

T 37 N R 2E

500

34

6' SPRING
RESERVOIR

Received by AB Date 11-5-79 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by hsh Date _____
\$20.00 fee received by JB Date 11/14/79 (15120) claimant by: _____
Published in Cleveland Tribune _____
Dates 11/22 + 29/79 _____

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

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 22nd day of November, 1979, and ending on the 29th day of November, 1979

Subscribed and sworn to before me this 5th day of December, 1979

Beverly Wood

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

RECEIVED

DEC 10 1979

Department of Water Resources
Northern District Office

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:

84-4096

Easterbrook, Charles &/or
Berenadine

Rt. 2, Orofino, ID 83544

Source: Unnamed Spring
tributary to Whiskey Creek

Priority Date: 01/01/1970

Amount: 0.02 CFS

Diversion Point: SWSW Sec
34 T 37N R 02E, Clearwater
Co.

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

Place of Use: SWSW Sec 34
T 37N R 02E

Diversion Means: Reservoir

84-4097

Easterbrook, Charles &/or
Bernadine

Rt. 2, Orofino, ID 83544

Source: Unnamed Spring
tributary to Whiskey Creek

Priority Date: 05/01/1971

Amount: 0.01 CFS

Diversion Point: SWSW Sec
34 T 37N R 02E, Clearwater
Co.

Use: Irrigation (0.01 CFS)
from 04/01 to 10/31

Place of Use: SWSW Sec 34
T 37N R 02E For 1 acres

Diversion Means: Reservoir
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
11-22,29c

MICROFILMED

OK
12-11-79

OK
12-11-79
NB

Claim No. 84-4097
NOV 5 1979

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Department of Water Resources
Northern District Office

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 CHARLES OR BERNARDINE EASTERBROOK
RT. 2 OROFINO IDAHO 83544 (Name of Claimant)
83544 (Mailing Address) (Zip Code) Telephone No. 476-3572

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) GE 10/1/1971

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) UNNAMED SPRING tributary to WHISKY CREEK

(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>1.01 CFS</u>	Use	<u>IRRIGATION</u>	Period of Use From <u>4-1</u>	To <u>10-31</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) 1.01 CFS 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. 34 Twp. 37N Rge. 2E B.M., County of CLEWATER
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.
1500 GAL RESERVOIR - 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				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>37N</u>	<u>2E</u>	<u>34</u>											<u>1</u>						<u>1</u>

No. of acres 1

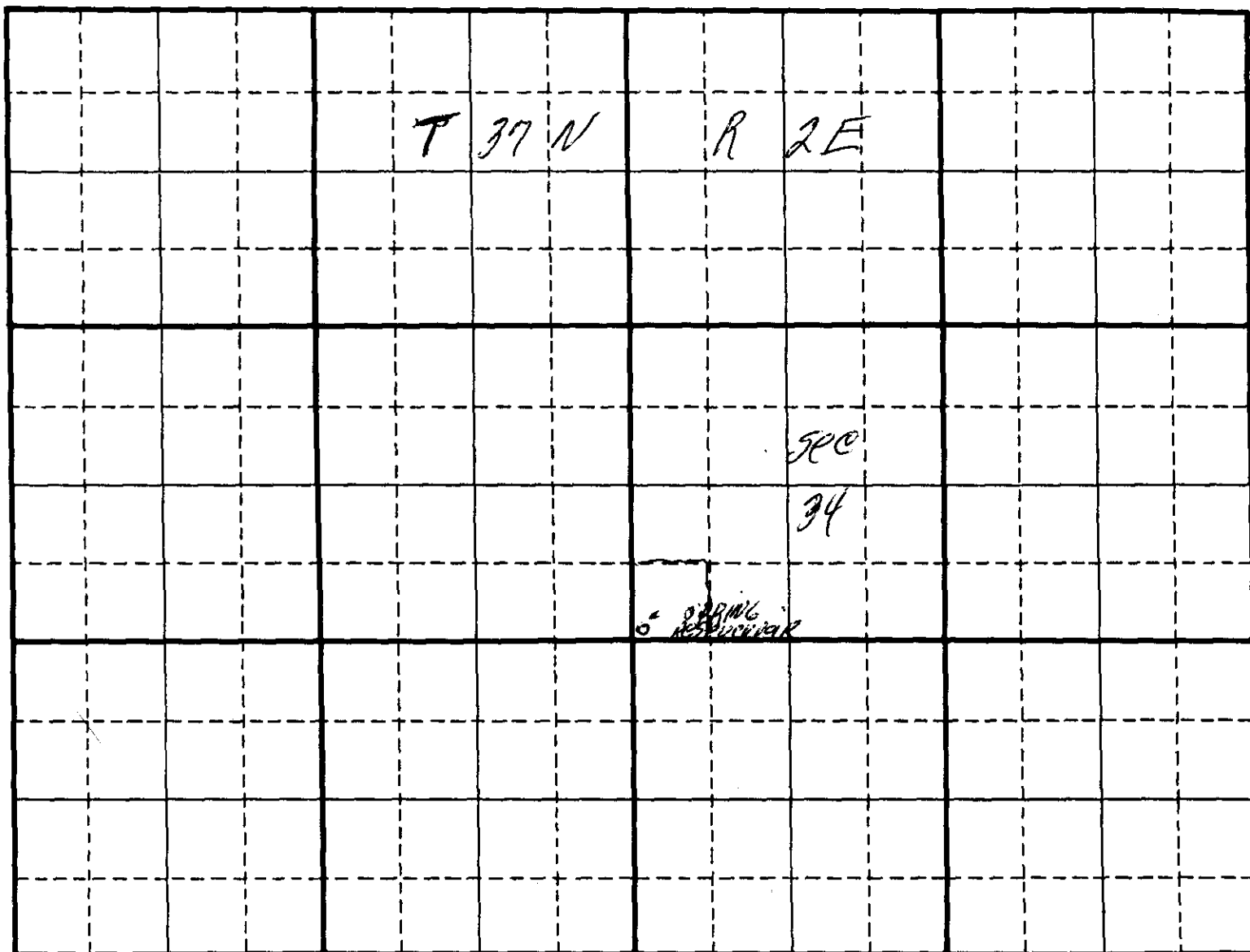
B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

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:

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(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 31st day of October, 1979.

Shale Peterson
(Claimant)

David L. Brown
Notary Public
Residing at Orpio, Idaho

My commission expires 5-15-80
~~5-15-80~~

FOR DEPARTMENT USE ONLY

Received by AB Date 11-5-79 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by AB Date _____ claimant by: _____
\$20.00 fee received by AB Date 11/14/79 (15/20)
Published in Clearwater Tribune
Dates 11/22 + 29/79

AFFIDAVIT OF PUBLIC TION

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

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 22nd day of November, 1979, and ending on the 24th day of November, 1979.

Nancy Noble

Subscribed and sworn to before me this 5th day of December, 1979

Beverly Good

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

RECEIVED

DEC 10 1979

Department of Water Resources
Northern District Office

NOTARY PUBLIC
STATE OF IDAHO
My Comm. Expires
I hereby certify that
the foregoing is a true
and correct copy of
the original as shown
to me by the person
presenting the same
for recording.
Given under my hand
and seal of office this
5th day of December,
1979.
Beverly Good
Notary Public
State of Idaho

OK
12-11-79

OK
12-11-79
NB

MICROFILMED

OWNER LAST NAME - EASLERKUDN
ADDRESS LINE 1 - RT. 2
CITY - ORFING
STATE - ID ZIP CODE - 83544
SOURCE - UNNAMED SPRING
STAGE - STAIRY CLM
TRIBUTARY OF - WHISKEY CREEK
PRIORITY - 05-01-1971
COUNTY - CLEARWATER
TOTAL DIV. RATE -
DIVERSION POINT - SMSW 34 37N 02E
FROM - 04-01 TO - 10-31 USE - IRRIGATION
USE DIV. RATE - .0100CFS
USE - IRRIGATION
PLACE OF USE - TWN 37N RNG 02E SEC 34 TRACT SMSW
AC 01
DIVERSION MEANS - RESERVOIR

IDENT. NO. 84-4097

WATER RIGHT
DATA ENTRY LOG[illegible]

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: RyA

Right Number 84-4097 Applicant _____

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 JB Date 12-11-79

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Jim Date 12/20/79

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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

DECEMBER 10, 1979

CHARLES EASTERBROOK
BERNADINE EASTERBROOK
RT. 2
OFOFINO

ID 83544

RE: Claim No. 84-4097

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
Robert G. Haynes, P.E.
Regional Supervisor

Enclosure

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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

November 15, 1979

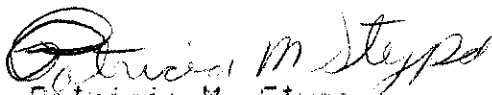
Mr. Charles E. Easterbrook
Route 2
Orofino, ID 83544

RE: 84-4096 84-4097

Dear Mr. Easterbrook:

Enclosed is Receipt No. 15120 in the amount of \$40.00 which was received by this office for the filing fee on the above-referenced item.

Sincerely,


Patricia M. Stepa

PMS

Enclosure

Microfilm

84-4097-

EASTERBROOK, CHARLES &/or BERNADINE

PT. 2, DROFIND, ID 83544

Source: UNNAMED SPRING tributary to WHISKEY CREEK

Priority Date: 05/01/1971

Amount: 0.01 CFS

Diversion Point: SWSW Sec 34 T 37N R 02E, CLEARWATER Co.

Use: IRRIGATION (0.01 CFS) from 04/01 to 10/31

Place of Use: SWSW Sec 34 T 37N R 02E FOR 1 ACRES

Diversion Means: RESERVOIR

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