

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

No. 84-4095 - Lewis Porter

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 18th day of October, 19 79, and ending on the 25th day of October, 19 79

Nancy Noble

Subscribed and sworn to before me this 2nd day of November, 19 79

Beverly Wood

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

RECEIVED

NOV 15 1979

NOTICE OF CLAIMS TO WATER RIGHTS

Department of Water Resources
Northern District Office

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

84-4095

Porter, Lewis N.

Rt. 2 Box 147, Orofino, Id 83544

Source: Orofino Creek tributary to Clearwater River

Priority Date: 01/01/1967

Amount: 0.20 CFS

Diversion Point: NENW Sec 10 T 36N R 02E, Clearwater Co.

Use: Irrigation (0.20 CFS) from 05/01 to 10/31

Place of Use: NENW Sec 10 T 36N R 02E For 3 acres

Diversion Means: Pump & Pipe

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

Published 10/18 & 10/25/79

OK
11-15-79
JB

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SEP 17 1979

Under the provisions of Section 42-243, **Idaho Code**, any person using or claiming rights **Department of Water Resources** established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or **Division of Water** 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 Lewis N Porter
(Name of Claimant)

RTZ Box 147 Orofino, Id. Telephone No. 476-3488

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) 1967

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)

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Drafting Creek tributary to 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:

		(Both dates inclusive)	
(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Mo., Day)	(Mo., Day)
Quantity <u>0.30 cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>May</u>	To <u>Oct</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) objects TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NE ¼ NW ¼, Sec. 10 Twp. 36 N Rge. 2 E B.M., County of Clearwater
 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. *pump. 1 1/2 in in take. 300 ft of pipe.*

(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 3 1/2

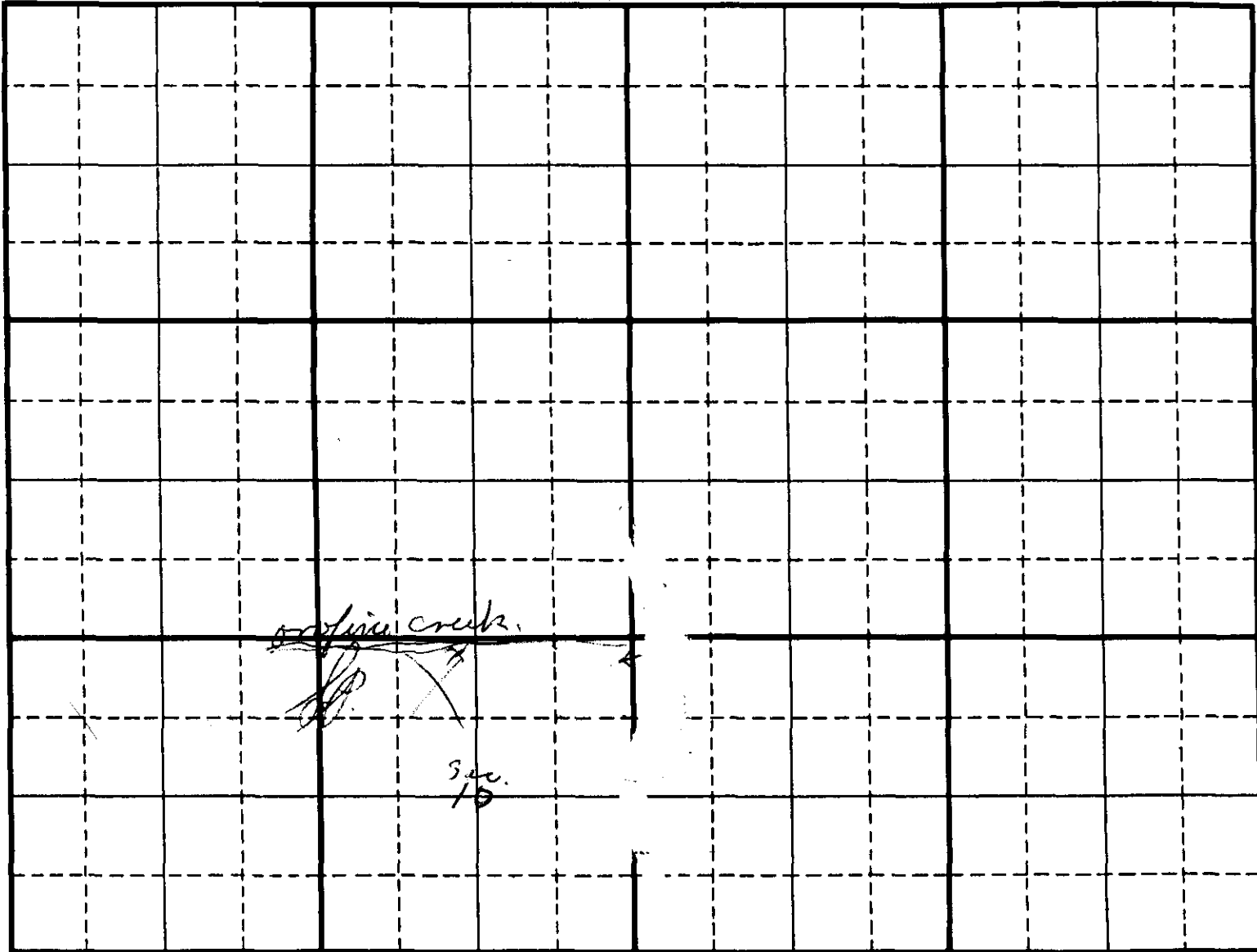
B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

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 13th day of September, 19 79.

Lewis M. Porter
(Claimant)
James E. Pittman
Notary Public
Residing at Boise, Idaho

My commission expires 6/26/83

Received by BK Date 9-17-79 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by JK Date 10-4-79 claimant by: _____
\$20.00 fee received by 10.00 92124 Date _____
Published in Clearwater Tribune _____
Dates 10/18 & 25/79 _____

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
No. W-1005 - Lewis Porter

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 13th day of October, 19 79, and ending on the 25th day of October, 19 79

Nancy Noble
Subscribed and sworn to before me this 2nd day of November, 19 79

Beverly Wood

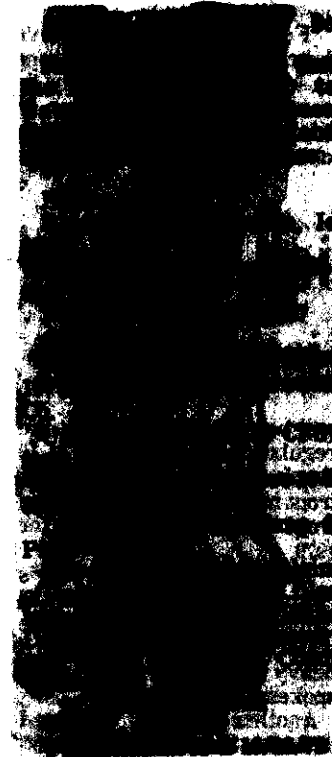
NOTARY PUBLIC IN AND FOR THE STATE OF IDAHO
RESIDING AT OROFINO THEREIN

RECEIVED

NOV 15 1979

Department of Water Resources
Northern District Office

OK
11-15-79
JB



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84-4095

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

September 25, 1979

Mr. Lewis N. Porter
Route 2 Box 147
Orofino, ID 83544

Dear Mr. Porter:

We are returning your check #92-124 in the amount of \$20.00 and your Claim to a Water Right.

Please speify on iterns 3 & 4 in cubic feet per second the amount you use. Also initial the strikeovers and erasures in itern 6A.

If you have any futher questions please do not hesitste to contact our office.

Sincerely,

Tom D. King
Senior Water Resource Agent
tdk/jb

Enc: Claim to a Water Right
Check #92-124

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10/10/79

WATER RIGHTS EDIT REPORT

WATER RIGHT NUMBER 84-4095

ACT
ION

OWNER LAST NAME - PORTER
ADDRESS LINE 1 - RT. 2 BOX 147

FIRST NAME - LEWIS N.

SOURCE - OROFINO CREEK
STAGE - STAIRY CLM

CITY - OROFINO STATE - ID ZIP CODE - 83544

TRIBUTARY OF - CLEARWATER RIVER
PRIORITY - 01-01-1967 COUNTY - CLEARWATER TOTAL DIV. RATE - .2000CFS

DIVERSION POINT - NEW 10 36N 02E
FROM - 05-01 TO - 10-31 USE - IRRIGATION

USE DIV. RATE - .2000CFS
PLACE OF USE - TWN 36N RNG 02E SEC 10 TRACT NENW AC 03

USE - IRRIGATION
REMARKS - ACC. IRR. = 3 AND 1/8 ACRES
DIVERSION MEANS - PUMP & PIPE

5
108.

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY:



Right Number

84-4095

~~Applicant~~

PORTER

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.

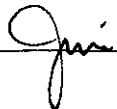
FINAL REGIONAL PROCESSING REVIEW:

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

By _____ Date _____

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By  Date 11/26/79

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84-4095-

PORTER, LEWIS N.

RT. 2 BOX 147, OROFINO, ID 83544

Source: OROFINO CREEK tributary to CLEARWATER RIVER

Priority Date: 01/01/1967

Amount: 0.20 CFS

Diversion Point: NENW Sec 10 T 36N R 02E, CLEARWATER Co.

Use: IRRIGATION (0.20 CFS) from 05/01 to 10/31

Place of Use: NENW Sec 10 T 36N R 02E FOR 3 ACRES

Diversion Means: PUMP & PIPE

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

October 11, 1979

Mr. Lewis N. Porter
Route 2 Box 147
Orofino, ID 83544

RE: 84-4095

Dear Mr. Porter:

Enclosed is Receipt No. 15063 in the amount of \$20.00 which was received by this office for the filing fee on the above-referenced item.

Sincerely,

Patricia M. Styra

pms

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 5, 1979

LEWIS N. PORTER
RT. 2 BOX 147
OROFINO

ID 83544

RE: Claim No. 84-4095

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

RECORDED