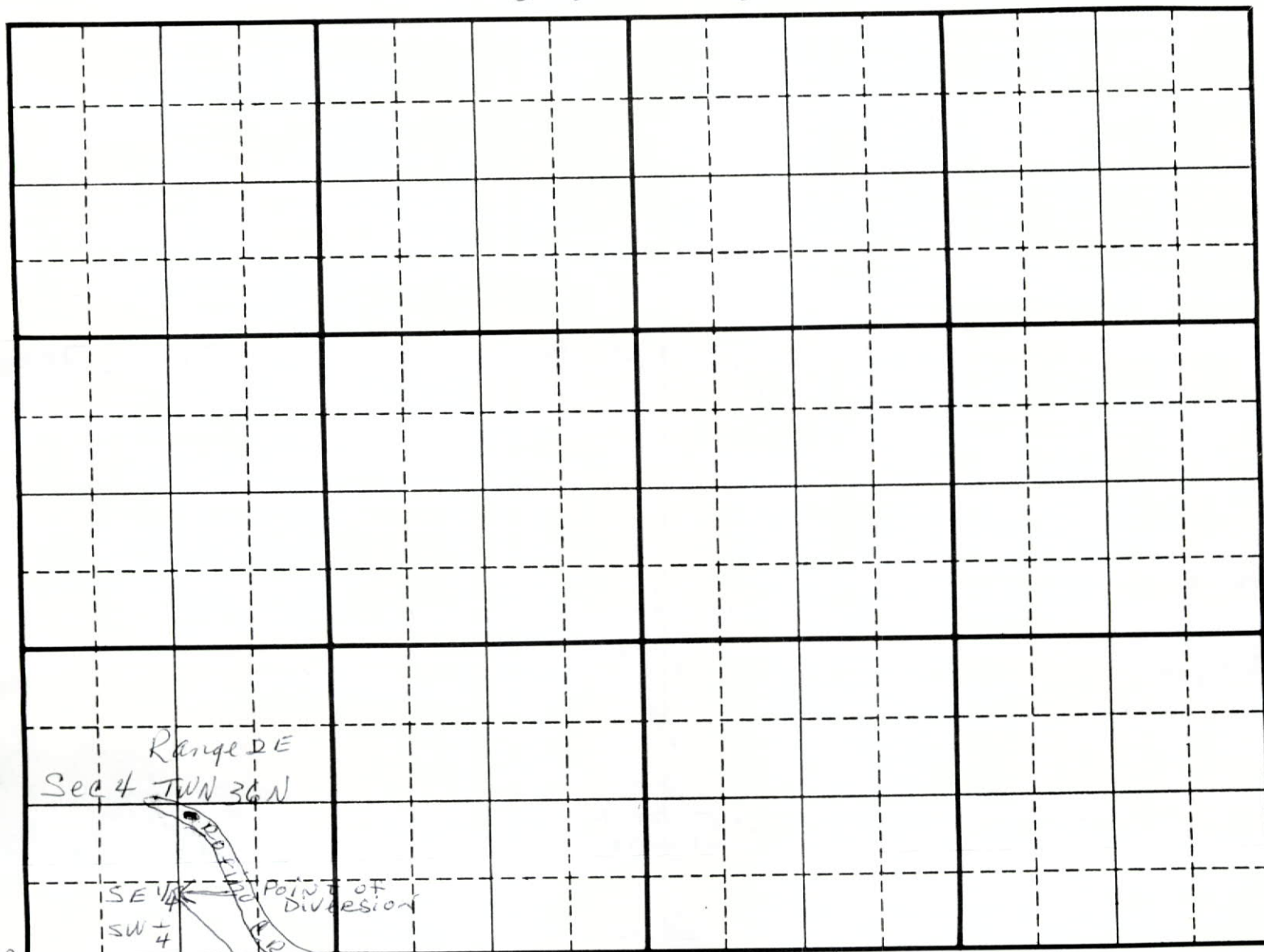


(8) Remarks

Point of diversion was directly from the creek with 274' of 3" hose hooked directly to the pump in my front yard. Size of my lot is 70' x 185'.



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 )

) ss.

County of Clearwater )

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.

Mr. Marc Frazier  
(Claimant)

Sworn to before me this 17th day of November, 19 78.

Dorothy Hunter  
Notary Public  
Residing at GROFENO, Id. therein

My commission expires December 1, 1978

FOR DEPARTMENT USE ONLY

|                                        |                              |                     |              |      |
|----------------------------------------|------------------------------|---------------------|--------------|------|
| Received by <u>JK</u>                  | Date <u>11-20-78</u>         | Exception filed by: | Forwarded to | Date |
| Prelim. check by <u>JK</u>             | Date <u>11-20-78</u>         |                     | claimant by: |      |
| \$20.00 fee received by <u>JK</u>      | Date <u>11-20-78 (12158)</u> |                     |              |      |
| Published in <u>CLEARWATER TRIBUNE</u> |                              |                     |              |      |
| Dates <u>11-30/78 12/7/78</u>          |                              |                     |              |      |

# AFFIDAVIT OF PUBLICATION

RECEIVED

DEC 22 1978

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

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 30th day of November, 1978, and ending on the 7th day of December, 1978

Subscribed and sworn to before me this 11th day of December, 1978

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:

84-4058

FRAZIER, Gail Marie  
Rt. 2, Box 9, Orofino, Id 83544.

Source: Orofino Creek tributary to Clearwater River.

Priority Date: 07/01/1957.

Amount: 0.02 CFS

Diversion Point: SESW Sec 04 T 36N R 02E, Clearwater Co.

Use: Domestic (0.02 CFS) from 03/15 to 11/15

Place of Use: SESW Sec 04 T 36N R 02E

Diversion Means: 1HP Pump.

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 4055 Govt. Way, Coeur d'Alene, Id. 83814.

C. Stephen Allred  
Director  
11-30; 12-7c

Department of Water Resources  
Northern District Office

Official - OK.  
12/26/78

UNRECORDED

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 Gail Marie Frazier  
(Name of Claimant)

(Name of Claimant)  
 Rta, Box 9, Orifino, Id. 83544 (Mailing Address) Telephone No. 476-3873 (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) 7-1-1957

**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)

Orifino 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:

| (cfs, gpd, AFA) |                 | (Domestic, Irrigation, Stock, Etc.) |                 | (Both dates inclusive) |                                |
|-----------------|-----------------|-------------------------------------|-----------------|------------------------|--------------------------------|
|                 |                 |                                     |                 | (Mo., Day)             | (Mo., Day)                     |
| Quantity        | <u>0.02 cfs</u> | Use                                 | <u>Domestic</u> | Period of Use From     | <u>Nov 15</u> To <u>Nov 15</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) TOTAL QUANTITY USED.

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

SE 1/4 SW 1/4, Sec. 4 Twp. 36N 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. 1 1/2 hp pump & hose

- (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 ~~XXXX~~

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

Domestic for irrigation of one lawn & garden

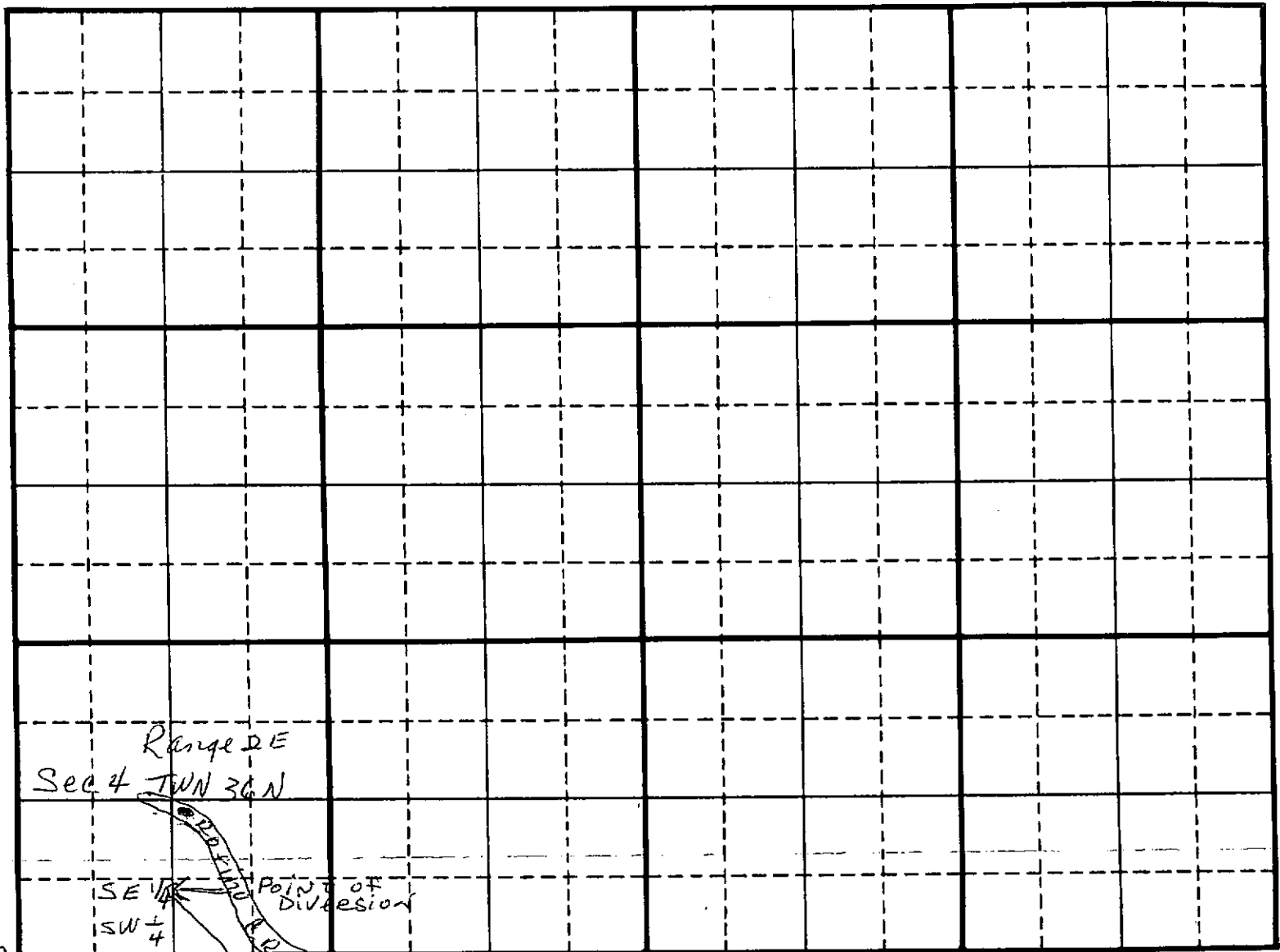
**NOTE:** Include here the type and number of stock watered: \_\_\_\_\_

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

**MICROFILMED**

(8) Remarks

Point of diversion was directly from the creek with 274' of 3" hose hooked directly to the pump in my front yard. Size of my lot is 70' x 185'



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.

Mrs. Alice Marierazier  
(Claimant)

Sworn to before me this 17th day of November, 1978.

Dorothy Hunter  
Notary Public  
Residing at ARDFINO, ID. therein

My commission expires December 1, 1978

FOR DEPARTMENT USE ONLY

|                                        |                              |                     |              |      |
|----------------------------------------|------------------------------|---------------------|--------------|------|
| Received by <u>JK</u>                  | Date <u>11-20-78</u>         | Exception filed by: | Forwarded to | Date |
| Prelim. check by <u>JK</u>             | Date <u>11-20-78</u>         |                     | claimant by: |      |
| \$20.00 fee received by <u>JK</u>      | Date <u>11-20-78 (12158)</u> |                     |              |      |
| Published in <u>CLEARWATER TRIBUNE</u> |                              |                     |              |      |
| Dates <u>10/30/78 12/7/78</u>          |                              |                     |              |      |

# AFFIDAVIT OF PUBLICATION

RECEIVED

STATE OF IDAHO,  
County of Clearwater } ss.

DEC 22 1978

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

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 30th day of November, 19 78, and ending on the 7th day of December, 19 78

Subscribed and sworn to before me this 11th day of December, 19 78

Nancy Noble

[Signature]

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:

84-4058

FRAZIER, Gail Marie  
Rt. 2, Box 9, Orofino, Id 83544.

Source: Orofino Creek tributary to Clearwater River.

Priority Date: 07/01/1957.

Amount: 0.02 CFS

Diversion Point: SESW Sec 04 T 36N R 02E, Clearwater Co.

Use: Domestic (0.02 CFS) from 03/15 to 11/15

Place of Use: SESW Sec 04 T 36N R 02E

Diversion Means: 1HP Pump.

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 4055 Govt. Way, Coeur d'Alene, Id. 83814.

C. Stephen Allred  
Director  
11-30; 12-7c

affirmed  
OK.

12/26/78

[Circular Stamp]

FILE NO. 84-4058

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

## DATA ENTRY LOG

[illegible]

**MICROFILMED**

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Northern Region

---

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

DECEMBER 18, 1978

GAIL MARIE FRAZIER  
RT 2 BOX 9  
OROFINO

ID 83544

RE: Claim No. 84-4058

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

MICROFILMED

84-4058-

FRAZIER, GAIL MARIE

RT 2 BOX 9, OROFINO, ID 83544

Source: OROFINO CREEK tributary to CLEARWATER RIVER

Priority Date: 07/01/1957

Amount: 0.02 CFS

Diversion Point: SESW Sec 04 T 36N R 02E, CLEARWATER Co.

Use: DOMESTIC (0.02 CFS) from 03/15 to 11/15

Place of Use: SESW Sec 04 T 36N R 02E

Diversion Means: 1HP PUMP

WATER DIVISION



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

Nov. 20, 1978

RE: Claim

Gail M. Frazier  
Rt 2 Bx 9  
Orifino, Id. 83544

Dear Ms. Frazier,

Attached is your receipt No. 12158 in the amount of \$ 20.00 for the  
filing fee on the above referenced item which was received in this office

Very truly yours,

\_\_\_\_\_  
Tom King

Senior Water Resource Agent

  
TK

Attachment

RECORDED