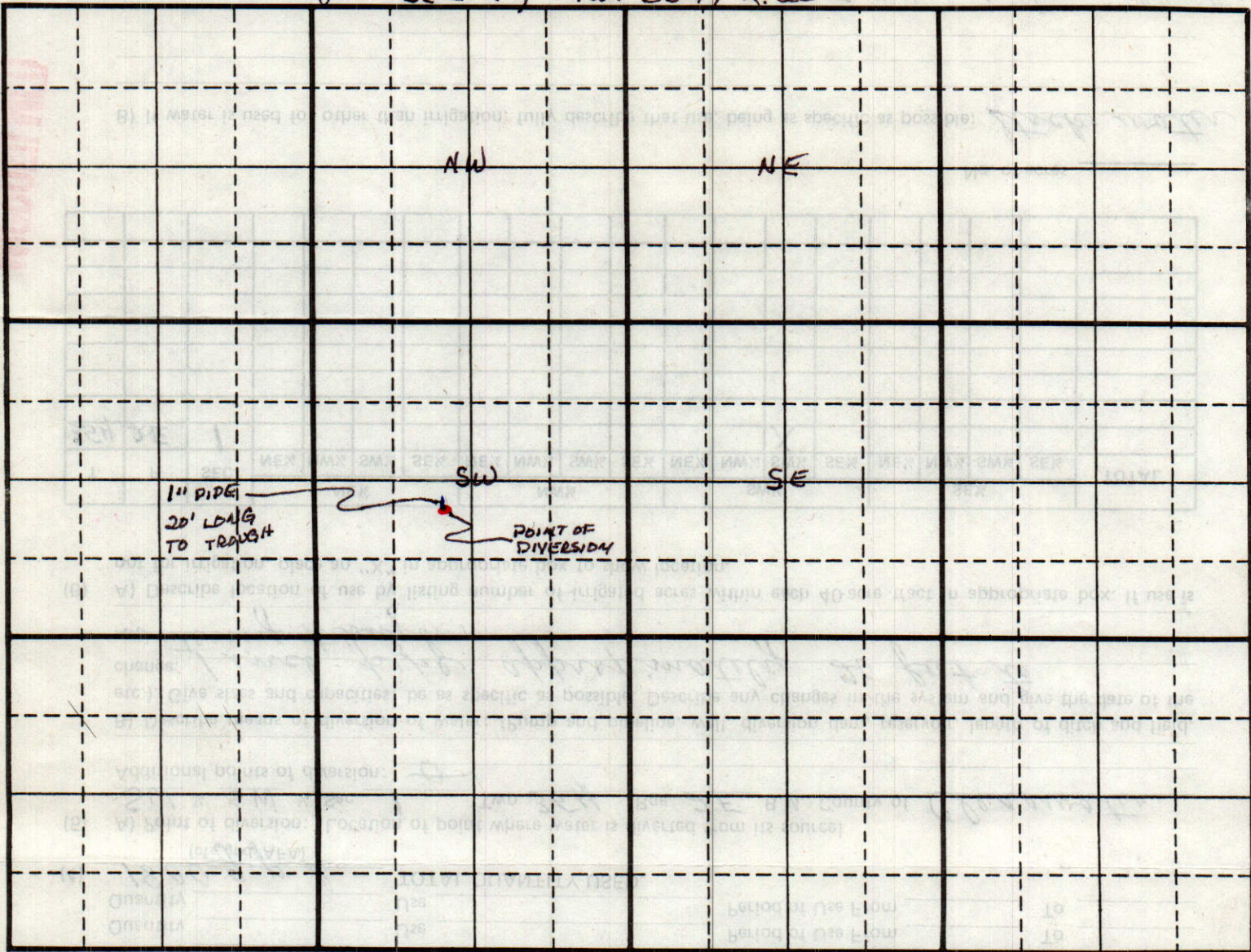


(8) Remarks We bought the land on which spring is located in June 1959. We have the deed which was recorded with the County Recorder of Clearwater County, Idaho. Spring was used by former owners.
SEC 1, TWP 354, R. 2E



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.

Leslie Smolinski
(Claimant)

Sworn to before me this 23 day of August, 1980.

Marie Green
Notary Public
Residing at Rt. 3 Orofino, Idaho

My commission expires 12-5-82

FOR DEPARTMENT USE ONLY

Received by <u>[Signature]</u>	Date <u>8/26/80</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>[Signature]</u>	Date <u>8/27/80</u>		claimant by:	
\$20.00 fee received by <u>[Signature]</u>	Date <u>8/27/80 (15375)</u>			
Published in <u>Clearwater Tribune</u>				
Dates <u>9/4 + 11/80</u>				

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Clearwater } ss.

Harriet L. Reece

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

That said Notice of Claims

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 4th day of September, 1980, and ending on the 11th day of September, 1980

Harriet L. Reece
Subscribed and sworn to before me this 11th day of September, 1980

Betty E. Knight

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

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

84-4121

Smolinski, Leslie &/or Laura

Rt. 3, Orofino, ID 83544

Source: Spring

Priority Date: 06/01/1959

Amount: 0.02 CFS

Diversion Point: SWSW Sec 01 T 35N R 02E, Clearwater Co.

Use: Stockwater (0.02 CFS) from 01/01 to 12/31

Place of Use: SWSW Sec 01 T 35N R 02E

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, ID 83814.

C. STEPHEN ALLRED

Director

9-4,11c

RECEIVED

SEP 16 1980

Department of Water Resources
Northern District Office

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 Leslie and/or Laura Smolinski
(Name of Claimant)
Route 3 Orofino, Ida. 83544 Telephone No. 435-4194
(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 1959

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)
An named spring tributary to 0

(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>1800 g.p.d.</u>	Use	<u>Stock water</u>	Period of Use From <u>Jan. 1</u>	To <u>Dec 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) 1800 g.p.d. TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW 1/4 SW 1/4, Sec. 1 Twp. 35N Rge. 2E B.M., County of Clearwater
Additional points of diversion: 0

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.
1 inch pipe approximately 20 feet to watering trough.

(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>35N</u>	<u>2E</u>	<u>1</u>											X						

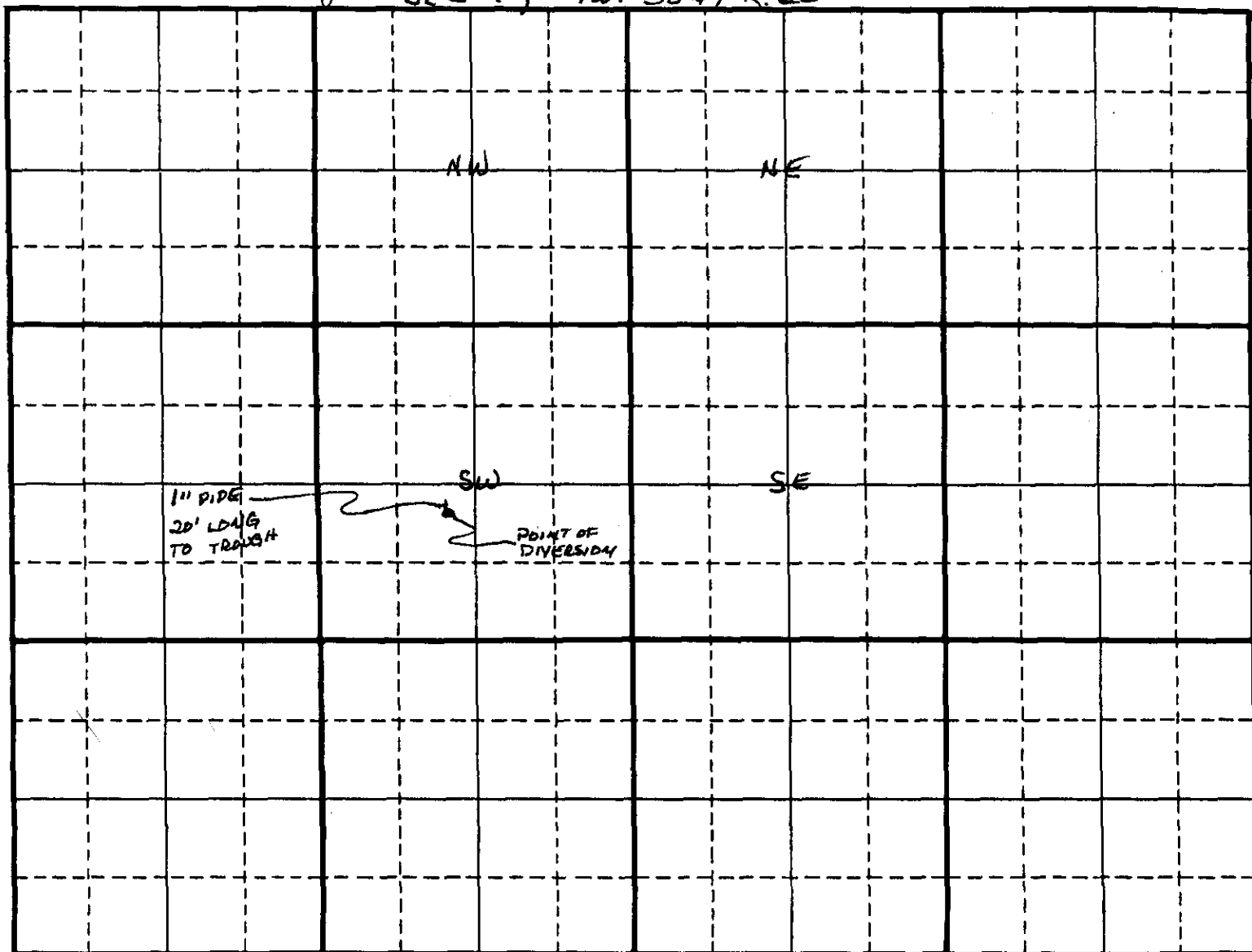
No. of acres _____

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

NOTE: Include here the type and number of stock watered: 40 head { Hereford-Durham-Chazolaia mixed bred beef cattle.

(7) If you are claiming water as a member of an organization, list name of organization: 0

(8) Remarks We bought the land on which spring is located in June 1959. We have the deed which was recorded with the County Recorder of Clearwater County, Idaho. Spring was used by farmer burners.
SEC 1, TWP 354, R. 2E



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.

Leslie Smolinski
(Claimant)

Sworn to before me this 23 day of August, 1980.

Marie Green
Notary Public
Residing at Rt. 3 Orofino, Idaho

My commission expires 12-5-82

FOR DEPARTMENT USE ONLY

Received by [Signature] Date 8/26/80 Exception filed by: _____ Fowarded to _____ Date _____
Prelim. check by [Signature] Date 8/27/80 claimant by: _____
\$20.00 fee received by [Signature] Date 8/27/80 (15375)
Published in Clearwater Tribune
Dates 9/4 & 11/80

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Clearwater } ss.

Harriet L. Reece

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

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Subscribed and sworn to before me this 11th day of September, 1980

Betty E. Knight

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



ACT

ION

N OWNER LAST NAME - SMOLINSKI
N OWNER LAST NAME - SMOLINSKI
N ADDRESS LINE 1 - RT. 3

FIRST NAME - LESLIE
FIRST NAME - LAURA

CITY - OROFINO

STATE - ID ZIP CODE - 83544

N SOURCE - SPRING

N STAGE - STATRY CLM

N DIVERSION POINT - SWSW 01 35N 02E

N FROM - 01-01 TO - 12-31 USE - STOCKWATER

N USE - STOCKWATER

N NON IRRIG USE - S/40 RANGE.

PRIORITY - 06-01-1959 COUNTY - CLEARWATER TOTAL DIV. RATE - .0200CFS

USE DIV. RATE - .0200CFS

PLACE OF USE - TWN 35N RNG 02E SEC 01 TRACT SWSW

IDENT. NO. 84-4121

WATER RIGHT
DATA ENTRY LOG

[illegible]

STATE OF IDAHO
Department of Water Resources

No 15375

Boise, Idaho, 8/27, 19 80

FILED

RECEIVED
FROM

Leslie Smolinski

of

Jefferson St.

\$ 30.00

DOLLARS

Thirty 00/100

CE # 92-31

FOR

1 Claim

\$

30 00

\$

\$

\$

\$

TOTAL

\$

30 00

Patricia A. Jupp

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: REMA

Right Number 84-4121 Applicant Smolinski

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. .02 cfs
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☐ Exceptions processed.

By mo Date 9/16/80

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Wanman Date 9/29/80

MICRO

84-4121-

SMOLINSKI, LESLIE &/or LAURA

RT. 3, OROFINO, ID 83544

Source: SPRING

Priority Date: 06/01/1959

Amount: 0.02 CFS

Diversion Point: SWSW Sec 01 T 35N R 02E, CLEARWATER Co.

Use: STOCKWATER (0.02 CFS) from 01/01 to 12/31

Place of Use: SWSW Sec 01 T 35N R 02E

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
C. STEPHEN ALLRED
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

SEPTEMBER 22, 1980

LESLIE SMOLINSKI
LAURA SMOLINSKI
RT. 3
OROFINO ID 83544

RE: Claim No. 84-4121

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

RECEIVED
SEP 23 1980