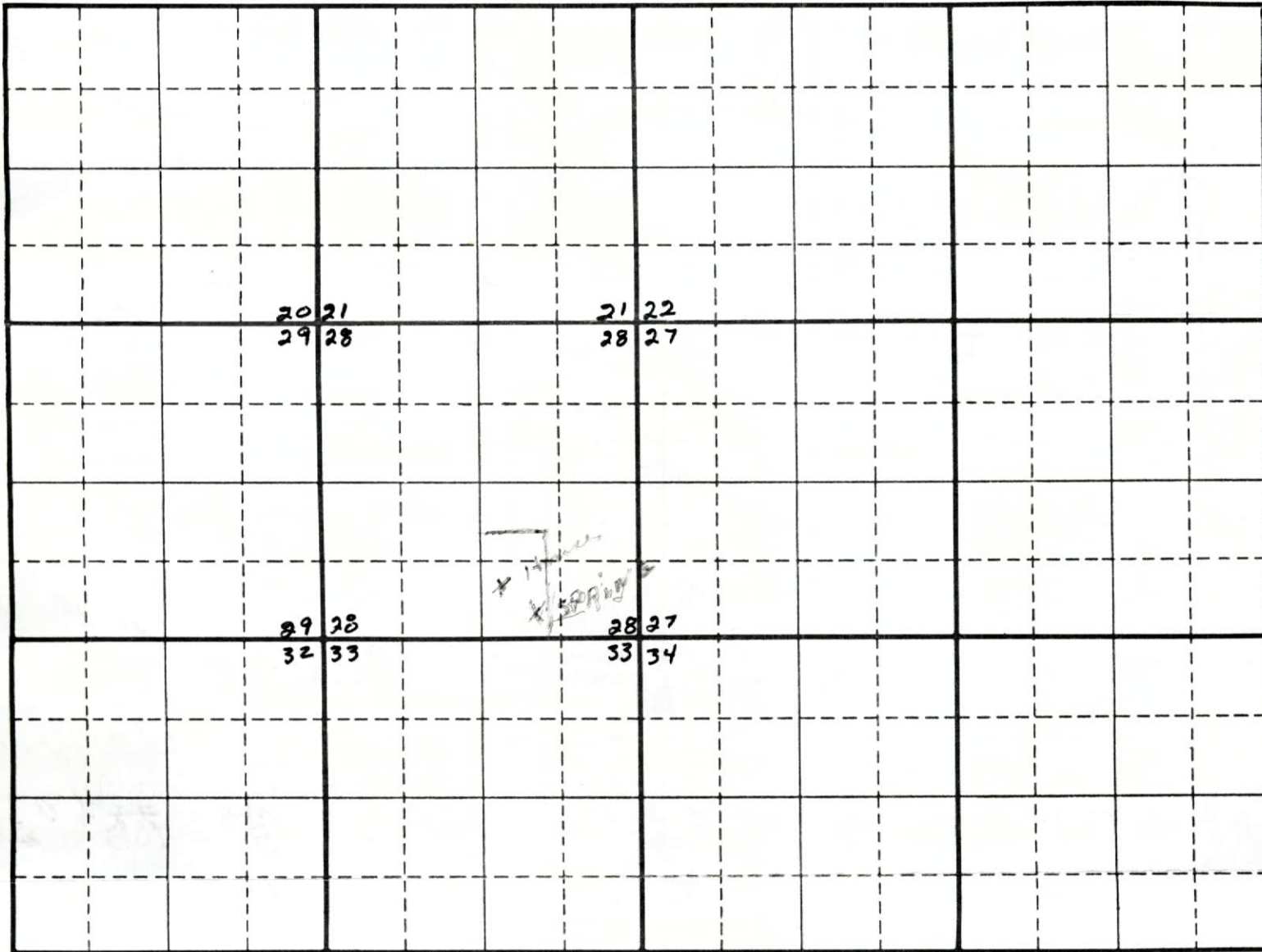


(8) Remarks _____



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.

X Edith A. Mulliken
(Claimant)

Sworn to before me this 4th day of OCTOBER, 1978.

Dorothy Hunter
Notary Public
Residing at Arden, Idaho

My commission expires Dec 1, 1978

<u>B noon 10-24-78</u>			
<u>B noon 10-12-78</u>			
FOR DEPARTMENT USE ONLY			
Received by <u>B noon</u>	Date <u>10-6-78</u>	Exception filed by:	Forwarded to
Prelim. check by <u>JK</u>	Date <u>10-24-78</u>		claimant by:
\$20.00 fee received by <u>B</u>	Date <u>10-24-78</u>	<u>C12132</u>	
Published in <u>Clearwater Tribune</u>			
Dates <u>11-24-78</u>			

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

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 2nd day of November, 19 78, and ending on the 9th day of November, 19 78

Subscribed and sworn to before me this 13th day of November, 19 78

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 to a water right has been established by diversion and application to beneficial use:

84-4057

Name: Mullikin, Edith A.
Address: Rt. 3, Box 93,
Orofino, Id. 83544

Source: Unnamed Spring

Priority Date: 10/01/1950

County: Clearwater

Amount: 0.06 CFS

Point of Diversion: SWSE

S28 T37N R02E

Use: Domestic from 01/01
to 12/31

Stockwater from 01/01 to
12/31

Place of Use: SWSE S28
T37N R02E

Means: Developed spring
with pond.

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
11-2,9c

OK
KLC 11/24/78
RECEIVED

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 Edith A. Mullikin

Rt 3 Bx 93 Onefino, Id.
(Mailing Address)

(Name of Claimant)

83544
(Zip Code)Telephone No. 476-3460

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) Oct. 1, 1950

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

- (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>0.04</u>	Use <u>Domestic</u>	Period of Use From <u>Jan 1</u>	To <u>Dec 31</u>
Quantity <u>0.02</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 _____

- (4) 0.06 TOTAL QUANTITY USED.
(cfs, gpd, AFA)

- (5) Point of diversion: (Location of point where water is diverted from its source)
E.G. N 1/4 SW 1/4 SE 1/4, Sec. 28 Twp. 37N 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.

Developed Spring with stock pond. Domestic water is withdrawn from spring & hauled to place of use.

- (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>28</u>															X		

No. of acres

X

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

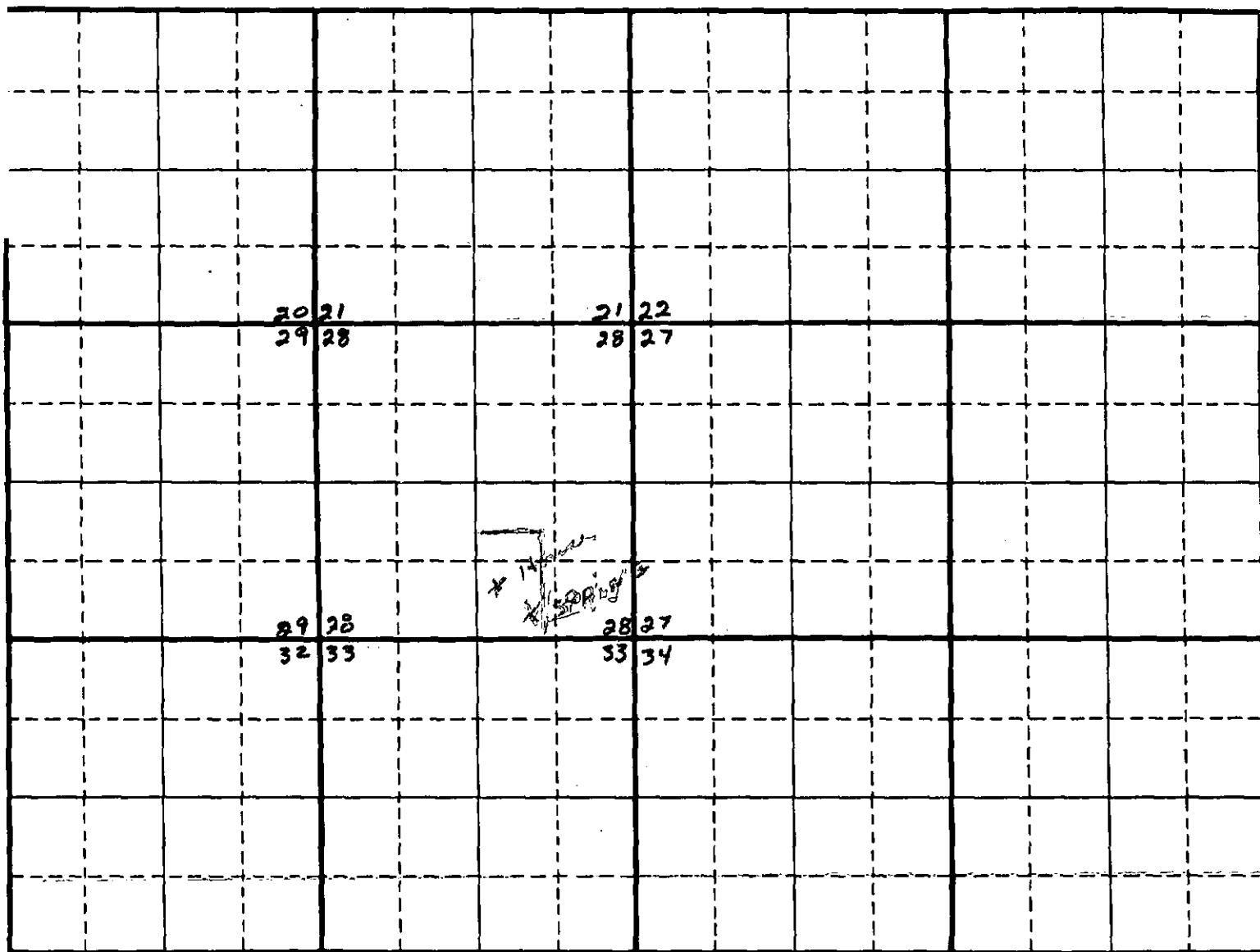
Domestic for one home
Stock water for up to 15 hd of stock

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:

7/84
MICROFILMED

(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.

x Edith A. Mulliken
(Claimant)

Sworn to before me this 4th day of OCTOBER, 1978.

Dorothy Hunter
Notary Public
Residing at Arden, Idaho

My commission expires Dec 1, 1978

Received by B. Moon Date 10-24-78 Exception filed by: _____ Date _____
Prelim. check by B. Moon Date 10-17-78
\$20.00 fee received by B. Moon Date 10-24-78 (12/32)
Published in Clearwater Tribune
Dates 11-24-78

FOR DEPARTMENT USE ONLY

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

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 2nd day of November, 19 78, and ending on the 9th day of November, 19 78

Nancy Noble
Subscribed and sworn to before me this 13th day of November, 19 78

W. A. W. W.
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 to a water right has been established by diversion and application to beneficial use:

84-4057

Name: Mullikin, Edith A.
Address: Rt. 3; Box 93,
Orofino, Id. 83544

Source: Unnamed Spring

Priority Date: 10/01/1950

County: Clearwater

Amount: 0.06 CFS

Point of Diversion: SWSE

S28 T37N R02E

Use: Domestic from 01/01
to 12/31

Stockwater from 01/01 to
12/31

Place of Use: SWSE S28
T37N R02E

Means: Developed spring
with pond.

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
11-2,9c

OK
11/24/78
MTC/KC

WATER RIGHT NUMBER 84-4057

WATER RIGHTS EDIT REPORT

07/07/80

PAGE 157

ACT

ION

L SOURCE - SPRING

FILE NO.

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

Initials

Date

Item

~~B~~
B

10-25-78
10-26-78

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

[illegible]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

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

NOVEMBER 20, 1978

EDITH MULLIKIN
RT 3 BOX 93
OROFINO

ID 83544

RE: Claim No. 84-4057

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

Name: MULLIKIN, EDITH A

Address: RT 3 BOX 93, OROFINO, ID 83544

Source: UNNAMED SPRING

Priority Date: 10/01/1950

County: CLEARWATER

Amount: 0.06 CFS

Point of Diversion: SWSE S28 T37N R02E

Use: DOMESTIC	from 01/01 to 12/31
STOCKWATER	from 01/01 to 12/31

Place of Use: SWSE S28 T37N R02E

Means: DEVELOPED SPRING WITH POND

MICROFILMED

October 18, 1978

Edith A Mullikin
Rt 3 Box 93
Orofino, Id 83544

Dear Ms Mullikin,

I have contacted the Clearwater County Assessors Office and they have assured me that your property is in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 28, as you have shown on your map. I am returning your check #92-325 in the amount of \$20.00 and your Claim to a Water Right to allow you to initial the changes I have made on Item #5A. After doing so, please return the check & claim to this office for processing.

If we may be of any further assistance, please do not hesitate to contact us.

Sincerely,

TOM KING
Senior Water Resource Agent

TK:ab

Enclosure

RECEIVED

October 10, 1978

Edith A Mullikin
Rt 3 Box 93
Orofino, Id 83544

Dear Ms Mullikin,

I am returning your check #92-138 and your Claim to a Water Right for additional information.

Please complete item 5A by indicating the quarter-quarter sectional subdivision of the spring.

Please complete item 6A by indicating the quarter-quarter sectional subdivision of your home.

Please complete the map in ink showing the location of your home and the springs.

If we may be of any further assistance, please do not hesitate to contact us.

Sincerely,

TOM KING
Senior Water Resource Agent

TK:ab

Enclosure

Orofino Idaho
October 5, 1978

Dear Mr. King,

I took this to the court house
yesterday to the Assessors office.

They looked on the map and this
seemed to be almost the perfect
location of my spring.

I hope it will be O.K. I also
got it notarized so hope it is
passable.

Thanks so Much!
Edith A. Mullikin

Orofino Idaho
Rt 3 Box 93
83544

MICROFILMED

September 8, 1978

Edith Mullikin
Rt 3 Box 93
Orofino, Id 83544

Dear Ms Mullikin,

I am returning your check #92-138 in the amount of \$20.00 and your claim to a Water Right for further information.

I have prepared a new claim which is still lacking pertinent information. I have enclosed a "sample sheet" to aid you in completing items 5a, 6a & the map. I am sure the County Assessor will help you with the legal descriptions required.

I have taken the liberty of adding stockwater, since you indicated that there is a stockpond from which the stock drink. I did not, however, include the number of stock which drink from the pond. Please indicate this number in item 6b.

If we may be of any further assistance, please do not hesitate to contact us.

Sincerely,

TOM KING
Senior Water Resource Agent

TK:ab

Enclosure

MAILED 10/1/78

Orofino Idaho

September 6, 1978

Dept Water Resources

Coeur d'Alene Idaho

Dear Sirs:

I called you yesterday concerning my spring you said you would send me a use permit, after thinking about this I decided to write you. I feel I really need a water right as we have used this water for the last 28 years.

I will explain - When we bought this place this spring is all the water we had for some time. Later we got a well dug up by our house. The well started to go dry each fall. So we had to go back to use of our spring. We later had a well drilled. I am using this now but as pressure is not always

too good it may do as some of
my neighbors have and go dry.

Some of my neighbors have had
problems with their drilled
wells. Seems like the water on Wells
Branch isn't too plentiful anymore.

I may have to have this spring
pumped out and a long line of
pipes put to my house. The distance
has always been the problem.

However as we have used this
spring off and on for the last
28 years and almost always had
stock drinking from the overlow
on our place. I see no reason
for a use permit. The water
has been used for my house
as well as garden.

I am sending you a water
right. I got about 2 years
ago. I filled it out and even
had it notarized but did not

send it in as I had just lost
my husband and I didn't have
the \$10.00 which it cost at that
time. I imagine it is \$20.00 now
as you told me yesterday. I will
send you a check for \$20.00 and
hope you will parcel this water
right.

If you have any more questions
please call me.

Thank you!

Mrs Edith A. Mulliken
Oroqui Idaho
Rt 3. Box 93

83544

P.S. I am sorry if I have caused
you any inconvenience.



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

October 26, 1978

RE: 84-4057

Edith A Mullikin
Rt 3 Box 93
Orofino, Id 83544

Dear Ms Mullikin,

Attached is your receipt No. 12132 in the amount of \$ 20.00 for the filing fee on the above referenced item which was received in this office.

Very truly yours,

Alea Beito
Secretary

AB

Attachment

MICROFILMED