

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
Leroy & Helen Steiner 84-4037

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 July, 1977, and ending on the 4th day of August, 1977.

Nancy Noble
Subscribed and sworn to before me this 4th day of August, 1977

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

NOTICE OF CLAIM TO A WATER RIGHT

NO. 84-4037

Notice is hereby given, that Leroy &/or Hellen M. Steiner, Rt. 2, Orofino, Id. has filed a claim to a water right established by diversion and application to beneficial use of 16 gallons per minute of water from an unnamed spring with point of diversion in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 3, T36N,R2E, B.M. Clearwater County.

The water is claimed to be used from Jan. 1 to Dec. 31 domestic purposes with a priority of Dec. 28, 1955; the place of use is within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 3, T36N,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 July 28 and August 4, 1977.

7-27;8-4c

MAR 03 1900

8-4-77

Dear Sirs:

In regard to claim to water right #84-4037, Leroy &/or Hellen M. Steiner, at present time, have domestic use of unknown mentioned spring. This domestic right given thru their contract of sale or deed.

We as present owners of the spring wish not to allow Leroy &/or Hellen M. Steiner to change their right, to 16 Gallons per minute.

Sincerely

Robert O. Graham

Gary T. Graham

Gary T. Graham

NOTICE OF CLAIM
TO A WATER RIGHT
NO. 84-4037
Notice is hereby given that Leroy &/or Hellen M. Steiner Rt. 2, Orofino, Id. has filed a claim to a water right established by diversion and application to beneficial use of 16 gallons per minute of water from an unnamed spring with point of diversion in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 3, T36N, R2E, B.M. Clearwater County. The water is claimed to be used from Jan. 1 to Dec. 31 domestic purposes with a priority of Dec. 28, 1955; the place of use is within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 3, T36N, 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 July 28 and August 4, 1977. 7-27:8-4c

Subscribed and sworn to before me this 3rd day of August, 1977.

Alaka Laphier

Notary Public in and for the State of Idaho, residing at Orofino, Therein.

P.O. Box 1032
Orofino, Ida.
83544

MICROFILMED

MAR 03 1988

RECEIVED

AUG 5 1977

Department of Water Resources
Northern District Office

Dear Sirs:

In regard to claim to water right 60-1877, Leroy &/or Helen M. Steiner, at present time, have domestic use of unknown mentioned spring. This domestic right given thru their contract of sale or deed.

We as present owners of the spring wish not to allow Leroy &/or Helen M. Steiner to change their right, to 16 Gallons per minute.

Sincerely,

Robert E. Graham

Gary T. Graham

MICROFILMED

MICROFILMED

MAR 03 1988

RECEIVED

MAR 5 1977

Department of Water Resources
Northern District Office

POOR QUALITY ORIGINAL

Sec 3, T36N, R2E

House-----X-----spring

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.

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.

My commission expires

MICROFILMED

MAR 03 1968

Received by B. man Date 7-15-77 Exception filed by: _____
Prelim. check by _____ Date _____
\$10.00 fee received by B Date 7-15-77 (5661)
Approved for publication by _____ broken
Published in Chambers Tribune
Dates 7-28-77 8-4-77
OK 8-15-77 JS

Forwarded to claimant by: [Signature] Date 8-8-77

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
Leroy & Helen Steiner 84-4037

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 July, 1977, and ending on the 4th day of August, 1977

Nancy Noble
Subscribed and sworn to before me this 4th day of August, 1977

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

NOTICE OF CLAIM TO A WATER RIGHT

NO. 84-4037-H-105
Notice is hereby given that Leroy &/or Hellen M. Steiner, Rt. 2, Orofino, Id. has filed a claim to a water right established by diversion and application to beneficial use of 16 gallons per minute of water from an unnamed spring with point of diversion in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 3, T36N,R2E, B.M. Clearwater County.

The water is claimed to be used from Jan. 1st to Dec. 31 domestic purposes with a priority of Dec. 28, 1955; the place of use is within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 3, T36N,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 July 28 and August 4, 1977.

7-27;8-4c

MAR 03 1980

ACT
IONN OWNER LAST NAME - STEINER
N OWNER LAST NAME - STEINER
N ADDRESS LINE 1 - RT. 2FIRST NAME - LEROY
FIRST NAME - HELLEN M.N
N SOURCE - SPRING

CITY - OROFINO

STATE - ID ZIP CODE - 83544

N STAGE - STATRY CLM

PRIORITY - 12-28-1955 COUNTY - CLEARWATER TOTAL DIV. RATE - .0400CFS

N DIVERSION POINT - NWNW 03 36N 02E

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

USE DIV. RATE - .0400CFS

N USE - DOMESTIC

PLACE OF USE - TWN 36N RNG 02E SEC 03 TRACT NWNW

N REMARKS - 2 P/D IN NWNW, S3, T36N, R2E.

IDENT. NO. 84-4637

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No.

Old No.

New No.

184-4037

Record

1. Original Owner: Leroy & Helen M. Steiner

Present Owner: _____

2. Address: Rt 23. City: OrofinoState: IDZip: 835444. A. Source of Water: spring

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: 12-28-1955D. County: 35E. Total Diversion Rate: .04

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>NW/4</u>	<u>3</u>	<u>36N</u>	<u>2E</u>		

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

from 1-1 to 12-31 for D purposes. Amount .04
(cfs or AG-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: 0

9. A. Decree Name:
B. Decree Date:
10. Remarks: A. *2 P/D in NWNW, S 3, T 36 N, R 2 E.*
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

August 18, 1977

Re: Claim to a Water Right No. 84-4037

Leroy and Hellen M. Steiner
Rt. 2
Orofino, ID 83544

Dear Mr. and Mrs. Steiner:

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,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH:ab

Enclosure

MICROFILMED

MAR 03 1988

Dear Sirs:

In regard to claim to water right #84-4037, Leroy &/or Hellen M. Steiner, at present time, have domestic use of unknown mentioned spring. This domestic right given thru their contract of sale or deed.

We as present owners of the spring wish not to allow Leroy &/or Hellen M. Steiner to change their right, to 16 Gallons per minute.

Sincerely

Robert O. Graham

Gary T. Graham

NOTICE OF CLAIM TO A WATER RIGHT
NO. 84-4037

Notice is hereby given that Leroy &/or Hellen M. Steiner, Rt. 2, Orofino, Id. has filed a claim to a water right established by diversion and application to beneficial use of 16 gallons per minute of water from an unnamed spring with point of diversion in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 3, T36N, R2E B. M. Clearwater County, Idaho.

The water is claimed to be used from Jan. 1 to Dec. 31 domestic purposes with a priority of Dec. 28, 1955; the place of use is within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 3, T36N, 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 July 28 and August 4, 1977.
7-27:8-4C

Subscribed and sworn to before me this 3rd day of August, 1977.

Alaha Laphier
Notary Public in and for the
State of Idaho, residing at
Orofino, Therein.

P.O. Box 1032
Orofino, Ida.
83544

MICROFILMED

MAR 03 1988

RECEIVED

AUG 5 1977

Department of Water Resources
Northern District Office

MICROFILMED

MICROFILMED

MAR 03 1988

RECEIVED

MAR 5 1988

Department of Water Resources
Northern District Office

POOR QUALITY ORIGINAL

August 8, 1977

RE: Claim No. 84-4037

Leroy &/or Helen M Steiner
Rt 2
Orfino, Id 83544

Dear Mr & Mrs Steiner,

In reference to the above claim, the enclosed is a copy of an exception filed by Robert G & Gary T Graham in connection with this claim under the provisions of Chapter 2, Section 42-225b of the Idaho Code, which states the following:

"At any time after filing a claim under the provisions of this section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required."

Only the above action has been contemplated by the Idaho Legislature and we are not authorized to hold hearings or evaluate for confirmation or final ownership of the described rights.

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

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH:ab

RECORDED

MAR 03 1988

August 8, 1977

RE: Claim No. 84-4037

Robert O & Gary T Graham
PO Box 132
Orofino, Id 83544

Dear Mr's Graham,

We have received your correspondence concerning the above referenced Claim to a Water Right. The following is a quote from the provisions under which this Claim has been filed (Section 42-225b, Idaho Code):

"At ~~any time~~ after filing a claim under the provisions of this section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required."

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

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH:ab

MICROFILMED

MAR 03 1988



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

July 21, 1977

RE: Notice of Applications No. 84-7051, 84-7053, 84-7052, 84-7054.
Claims No. 86-4042, 86-4041, 86-4040, 84-4037

Clearwater Tribune
Box 71
Grofino, Id 83522

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 [unclear]
8-15-77

MICROFILMED

MAR 03 1988

MAR 03 1988

NOTICE OF CLAIM TO A WATER RIGHT

NO. 84-4037

Notice is hereby given that Leroy &/or Hellen M Steiner

Rt 2, Orofino, Id

has filed a claim to a water right established by diversion and application
to beneficial use of 76 ~~XXXXXX~~ cubic feet per second ~~XXXXXX~~ gallons per minute
of water from an unnamed spring
with point of diversion in the NM-MW- SEC 3, T36N, R2E, B.M. Clearwater
County

The water is claimed to be used from Jan 1 to Dec 31

domestic purposes

with a priority of Dec 28, 1955;
the place of use is within the NM-MW- SEC 3, T36N, 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 July 28 and August 4, 1977

MICROFILMED

MAR 03 1988



STATE OF IDAHO

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

COEUR D' ALENE, IDAHO 83814

July 18, 1977

RE: Claim No. 84-4037

Leroy & Hellen Steiner
Rt 2
Orofino, Id 83544

Dear Mr & Mrs Steiner,
Attached is your receipt No. 5661 in the amount of \$10.00 for
the filing fee on the above referenced item which was received in this
office.

Sincerely,

Alea Beito
Secretary

AB

Attachment

MICROFILMED

MAR 03 1988



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

June 28, 1977

Leroy & Helen M Steiner
Rt 2
Orofino, Id 83544

Dear Mr & Mrs Steiner,

We are returning your check #92-31 and Claim to a Water Right to you for additional information.

Items 2 & 6a must be filed in. From the information on the rest of your claim form, I would guess that you want to fill in item 2 so that it reads

Amount 16 gpm Use domestic Period of use: From Jan 1 to Dec 31

If your house is in the same 40 acres (the same quarter-quarter section) as the spring is, you want to mark an "X" in the box labeled that in item 6.

488 116
T R Sec NE $\frac{1}{4}$
NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ ECT.
36N 2E 3 X

Since your claim is a notarized statement I am not allowed to mark on it at all, therefore, if what I have indicated above is what you are trying to say, please mark the claim form accordingly. Return it and your check to me and I will then complete processing it.

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

Sincerely,

Alea Beito

ALEA BEITO
Secretary

Yellow Farm house on left
Grazement
Kneb
Easterbrook

MICROFILMED

MAR 03 1988

June 28, 1977

Leroy & Helen M Steiner
Rt 2
Orofino, Id 83544

Dear Mr & Mrs Steiner,

We are returning your check #92-31 and Claim to a Water Right to you for additional information.

Items 2 & 6a must be filed in. From the information on the rest of your claim form, I would guess that you want to fill in item 2 so that it reads

Amount 16 gpm Use domestic Period of use: From Jan 1 to Dec 31

If your house is in the same 40 acres (the same quarter-quarter section) as the spring is, you want to mark an "X" in the box labeled that in item 6.

T	R	Sec	NE $\frac{1}{4}$	
			NE $\frac{1}{4}$	NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ ECT.
36N	2E	3	X	

Since your claim is a notarized statement I am not allowed to mark on it at all, therefore, if what I have indicated above is what you are trying to say, please make the claim form accordingly. Return it and your check to me and I will then complete processing it.

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

Sincerely,

ALEA BEITO
Secretary

MICROFILMED

MAR 03 1988