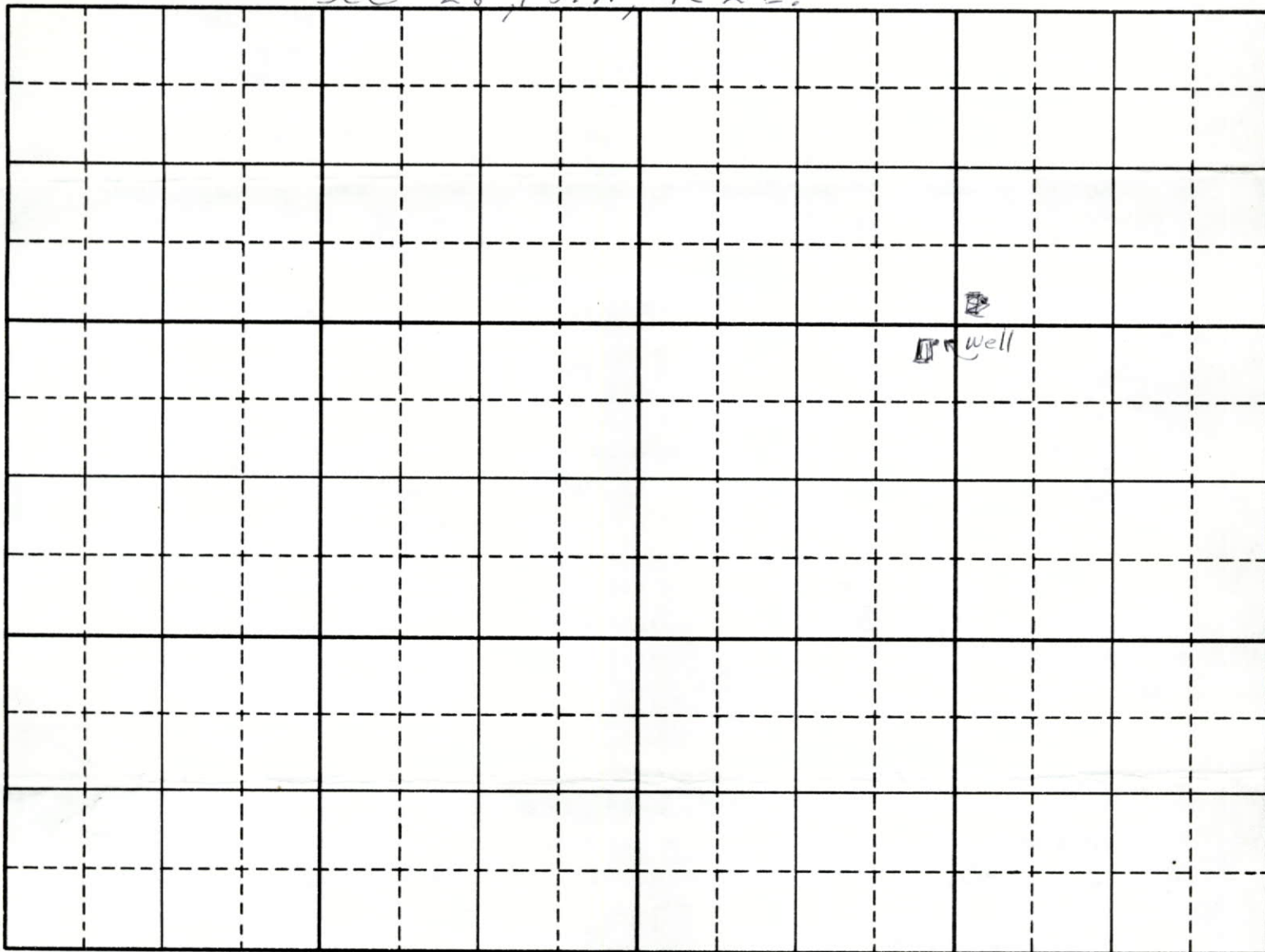


(8) Remarks _____

Sec 28, T37N, R2E.



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 affiants knowledge.

Sworn to before me this 20th day of _____

Herman E. Tomlinson Jr.
(Claimant)

March, 1978.

Nancy J. Cowger
Notary Public

Residing at Puna, Id. 83546

My commission expires November 1981

For Department Use Only

Received by B mm Date 4-17-78 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by _____ Date 4-3-78 claimant by: _____
\$10.00 fee received by B Date 4-19-78 (10849)
Approved for publication by _____
Published in Clearwater Tribune - Oref _____
Dates 4-22-78 & 5-4-78 _____
OK 5-12-78 B

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 a Water Right
84-4049 - Tomlinson

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 27th day of April, 19 78, and ending on the 4th day of May, 19 78.

Nancy Noble

Subscribed and sworn to before me this 5th day of May, 19 78

James Newton

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

NOTICE OF CLAIM TO A WATER RIGHT NO. 84-4049

Notice is hereby given that Norman E. Tomlinson, Jr., Rt. 3, Box 91A, Orofino, Id. has filed a claim to a water right established by diversion and application to beneficial use of 4½ gallons per minute of water from a groundwater source with point of diversion in the SW¼NE¼, Sec 28, T37N, R2E, B.M., Clearwater County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes for 1 household with a priority of May 1976; the place of use is within the SW¼NE¼ Sec 28, T37N, R2E, B.M.

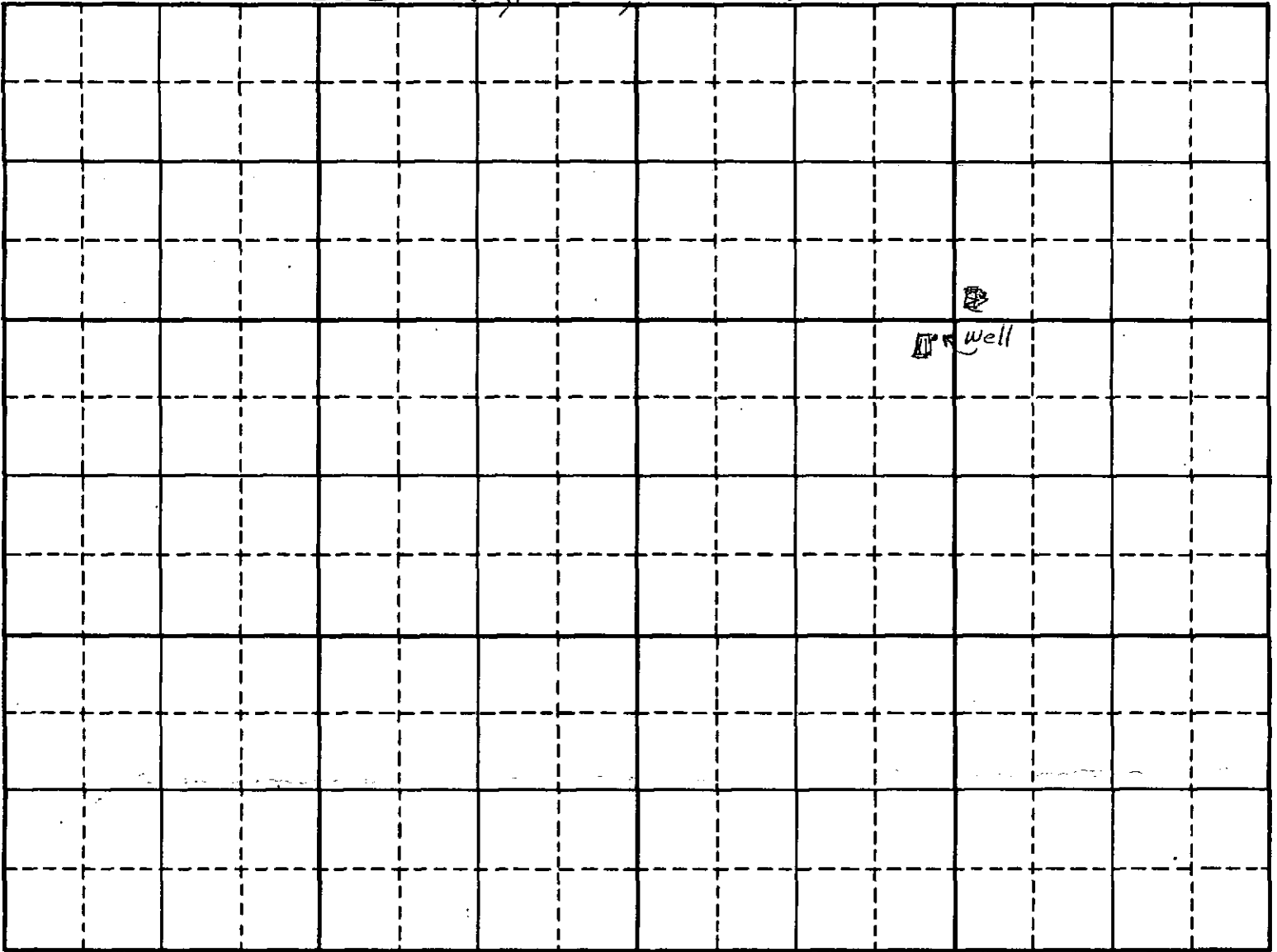
Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814.

C. Stephen Allred,
C. Stephen Allred,
Director
4-27;5-4c

5-12-78
OK

(8) Remarks _____

Sec 28, T37N, R2E.

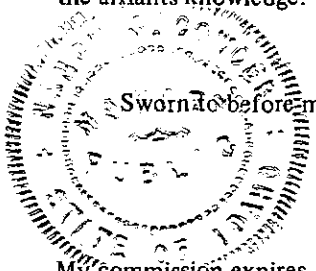


Scale: 2 inches equal 1 mile.

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 affiants knowledge.



Norman E. Tomlinson Jr.
(Claimant)
March, 1978.
Nancy J. Cowger
Notary Public
Residing at Pierce, Id 83546

My commission expires November 1981

For Department Use Only

Received by B. mm Date 4-17-78 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by _____ Date 4-3-78 claimant by: _____
\$10.00 fee received by B Date 4-19-78 (10899)
Approved for publication by _____
Published in Clearwater Tribune - orifice _____
Dates 4-22-78 & 5-4-78 _____
OK 5-12-78 B

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 a Water Right
84-4049 - Tomlinson

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 27th day of April, 19 78, and ending on the 4th day of May, 19 78.

Subscribed and sworn to before me this 5th day of May, 19 78

Nancy Noble

James W. [Signature]

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

NOTICE OF CLAIM TO A WATER RIGHT NO. 84-4049

Notice is hereby given that Norman E. Tomlinson, Jr., Rt. 3, Box 91A, Orofino, Id. has filed a claim to a water right established by diversion and application to beneficial use of 4½ gallons per minute of water from a groundwater source with point of diversion in the SW¼NE¼, Sec 28, T37N,R2E, B.M., Clearwater County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes for 1 household with a priority of May 1976; the place of use is within the SW¼NE¼ Sec 28, T37N, R2E, B.M.

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

C. Stephen Allred,
C. Stephen Allred,
Director
4-27;5-4c

5-12-78
OK



ACT
IONN OWNER LAST NAME - TOMLINSON, JR.
N ADDRESS LINE 1 - RT. 3 BOX 91A

FIRST NAME - NORMAN E.

N
N SOURCE - GROUNDWATER

CITY - ORDFINO

STATE - ID ZIP CODE - 83544

N STAGE - STATRY CLM

PRIORITY - 05-01-1976 COUNTY - CLEARWATER TOTAL DIV. RATE - .0100CFS

N DIVERSION POINT - SWNE 28 37N 02E

N FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE DIV. RATE - .0100CFS

N USE - DOMESTIC

PLACE OF USE - TWN 37N RNG 02E SEC 28 TRACT SWNE

IDENT. NO. 84.4049

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No.

Old No.

New No.

184-4049

Record

1. Original Owner: Norman E. Tomlinson Jr.

Present Owner: _____

2. Address: Rt. 3 Box 91A3. City: Orofino State: ID Zip: 835444. A. Source of Water: gw

B. Tributary of: _____

5. A. Stage (A,P,L,D,S,J): S

B. Status (D,L,R,C,A,I,F - leave blank if valid): _____

C. Priority Date: 5-1-1976D. County: 35E. Total Diversion Rate: .01

F. Total Diversion Volume: _____

G. Transfer/Amendment (P,T of A or blank): _____

H. Water District: _____

I. DLE/Carey Act (D,C or blank): _____

J. Right Basis (for adjudication claims A,B,C only): _____

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>SWNE</u>	<u>28</u>	<u>37N</u>	<u>2E</u>	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____

7. Period of Use, Use, Diversion Rate/Volume:

from 1-1 to 12-31 for D purposes. Amount .01
(cfs or AC-FT/yr)

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: D

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT
4055 Government Way
667-6484

COEUR D'ALENE, IDAHO 83814

May 12, 1978

RE: Claim No. 84-4049

Norman E Tomlinson, Jr
Box 91A Rt 3
Orofino, Id 83544

Dear Mr Tomlinson,

The Department of Water Resources has completed the processing of your claim to a water right, and no further action is authorized under Section 42-225a and 42-225b, Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of a claim does not, in itself, guarantee you a water right; it only records and preserves 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 in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with our office.

We are enclosing, for your records, a copy of your claim. If you have any questions, or if we may be of any further assistance, please contact us.

Sincerely,

A handwritten signature in cursive script, reading "Robert G. Haynes".

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH:ab

Enclosure

MICROFILMED

INTER-DEPARTMENT MEMO — 1

FROM

Tom King

DATE 4-17-78

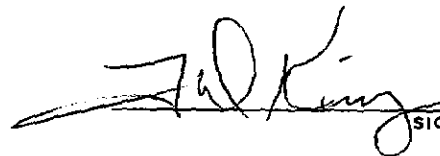
TO

File

SUBJECT

Claim to a Water Right #9

Checked with assessors office. Legal description listed is correct. Map is not accurate nor understandable.


SIGNATURE



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

April 20, 1978

RE: Claims No. 84-4048, 84-4049, & 84-4047

Clearwater Tribune
Box 71
Orofino, Id 83544
Gentlemen:

Enclosed is a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to our office along with the publication bill. Your cooperation in this matter is appreciated.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:ab

Enc: Legal Notice(s)

*Bill M...
5-12-78*

RECORDED
INDEXED

NOTICE OF CLAIM TO A WATER RIGHT

NO. 84-4049

Notice is hereby given that Norman F Tomlinson, Jr
Rt 3 Box 91A, Orofino, Id
has filed a claim to a water right established by diversion and application
to beneficial use of 4¹/₂ ~~cubic feet per second~~ gallons per minute
of water from a groundwater source
with point of diversion in the S¹/₄NE¹/₄ Sec 22, T37N, R2E, B.M., Clearwater
County

The water is claimed to be used from Jan 1 to Dec 31 for domestic
purposes for 1 household

with a priority of May 1976;
the place of use is within the S¹/₄NE¹/₄ Sec 28, T37N, R2E, B.M.

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

C. STEPHEN ALLRED
Director

Published in the Clearwater Tribune, Orofino, Id
on April 27 and May 4, 1978

MICROFILMED

April 7, 1978

Norman E Tomlinson, Jr
Box 91A, Rt 3
Orofino, Id 83444

Dear Mr Tomlinson,

I am returning your check #92-138 in the amount of \$10.00. For the Claim to be of any value to you, I would suggest your complete the following items:

Item 2, Period of use--you should put here the period of time during the year you have been using the water. If you use it year around, state "From Jan 1 to Dec 31".

Item 5a--give location of well.

Item 5b--describe how you are getting the water out of the ground. For instance, "well, pump & pipeline to place of use."

Item 6b--list the number of households. For instance, "Domestic for one household."

Map--you should at least indicate in which section, township, range and section-quarter-quarter the well and house located in.

It might be wise to return to the Notary Public and have her fill in the expiration date. Documents lacking this item have, at times, not been allowed in court as evidence.

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

NOTED
APR 10 1978
FBI - BOZEMAN



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

April 19, 1978

RE: Claim No. 84-4049

Norman E. Tomlinson, Jr
Rt 3 Box 91A
Orofino, Id 83544

Dear Mr. Tomlinson,

Attached is your receipt No. 10840 in the amount of \$10.00 for the filing fee on the above referenced item which was received in this office.

Very truly yours,

Alea Beito
Secretary

AB

Attachment

MICROFILMED