWNE Sec 19
T 36N R 02E

Use: DOMESTIC (0.01 CFS)
In: NENE NWNE Sec 19 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
6-23,30c

RECEIVED
AUG 12 1983
Department of Water Resources
Northern District Office

MICROFILMED

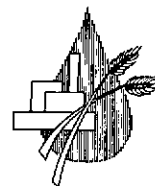
RECEIVED

JUN 13 1983

Department of Water Resources
Northern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



Claim No. 84-4274

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 W.A. Sears & Ruby Sears

(Name of Claimant)

Box 97 B-Rt 2 Orofino Id 83544

(Mailing Address)

(Zip Code)

Telephone No. 476-3386

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) 1950

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 ditch

(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, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>0.04</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 TOTAL QUANTITY USED.

(cfs, gpd, AFA)

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

GL #2 Sec. 3 Twp. 36N 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. Developed spring with gravity flow

(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 Lot 2				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>3</u>						<u>X</u>											

No. of acres

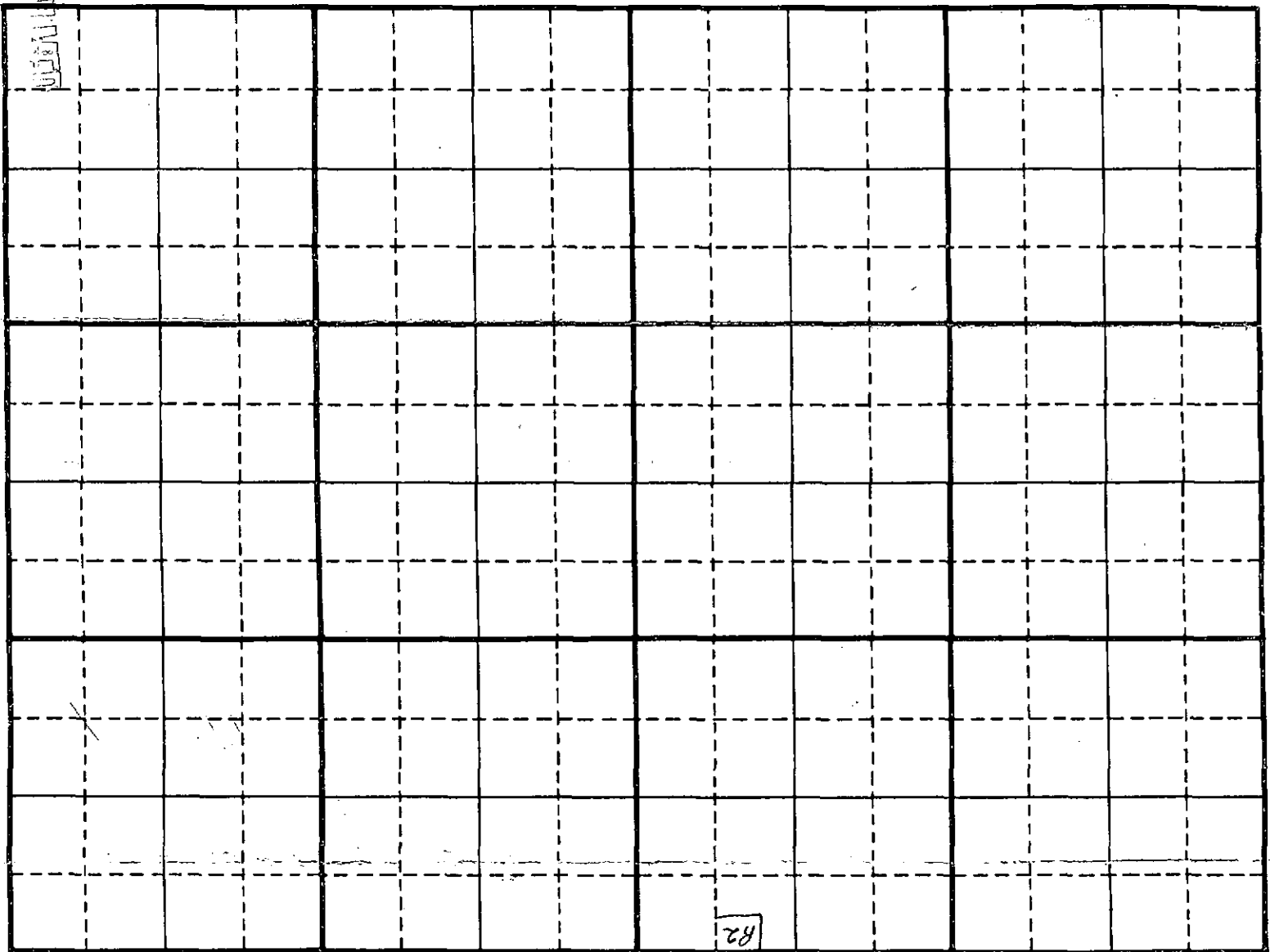
B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

one home

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 _____

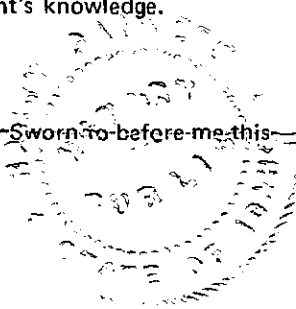


Scale: 2 inches equal 1 mile.

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.



Sworn to before me this 16th day of July

William P. Sears
Ruby M. Sears
(Claimants)

19-82

Harry Sanders
Notary Public
Residing at Oronine

My commission expires 2/10/83

FOR DEPARTMENT USE ONLY

Received by [Signature] Date 7/19/82 Exception filed by: _____ Date _____
Prelim. check by [Signature] Date 7/19/82 Forwarded to claimant by: _____ Date _____
Published in Clearwater Tribune Date 6/14/83 (27623)
Dates 6/23 - 6/30/83

\$30.00 - \$20.00 fee received by [Signature] Date 6/14/83 (27623)

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

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Betty E. Knight

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

RECEIVED
AUG 11 1983
Department of Water Resources
Northern District Office

NOTICE OF CLAIMS TO WATER RIGHTS
The following claim(s) have been filed on water right(s) created by diversion and beneficial use:
85-4374
SEARS, W.A. &/or RUBY
RT. 2 BOX 97, OROFINO, ID 83544
Source: SPRING trib. to SINKS
Priority Date: 01/01/1950
Diversion Pt: LOT 02 Sec 03 T 36N R 02E
Use: DOMESTIC (0.01 CFS)
In: LOT 02 Sec 03 T 36N R 02E
85-4381
GOOD, DAVID E.
RT. 6 BOX 6, OROFINO, ID 83544
Source: SPRING trib. to SINKS
Priority Date: 01/01/1952
Diversion Pt: NWNE Sec 19 T 36N R 02E
Use: DOMESTIC (0.01 CFS)
In: NENE NWNE Sec 19 T 36N R 02E
Exceptions to a claim may be filed with the Director, Idept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, ID 83814.
KEN DUNN, Director
6-23,30c

MICROFILMED



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 10, 1983

84-4274

Mr. William Sears
Rt. 2 Box 97B
Orofino, Id. 83544

Dear Mr. Sears:

I am returning your Check No. 92-191 in the amount of \$30.00 and your Claim to a Water Right for completion of Item Nos. 5a and 6a.

If the point of diversion (spring) is located in Government Lot 2, please so indicate in the space provided. In Item No. 6a, please place an "X" in the block that most closely corresponds with Government Lot 2.

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

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - Check
Claim

RECORDED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: PSH

Right Number

84-4274

Applicant

Sears

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

8/29/80

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

kw

Date

9/8/83

RECEIVED
SEP 07 1983
Department of Water Resources

RECEIVED
SEP 07 1983
Department of Water Resources

84-4224-

SEARS, W. A. &/or RUBY

RT. 2 BOX 97, OROFINO, ID 83544

Source: SPRING trib. to SINKS

Priority Date: 01/01/1950

Diversion Pt: LOT 02 Sec 03 T 36N R 02E

Use: DOMESTIC (0.04 CFS)

In: LOT 02 Sec 03 T 36N R 02E

DETERMINED

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

JUNE 11, 1983

W. A. SEARS
RUBY SEARS
RT. 2 BOX 97
OROFINO

ID 83544

RE: Claim No. 84-4274

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

RECORDED
INDEXED