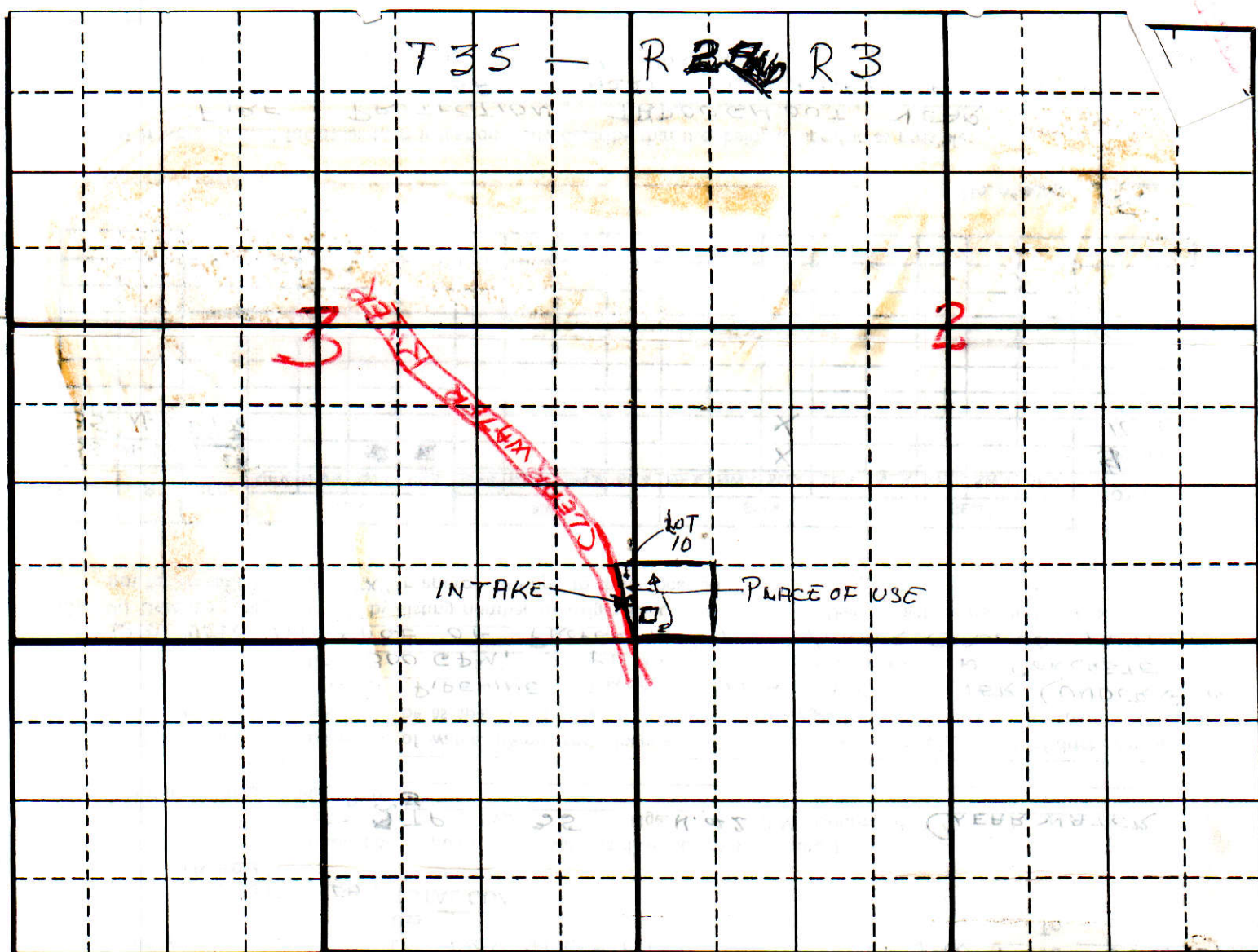


- (8) Remarks Intake structure is underground in a concrete dry well on Lot 10 at edge
of property. This affords year-around fire protection. The intake is steel
enclosed, screened cage.



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 27th day of June, 19 79.

Mary C. Shillibaugh
(Claimant)

Dorothy Hunter
Notary Public
Residing at Aspen Green

My commission expires Dec. 1, 1982

FOR DEPARTMENT USE ONLY

Received by RMA Date 1-2-79 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by TR Date 7/3/79
\$20.00 fee received by for Date 7/3/79 (14079)
Published in Clearwater Tribune
Dates 7/12/79

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 Claim to Water Right
No. 84-4063 & 84-4064

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 12th day of July, 1979, and ending on the 19th day of July, 1979.

Subscribed and sworn to before me this 23rd day of July, 1979

Nancy Noble
Cheryl Gillette

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:

84-4063

Payton, James R.
Star Rt., Pierce, Id. 83546
Source: Unnamed Stream tributary to Quartz Creek
Priority Date: 11/01/1965
Amount: 0.08 CFS
Diversion Point: NWSE Sec 03 T 37N R 05E, Clearwater Co.

Use: Domestic (0.08 DFS) from 01/01 to 12/31
Place of Use: NWSE Sec 03 T 37N R 05E
Diversion Means: Reservoir With Pipeline

84-4064

Hollibaugh, Everett L. &/or Mary C.
Rt. 3 Box 33, Orofino, Id 83544

Source: Clearwater River tributary to Snake River
Priority Date: 04/01/1951
Amount: 0.45 CFS
Diversion Point: Lot 10 Sec 02 T 35N R 02E, Clearwater Co.

Use: Irrigation (0.45 CFS) from 04/01 to 11/01
Fire Protection (0.45 CFS) from 01/01 to 12/31

Place of Use: SWSW Sec 02 T 35N R 02E Lot 10 (SESE) Sec 03 T 35N R 02E For 7 Acres
Diversion Means: Dry Well, 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
7-12,19c

MICROFILMED

84-4064

P/D S/D TWP. 35 N RNG. 2E
SEC. 3 LOT 10.

C. Hopingardner
4-27-81

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 Everett L. and/or Mary C. Hollibaugh
(Name of Claimant)
Rt. 3, Box 93 Orofino, Idaho 83544 Telephone No. 476-3132
(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) April, 1951

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)
Clearwater River tributary to Snake 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, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>200 gpm</u>	Use	<u>Irrigation</u>	Period of Use From <u>4/1</u>	To <u>11/1</u>
Quantity	<u>200 gpm</u>	Use	<u>Fire Protection</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
(4) <u>0.4456</u>	<u>200 gpm</u>	TOTAL QUANTITY USED.			

(5) A) Point of diversion: (Location of point where water is diverted from its source)
GL 10 1/4 Sec. 23 Twp. 35N Rge. 2E 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 and pipeline from Clearwater River (underground), 15 h.p. pump 200 gpm.
Pump is located in concrete dry well at edge of property line with underground intake.

(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.	NE1/4				NW1/4				SW1/4				SE1/4				TOTAL
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>35N</u>	<u>2E</u>	<u>2</u>											<u>7</u>						
		<u>3</u>																<u>(GL10)</u>	

No. of acres

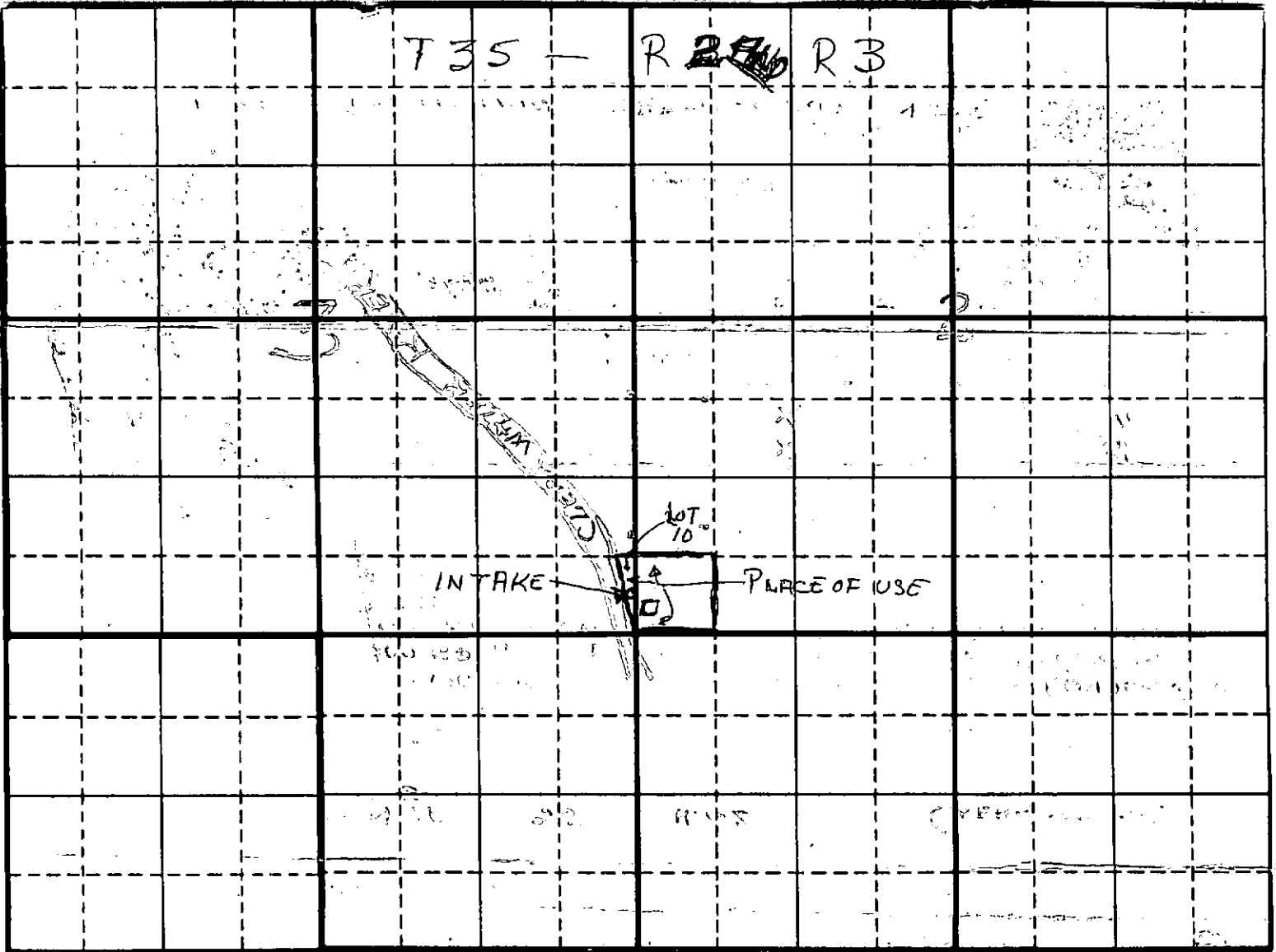
B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Fire protection throughout year; irrigation of 5-acre orchard and 2-acre garden;
domestic use for lawn.

NOTE: Include here the type and number of stock watered: None

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

RECEIVED

(8) Remarks Intake structure is underground in a concrete dry well on Lot 10 at edge
of property. This affords year-around fire protection. The intake is steel
enclosed, screened cage.



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 27th day of June, 1979.

Mary C. Hollibaugh
(Claimant)

Darothy Hunter
Notary Public
Residing at Arden, Idaho

My commission expires Dec. 1, 1982

FOR DEPARTMENT USE ONLY

Received by Rent Date 7-2-79 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by TK Date 7/3/79 claimant by: _____
\$20.00 fee received by pm Date 7/3/79 (14079)
Published in Clearwater Tribune
Dates 7/27/79

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 Claim to Water Right

No. 84-4063 & 84-4064

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 12th day of July, 1979, and ending on the 19th day of July, 1979.

Subscribed and sworn to before me this 23rd day of July, 1979.

Cheryl Lillette

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:

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Star Rt., Pierce, Id. 83546
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Priority Date: 11/01/1965
Amount: 0.08 CFS
Diversion Point: NWSE Sec 03 T 37N R 05E, Clearwater Co.

Use: Domestic (0.08 DFS) from 01/01 to 12/31

Place of Use: NWSE Sec 03 T 37N R 05E

Diversion Means: Reservoir With Pipeline

84-4064
Hollibaugh, Everett L. & or Mary C.
Rt. 3 Box 33, Orofino, Id 83544

Source: Clearwater River tributary to Snake River

Priority Date: 04/01/1951
Amount: 0.45 CFS

Diversion Point: Lot 10 Sec 02 T 35N R 02E, Clearwater Co.

Use: Irrigation (0.45 CFS) from 04/01 to 11/01

Fire Protection (0.45 CFS) from 01/01 to 12/31

Place of Use: SWSW Sec 02 T 35N R 02E Lot 10 (SESE)

Sec 03 T 35N R 02E For 7 Acres

Diversion Means: Dry Well, 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
7-12,19c

MICROFILMED

84-4064

June 22, 1979

Mr. and Mrs. Everett L. Hollibaugh
Rt. 3 Box 33
Orofion, Idaho 83544

Dear Mr. and Mrs. Hollibaugh:

We are returning your check No. 92-138 in the amount of \$20.00 and your Claim to a Water Right, which we have taken the liberty of retyping.

Please check over the enclosed Claim carefully to insure that it has been filled out properly. Under Item 6, please indicate the number of acres irrigated by the red arrows. If there are any corrections, please make them, then sign the Claim before a Notary Public and return it to our office with the \$20.00 filing fee.

If you have any questions, please do not hesitate to contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

pms

Enc. - Elaim
Check

RECEIVED

ACT
ION

N OWNER LAST NAME - HOLLIBAUGH
N OWNER LAST NAME - HOLLIBAUGH
N ADDRESS LINE 1 - RT. 3 BOX 33

FIRST NAME - EVERETT L.
FIRST NAME - MARY C.

CITY - OROFINO

STATE - ID ZIP CODE - 83544

N SOURCE - CLEARWATER RIVER

TRIBUTARY OF - SNAKE RIVER

N STAGE - STATUTORY CLAIM

PRIORITY - 04-01-1951 COUNTY - CLEARWATER TOTAL DIV. RATE - .4500CFS

N DIVERSION POINT - 02 35N 02E LOT 10

N FROM - 04-01 TO - 11-01 USE - IRRIGATION

USE DIV. RATE - .4500CFS

N FROM - 01-01 TO - 12-31 USE - FIRE PROTECTION

USE DIV. RATE - .4500CFS

N USE - IRRIGATION

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

N USE - IRRIGATION

PLACE OF USE - TWN 35N RNG 02E SEC 03 TRACT SESE LOT 10 AC 06

N NON IRRIG USE - F/FIRE PROTECTION THROUGH YEAR.

N DIVERSION MEANS - DRY WELL, PUMP & PIPE

5
RB
N
MG

9/78

IDENT. NO.

IDENT. NO. 84-4064

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

Initials

Date _____

Item

primo

7/3/79

7/5/19

Original form entered

Edit Report Correct

Date Protested

Date of Hearing

Date Approved/Denied
(Proof due date, stage and/or status,
conditions of approval, water district)

Record Verified

Amendment Approved

Extension Approved

Partial Proof

Proof Complete

Field Exam Received

Field Exam Accepted
and changes entered

License Signed

Transfer Approved

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number 84-4064 Applicant HULLIBAUGH

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. *Need total*
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

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

By JK Date 7/31/79

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By JK Date 10/26/79

RECEIVED

84-4064

HOLLIBAUGH, EVERETT L. &/or MARY C.

RT. 3 BOX 33, DROFINO, ID 83544

Source: CLEARWATER RIVER tributary to SNAKE RIVER

Priority Date: 04/01/1951

Amount: 0.45 CFS

Diversion Point: LOT 10 Sec 02 T 35N R 02E, CLEARWATER Co.

Use: IRRIGATION	(0.45 CFS)	from 04/01 to 11/01
FIRE PROTECTION	(0.45 CFS)	from 01/01 to 12/31

Place of Use: SWSW Sec 02 T 35N R 02E LOT 10 (SESE) Sec 03 T 35N R 02E
FOR 7 ACRES

Diversion Means: DRY WELL, PUMP & PIPE

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

JULY 30, 1979

EVERETT L. HOLLIBAUGH
MARY C. HOLLIBAUGH
RT. 3 BOX 33
OROFINO

ID 83544

RE: Claim No. 84-4064.

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

ENCLOSURE

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

July 6, 1979

Mr. Everett L. Hollibaugh
Rt. 3 Box 33
Orfino, Idaho 83544

RE: 84-4064

Dear Mr. Hollibaugh:

Enclosed is Receipt No. 14079 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

ENCLOSURE