

[illegible]

DEC 22 1988

Margorie J. Newman

AFFIDAVIT

STATE OF IDAHO)
) ss.
County of Clearwater)

Lolita M. Brown

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 Water Right Application
Dept. of Water Resources

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 a full period of two consecutive issues beginning on the 20th day of October, 1988 and ending on the 27th day of October, 1988.

Lolita Brown

Subscribed and sworn to before me this 31 day of October, 1988.

Jane J. Green

Notary Public in and for the State of Idaho Residing at Orofino Therein

RECEIVED

NOV 14 1988

NORTHERN REGION
IDWR

MICROFILMED

DEC 22 1988

NOTICE OF APPLICATION FOR WATER RIGHT

The Following application(s) have been filed to appropriate the public waters of the State of Idaho:

83-07090

OLSON, BOYD H.
3100 COUNTRY CLUB DR.
LEWISTON, ID 83501

Source: UNNAMED STREAMS
Tributary: DRIFT CREEK
Diversion Pt: SENE Sec 3 T 37N R 01E
Use: STOCKWATER (.060 CFS)
DOMESTIC (.060 CFS)
Date Filed: 9/13/1988
In: T37N R01E S03 SENE

83-07091

OLSON, BOYD H.
3100 COUNTRY CLUB DR.
LEWISTON, ID 83501

Source: SPRINGS
Tributary: DRIFT CREEK
Diversion Pt: NENENW Sec 3 T 37N R 01E
Use: STOCKWATER (.060 CFS)
DOMESTIC (.060 CFS)
Date Filed: 9/13/1988
In: T37N R01E S03 Lot 3 (NENW)
S04 Lot 1 (NENE)

83-07092

TOWLES, MARY E.
4051 EUREKA RIDGE RD.
OROFINO, ID 83544

Source: UNNAMED STREAM
Tributary: SINKS
Diversion Pt: SENW Sec 30 T 37N R 02E
Use: STOCKWATER STORAGE (.200 CFS)
STOCKWATER FROM STORAGE (.200 CFS)
Date Filed: 9/29/1988
In: T37N R02E S30 SENW

83-07093

BIRD, HOWARD E.
4063 CANYON CREEK RD.
OROFINO, ID 83544

Source: PONDS
Tributary: INDIAN CREEK
Source: SPRING
Tributary: INDIAN CREEK
Diversion Pt: SENW Sec 29 T 37N R 02E
NWSW Sec 29 T 37N R 02E
NENE Sec 31 T 37N R 02E
Use: STOCKWATER (.010 CFS)
STOCKWATER STORAGE (1.00 AF)
STOCKWATER FROM STORAGE (1.00 AF)
Date Filed: 10/11/1988
In: T37N R02E S29 SENW NWSW
S31 NENE

84-07233

DODSON, DONNA M.
2637 GRANGEMONT RD.
OROFINO, ID 83544

Source: SPRING
Tributary: SINKS
Diversion Pt: NESENE Sec 4T 36N R 02E
Use: STOCKWATER (.020 CFS)
Date Filed: 9/21/1988
In: T36N R02E S04 SENE

84-07234

FRANKLIN, JIM
P.O. BOX 483
OROFINO, ID 83544

Source: SPRING
Tributary: OROFINO CREEK
Diversion Pt: NWSW Sec 9 T 36N R 02E
Use: STOCKWATER STORAGE (.40 AF)
STOCKWATER FROM STORAGE (.40 AF)
Date Filed: 9/28/1988
In: T36N R02E S09 SENW

84-07235

KINZER, MICHAEL B.
KINZER, BETTY
4367 HIGHWAY 11
OROFINO, ID 83544

Source: GROUNDWATER
Diversion Pt: NWNENE Sec 11 T 35N R 02E
Use: IRRIGATION (.010 CFS)
STOCKWATER (.010 CFS)
DOMESTIC (.020 CFS)
Date Filed: 9/19/1988
In: T35N R02E S11 NENE
1.0 ACRES TOTAL

84-07236

PLEASANT ACRES WATER &
SEWER DISTRICT

COCITY HALL
WEIPPE, ID 83553

Source: GROUNDWATER
Diversion Pt: SENWNW Sec 14 T 35N R 04E
Use: IRRIGATION (2.500 CFS)
DOMESTIC (.300 CFS)
Date Filed: 9/30/1988
In: T35N R04E S14 NWNW NENW
NWNW SWNW
125.0 ACRES TOTAL

84-07237

BIRD, HOWARD E.
4063 CANYON CREEK RD.
OROFINO, ID 83544

Source: UNNAMED STREAM
Tributary: CLEARWATER RIVER
Diversion Pt: SESW Sec 29 T 37N R 02E
Use: STOCKWATER STORAGE (.30 AF)
STOCKWATER FROM STORAGE (.30 AF)
Date Filed: 10/11/1988
In: T37N R02E S31 NENE

86-07243

NEWMAN, WALLACE
NEWMAN, MARJORIE
RT. 1 BOX 1076
KENDRICK, ID 83537

Source: POND
Tributary: SINKS
Source: BEDROCK CREEK
Tributary: CLEARWATER RIVER
Diversion Pt: NENE Sec 9 T 37N R 01W
SWNE Sec 9 T 37N R 01W
NESE Sec 9 T 37N R 01W
NWSW Sec 10 T 37N R 01W
SWSW Sec 10 T 37N R 01W
SESW Sec 10 T 37N R 01W
Use: STOCKWATER (.020 CFS)
STOCKWATER STORAGE (2.00 AF)
STOCKWATER FROM STORAGE (2.00 AF)
COMMERCIAL (.020 CFS)
Date Filed: 9/27/1988
In: T37N R01W S03 SWSW
S09 NENE NENE NWNW SWNE
SWNE NENE NESW NWSW
SWSW SESW NESE NWSW
NWSE Lot 3 (SWSE) Lot 4 (SESE)
S10 NWNW SWNE SENE NENW
NWNW SWNW SENW NESW
NWSW SWSW SESW NESE
NWSE SWSE SESE

86-07244

MAREK, GAYLE
RT. 2 BOX 1091
KENDRICK, ID 83537

Source: SPRING
Tributary: CEDAR CREEK
Diversion Pt: NWSWNW Sec 26 T 38N R 01W
Use: STOCKWATER (.020 CFS)
DOMESTIC (.040 CFS)
Date Filed: 9/20/1988
In: T38N R01W S26 SWNW

86-07245

OLSON, BOYD H.
3100 COUNTRY CLUB DR.
LEWISTON, ID 83501

Source: SPRINGS
Tributary: FREEMAN CREEK
Diversion Pt: NENWNE Sec 10 T 37N R 01E
LOT 4 (NESWNW) Sec 11 T 37N R 01E
LOT 4 (SWSWNW) Sec 11 T 37N R 01E
LOT 4 (SESWNW) Sec 11 T 37N R 01E
Use: STOCKWATER (.080 CFS)
DOMESTIC (.120 CFS)
Date Filed: 9/13/1988
In: T37N R01E S10 NWNW
S11 Lot 4 (SWNW)

86-07246

NILSSON, ANN MARIE
RT. 1, BOX 1064
KENDRICK, ID 83537

Source: UNNAMED STREAM
Tributary: BEDROCK CREEK
Diversion Pt: SENWSE Sec 1 T 37N R 01W
Use: STOCKWATER STORAGE (.25 AF)
STOCKWATER FROM STORAGE (.25 AF)
Date Filed: 9/30/1988
In: T37N R01W S01 NWSE

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Northern Region, Government Way Suite 9, Coeur d'Alene, Idaho 83814 on or before NOVEMBER 7, 1988.

R. KEITH HIGGINSON,
Director
10-20,27c



Pump + motor



Pond

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FILMED

AUG 08 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 24 1991

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 86-07243

1. Owner: Wallace + Marjorie Newman Phone No. 789-4142

Current Address: Rt. 1 Box 1076 Kendrick ID 83537

2. Accompanied by: Wallace Newman EXAM. DATE: 8/7/90

Address: Same Phone No. Same

Relationship to Permit Holder: —

3. Source: Groundwater tributary to —
1. Point 2. Starke
2. Red Rock Creek 2. Clearwater River

B. OVERLAP REVIEW

1. Other water rights with same place of use: None

☐ Copies Attached

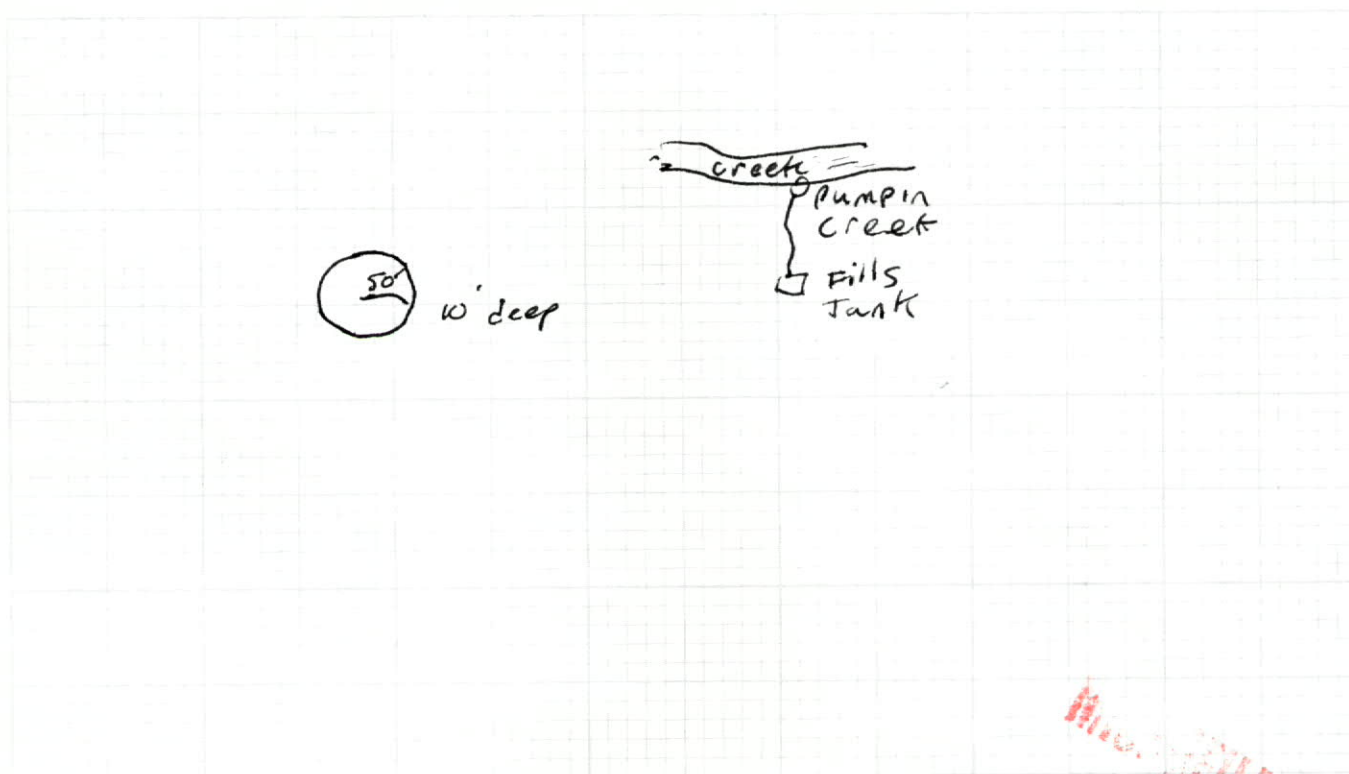
2. Other water rights with same point of diversion: None

☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = NTS

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

- ☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

- ☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).

RECEIVED
AUG 08 1991

T. 39 N

T. 38 N

5168

5166

5165

2677 II
(KENDRICK)

KENDRICK 9.1 MI
CAVERON 3.9 MI

T. 38 N

T. 37 N

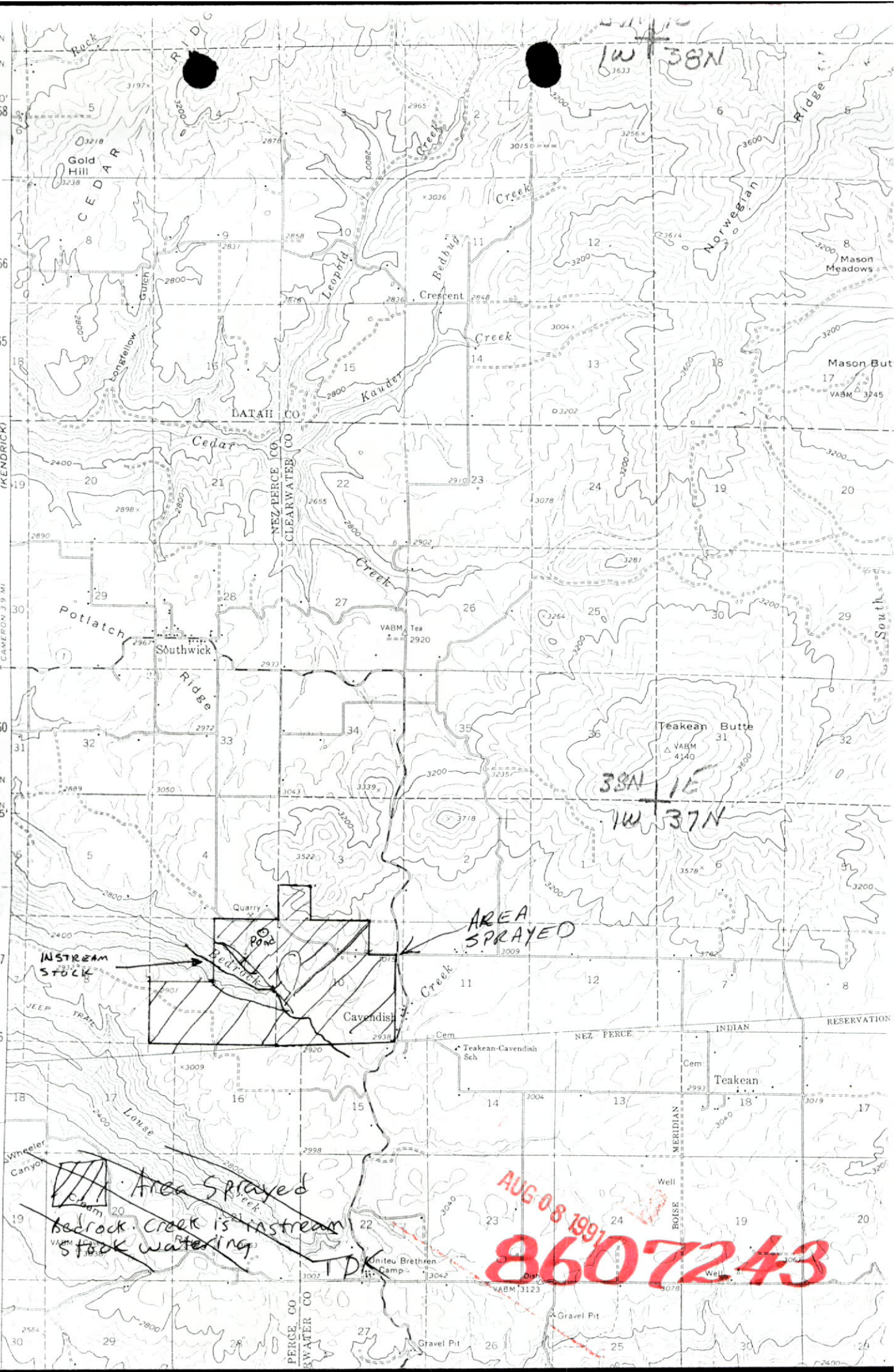
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1 770 000



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 86-07243

Priority: September 27, 1988

Maximum Diversion Rate:
Maximum Diversion Volume:¹

0.02 CFS
2.6 AF

This is to certify, that MARJORIE NEWMAN
WALLACE NEWMAN

RT. 1 BOX 1076
KENDRICK, ID 83537

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated September 27, 1988; and
has submitted Proof of Beneficial Use on November 7, 1989. An examination indicates
that the works have a diversion capacity of .310 cfs of water from:

POND
BEDROCK CREEK

tributary to SINKS
tributary to CLEARWATER RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.02 CFS	0.7 AF
STOCKWATER STORAGE	01/01 to 12/31		1.8 AF
STOCKWATER FROM STORAGE	01/01 to 12/31		1.8 AF
COMMERCIAL	01/01 to 12/31	0.02 CFS	0.1 AF
	Totals	0.02 CFS	2.6 AF

LOCATION OF POINT(S) OF DIVERSION:

NENE , Sec. 9, Township 37N, Range 01W
SWNE , Sec. 9, Township 37N, Range 01W
NESE , Sec. 9, Township 37N, Range 01W
NEZ PERCE County
NWSW , Sec. 10, Township 37N, Range 01W
SWSW , Sec. 10, Township 37N, Range 01W
SESW , Sec. 10, Township 37N, Range 01W
CLEARWATER County

PLACE OF USE: STOCKWATER
TWN RGE SEC

37N 01W 9	NENE	SWNE	NESE
10	NWSW	SWSW	SESW

PLACE OF USE: STOCKWATER FROM STORAGE, same as STOCKWATER use

PLACE OF USE: COMMERCIAL
TWN RGE SEC

37N 01W 9	NENE	NWNE	SWNE
	SENE	NESW	NWSW
	SWSW	SESW	NESE

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AUG 08 1991

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 86-07243

PLACE OF USE: COMMERCIAL
TWN RGE SEC

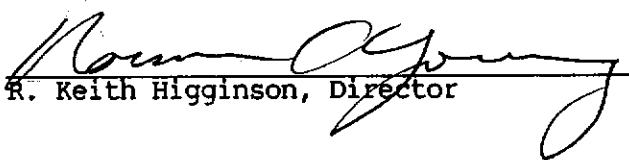
10

NWSE
NWNE
NENW
SENE
SWSW
NWSESWSE
SWNE
NWNW
NESW
SESW
SWSESESE
SENE
SWNW
NWSW
NESE
SESECONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Stockwater use is for 30 cattle; commercial use is for crop spraying.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 18TH
day of July, 1991.

Acting for


R. Keith Higginson, Director

MAILED
AUG 08 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant WALLACE OR MARJORIE NEWMAN Phone 289-4142
Post office address RT 1 Box 1076, KENDRICK, ID 83537
2. Source of water supply POND which is a tributary of SINKS
BED ROCK CREEK CLEARWATER RIV.
3. Location of point of diversion is NE 1/4 of NE 1/4 of NE 1/4, Govt. Lot _____
Sec. 9 Township 37N Range 1W B.M. NEZPERCE County; additional
~~NE, SE, SW, NW~~ NE, NESE SEC. 9, 37N, 1W NEZPERCE
points of diversion if any: NWSW, SWSW, SESW SEC 10, 37N, 1W CLEARWATER
4. Water will be used for the following purposes:
Amount 0.02 for STOCKWATER purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 2.2 AF for STORAGE FOR purposes from JAN 1 to DEC 31 (both dates inclusive)
(~~acre~~ acre-feet per annum) STOCK
Amount 2 AF for STOCKWATER purposes from JAN 1 to DEC 31 (both dates inclusive)
(~~acre~~ acre-feet per annum) FROM STORAGE
Amount 0.02 for DOMESTIC purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.02 and/or (b) 2 AF
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. IN STREAM STOCKWATER FROM
BEDROCK CREEK. POND STORAGE. CROP SPRAYER
FILLED OUT OF BEDROCK CREEK
b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
d. Is ground water with a temperature of greater than 90°F being sought? _____
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
1 years (minimum 1 year).

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8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. 30 CATTLE
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. COMMERCIAL ~~SEED~~ CROP SPRAYING

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			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	
37N	14	3																	
		10		C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	
		9	S	C	S	C										S	Lot 3	Lot 4	
			C	C	C	C					C	C	C	C	C	C	C	C	

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above: NONE

11. a. Who owns the property at the point of diversion? APPLICANT
- b. Who owns the land to be irrigated or place of use? "
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

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DEC 22 1988

Proposed Priority 9/27/88

Received by Kee Date 9/27/88 Time 2:18P Preliminary check by JK
Fee \$ 30⁰⁰ Receipted by Kee # 1601 Date 9/27/88
Publication prepared by [Signature] Date 10/11/88 Published in 10/20-27/88
Publication approved [Signature] Date 11/14/88

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 86-7243, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 19 90.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

Witness my hand this 1st day of December, 1988.

[Signature: J. Glen Saylor]

MICROFILMED

DEC 22 1988

AFFIDAVIT

STATE OF IDAHO)
) ss.
County of Clearwater)

Lolita M. Brown

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 Water Right Application
Dept. of Water Resources

That said Notice

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Lolita Brown
Subscribed and sworn to before me this 31 day of October, 1988.

Jane J. Greene
Notary Public in and for the State of Idaho Residing at Orofino Therein



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DEC 22 1988

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3100 COUNTRY CLUB DR.
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Tributary: DRIFT CREEK
Diversion Pt: SENE Sec 3 T 37N R 01E

Use: STOCKWATER (.060 CFS)
DOMESTIC (.060 CFS)
Date Filed: 9/13/1988
In: T37N R01E S03 SENE

83-07091
OLSON, BOYD H.
3100 COUNTRY CLUB DR.
LEWISTON, ID 83501

Source: SPRINGS
Tributary: DRIFT CREEK
Diversion Pt: NENENW Sec 3 T 37N R 01E

Use: STOCKWATER (.060 CFS)
DOMESTIC (.060 CFS)
Date Filed: 9/13/1988
In: T37N R01E S03 Lot 3 (NENW) S04 Lot 1 (NENE)

83-07092
TOWLES, MARY E.
4051 EUREKA RIDGE RD.
OROFINO, ID 83544

Source: UNNAMED STREAM
Tributary: SINKS
Diversion Pt: SENW Sec 30 T 37N R 02E

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STOCKWATER FROM STORAGE (200 CFS)
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In: T37N R02E S30 SENW

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4063 CANYON CREEK RD.
OROFINO, ID 83544

Source: PONDS
Tributary: INDIAN CREEK
Source: SPRING
Tributary: INDIAN CREEK
Diversion Pt: SENW Sec 29 T 37N R 02E

NWSW Sec 29 T 37N R 02E
NENE Sec 31 T 37N R 02E
Use: STOCKWATER (.010 CFS)
STOCKWATER STORAGE (1.00 AF)

STOCKWATER FROM STORAGE (1.00 AF)
Date Filed: 10/11/1988
In: T37N R02E S29 SENW NWSW S31 NENE

84-07233
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2637 GRANGEMONT RD.
OROFINO, ID 83544

Source: SPRING
Tributary: SINKS
Diversion Pt: NENE Sec 4T 36N R 02E

Use: STOCKWATER (.020 CFS)
Date Filed: 9/21/1988
In: T36N R02E S04 SENE

84-07234
FRANKLIN, JIM.
P.O. BOX 483
OROFINO, ID 83544

Source: SPRING
Tributary: OROFINO CREEK
Diversion Pt: NWSW Sec 9 T 36N R 02E

Use: STOCKWATER STORAGE (40 AF)
STOCKWATER FROM STORAGE (40 AF)
Date Filed: 9/28/1988
In: T36N R02E S09 SENW

84-07235
KINZER, MICHAEL B.
KINZER, BETTY
4367 HIGHWAY 11
OROFINO, ID 83544

Source: GROUNDWATER
Diversion Pt: NWNENE Sec 11 T 35N R 02E

Use: IRRIGATION (.010 CFS)
STOCKWATER (.010 CFS)
DOMESTIC (.020 CFS)
Date Filed: 9/19/1988
In: T35N R02E S11 NENE

1.0 ACRES TOTAL

84-07236
PLEASANT ACRES WATER & SEWER DISTRICT

CO CITY HALL

WEIPPB, ID 83553

Source: GROUNDWATER
Diversion Pt: SENWNW Sec 14 T 35N R 04E

Use: IRRIGATION (2.500 CFS)
DOMESTIC (300 CFS)
Date Filed: 9/30/1988
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125.0 ACRES TOTAL

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Tributary: CLEARWATER RIVER
Diversion Pt: SESW Sec 29 T 37N R 02E

Use: STOCKWATER STORAGE (30 AF)
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In: T37N R02E S31 NENE

86-07243
NEWMAN, WALLACE
NEWMAN, MARJORIE
RT. 1 BOX 1076
KENDRICK, ID 83537

Source: POND
Tributary: SINKS
Source: BEDROCK CREEK
Tributary: CLEARWATER RIVER
Diversion Pt: NENE Sec 9 T 37N R 01W

SWNE Sec 9 T 37N R 01W
NESE Sec 9 T 37N R 01W
NWSW Sec 10 T 37N R 01W
SWSW Sec 10 T 37N R 01W
SESW Sec 10 T 37N R 01W

Use: STOCKWATER (.020 CFS)
STOCKWATER STORAGE (2.00 AF)
STOCKWATER FROM STORAGE (2.00 AF)
COMMERCIAL (.020 CFS)
Date Filed: 9/27/1988
In: T37N R01W S03 SWSW S09 NENE NENE NWNW SWNE SWNE SENE NESW NWSW SWSW SESW NESE NWSE

Lot 4 (SESE)
S10 NWNW SWNE SENE NENW NWNW SWNW SENW NESW NWSW SWSW SESW NESE NWSE SWSE SESE

86-07244
MAREK, GAYLE
RT. 2 BOX 1091
KENDRICK, ID 83537

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Tributary: CEDAR CREEK
Diversion Pt: NWSWNW Sec 26 T 38N R 01W

Use: STOCKWATER (.020 CFS)
DOMESTIC (.040 CFS)
Date Filed: 9/20/1988
In: T38N R01W S26 SWNW

86-07245
OLSON, BOYD H.
3100 COUNTRY CLUB DR.
LEWISTON, ID 83501

Source: SPRINGS
Tributary: FREEMAN CREEK
Diversion Pt: NENWNE Sec 10 T 37N R 01E

LOT 4 (NESWNW) Sec 11 T 37N R 01E
LOT 4 (SWSWNW) Sec 11 T 37N R 01E
LOT 4 (SESWNW) Sec 11 T 37N R 01E

Use: STOCKWATER (.080 CFS)
DOMESTIC (.120 CFS)
Date Filed: 9/13/1988
In: T37N R01E S10 NWNW S11 Lot 4 (SWNW)

86-07246
NILSSON, ANN MARIE
RT. 1, BOX 1064
KENDRICK, ID 83537

Source: UNNAMED STREAM
Tributary: BEDROCK CREEK
Diversion Pt: SENWSE Sec 1 T 37N R 01W

Use: STOCKWATER STORAGE (25 AF)
STOCKWATER FROM STORAGE (25 AF)
Date Filed: 9/30/1988
In: T37N R01W S01 NWSE

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Northern Region, Government Way, Suite 9, Coeur d'Alene, Idaho 83814 on or before NOVEMBER 7, 1988.

R. KEITH HIGGINSON,
Director
10-20,27c

July 22, 1991

MARJORIE NEWMAN
WALLACE NEWMAN
RT. 1 BOX 1076
KENDRICK, ID 83537

RE: WATER RIGHT NO. 86-07243

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

SHARLA CURTIS
Technical Records Specialist

SC:blm

Enclosure

MICROFILMED

AUG 08 1991

July 2, 1991

MARJORIE NEWMAN
WALLACE NEWMAN
RT. 1 BOX 1076
KENDRICK, ID 83537

RE: WATER RIGHT NO. 86-07243

Dear Water Right Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

SHARLA CURTIS
Technical Records Specialist

SC:blm

Enclosure

MAIL ROOM

AUG 08 1991

MEMORANDUM

TO: File 86-7243
FROM: Sharla
DATE: July 1, 1991
RE: Legal Descriptions

The examiner has only recommenmded the NENE, SWNE and NWSE, S9 as places of use for stockwater. However, on the map he has indicated that instream stock is a use from Bedrock Creek. This being the case, the legal descriptions to be licensed for stockwater should include all those $\frac{1}{4}$'s listed on the original application for permit as points of diversion within S9 and S10.

Pond size is 1.8 AF; this is the amount used for licensing.

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AUG 08 1991

LICENSE REVIEW CHECKLIST

Permit No. 86-7243

Name/Address change? ok ✓

Priority date Advance? yes no ✓
Memo to advance

Order to reinstate needed? yes no ✓

Total cfs Limited by fee N/A

Limited by capacity permit

Total volume Limited by flow

Chart checked for AF rate/ac N/A

Capacity Actual measurement checked

Theoretical checked $3 \times 8.8 \times 8 / 2.31 \times 25 + 10 = .31 \text{ cfs}$

If greater than permit, check for other rts

Source Changed? yes no ✓

If so, is memo needed to clarify?

P/D Verify with map ✓ permit ✓

More than one per 1/4 Remember remark

Check p/d overlap N/A

Uses Check irrigation period of use w/ chart N/A

P/U Verify with map ✓ permit ✓

> 5 acres irrigated, run overlap N/A

Remarks More than one p/d in 1/4

Description of non-irrig uses ✓

Special overlap condition

Conditions -
Measuring device
W.Master control
Overlap
Water quality
Other

Dates/Misc. -
Water Dist
App Rec'd ✓
Proof Rec'd ✓

CHECK FOR ADJ. CLAIM Needed according to proof filed

Filed - needs amended

Add'l fee required

Not filed

Not needed proof made 1989

Comments/Changes to Examiner's Recommendations:

NOT FILMED

AUG 08 1991

License 10-day ✓ 30-day

Back of field report signed?

Reviewer [Signature] Date 6/27/91 Review time 6 min.

SENIOR AGENT REVIEW

Check List
for
Beneficial Use Field Report

Permit 86-07243

/ A. GENERAL INFORMATION

- / 1. Name and address are most current available. (Check BU statement)
/ 2. Exam Date
/ 3. Source (Check Permit)

/ B. OVERLAP REVIEW

- / 1. & 2. (Rule 5,1,4)

/ C. SYSTEM DESCRIPTION

- / 1. Diversion System Diagram (Rule 5,1,3 / 5,1,4)
/ 2. USGS (Rule 5,1,7 / 5,1,9) Aerial (Rule 5,1,17)
/ Photo of pd and/or pu or explanation
/ 3. Word Picture (Rule 5,1,3 / 5,1,4)
/ 4. Diversion (Rule 5,1,3)
/ 5. Compare with USGS Map/Land Survey Maps/Aerial Photos/Permit.
/ Method of determination
/ 6. Irrigation (Rule 5,1,8), Method of determination,
/ Compare USGS/Land Survey? Aerial Photos/Permit.

/ D. FLOW MEASUREMENTS Check math (Rule 5,1,13 / 5,1,14)

/ E. FLOW CALCULATIONS Check math (Rule 5,1,13 / 5,1,14)

/ F. OPTIONAL

/ G. VOLUME CALCULATIONS

- / Three significant figures/not less than 0.10 (Rule 6,1,2)
/ Fish (Rule 5,1,11) number stock, homes, etc... (Rule 5,1,12)

/ H. REMARKS AND OVERLAP ANALYSES

- / All actual uses listed (Rule 5,1,2):
/ All unused, permitted uses listed (Rule 5,1,2):
/ Overlaps (Rule 5,1,4):
/ Return flows (Rule 5,1,5):
/ Conditions (Rule 5,1,6).

/ I. RECOMMENDATIONS

- / 1. Municipal (Rule 5,1,10): Compare with items E & G, permit, fee, capacity
/ (Rule 5,1,15): Measured flows for each use listed separately (Rule 5,1,14).
/ Period of year (Rule 5,1,13)
/ 2. Compare permit to exam for amendments (Rule 5,1,16)

/ J. AUTHENTICATION

/ Name, Signature, Certification Date, Exam Date.

/ WELL INSPECTION REPORT

/ Check with permit and well log for discrepancies

Signature

J. H. King

Date

8/28/90



Pump + motor



Pond

RECEIVED
AUG 08 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 24 1991

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 86-07243

1. Owner: Wallace + Marjorie Newman Phone No. 289-4142
Current Address: Rt. 1 Box 1076 Kendrick ID 83537
2. Accompanied by: Wallace Newman EXAM. DATE: 8/7/90
Address: Same Phone No. Same
Relationship to Permit Holder: -

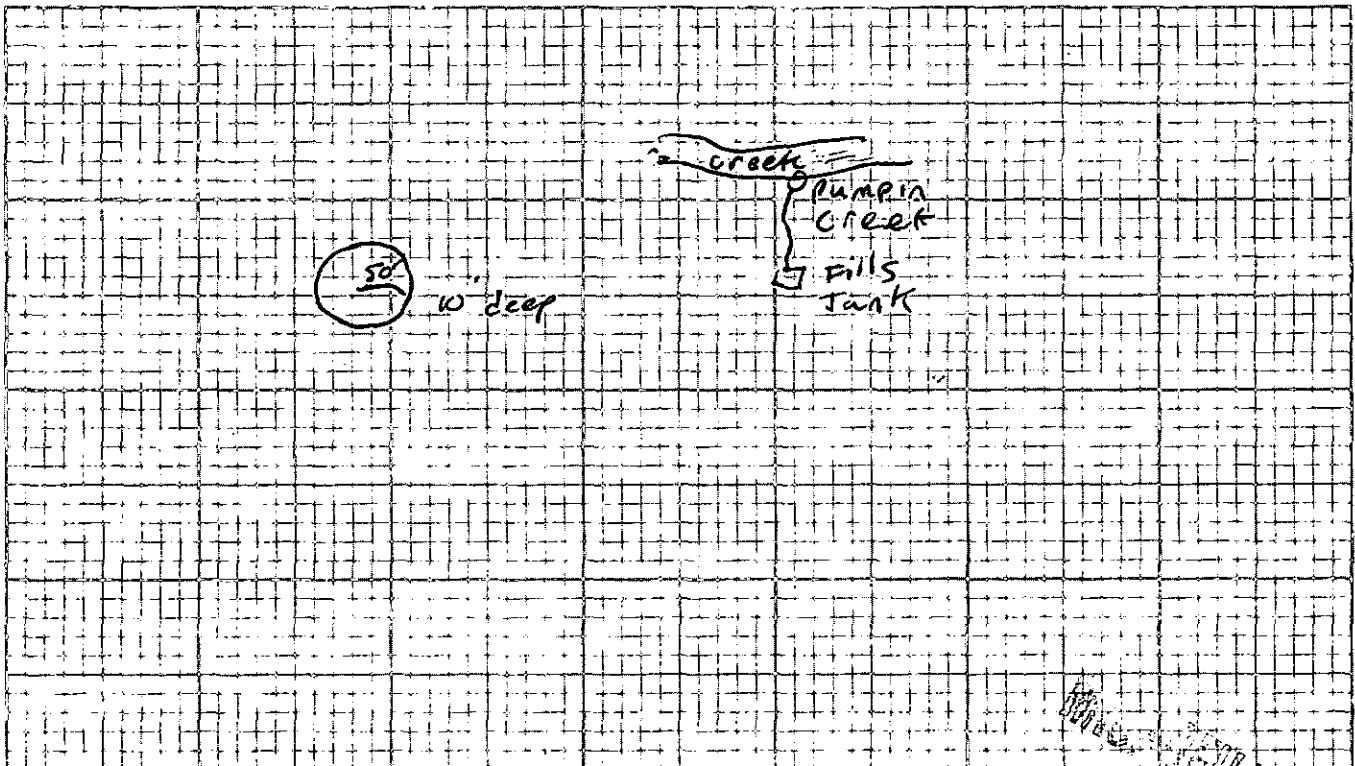
3. Source: Groundwater tributary to -
Point Stakes
2. Red Rock Creek 2 Clearwater River

B. OVERLAP REVIEW

1. Other water rights with same place of use: None
☐ Copies Attached
2. Other water rights with same point of diversion: None
☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = NTS

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.
- ☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).

FILED
AUG 08 1991

System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

The pond is formed by runoff and is 50' radius and 10' deep. Water is also taken out of Bed Rock creek for spraying of crops.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
~~6000~~ Centrifugal	Tecumseh	3	unknown →		1 1/4"

*Code to correspond with No. on map and aerial photo

5. Point(s) of Diversion:

Pond NE NE 9 37N 1W NE Perce Map

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
~~stream~~ Pond		SW	NE		9	37N	1W	Ne Perce	Map
stream		NE	SE		"	"	"	"	"
stream		SW	SW		10	"	"	"	"
stream		SE	SW		10	"	"	"	"
stream		SW	SW		"	"	"	"	"

6. Place(s) of Use:

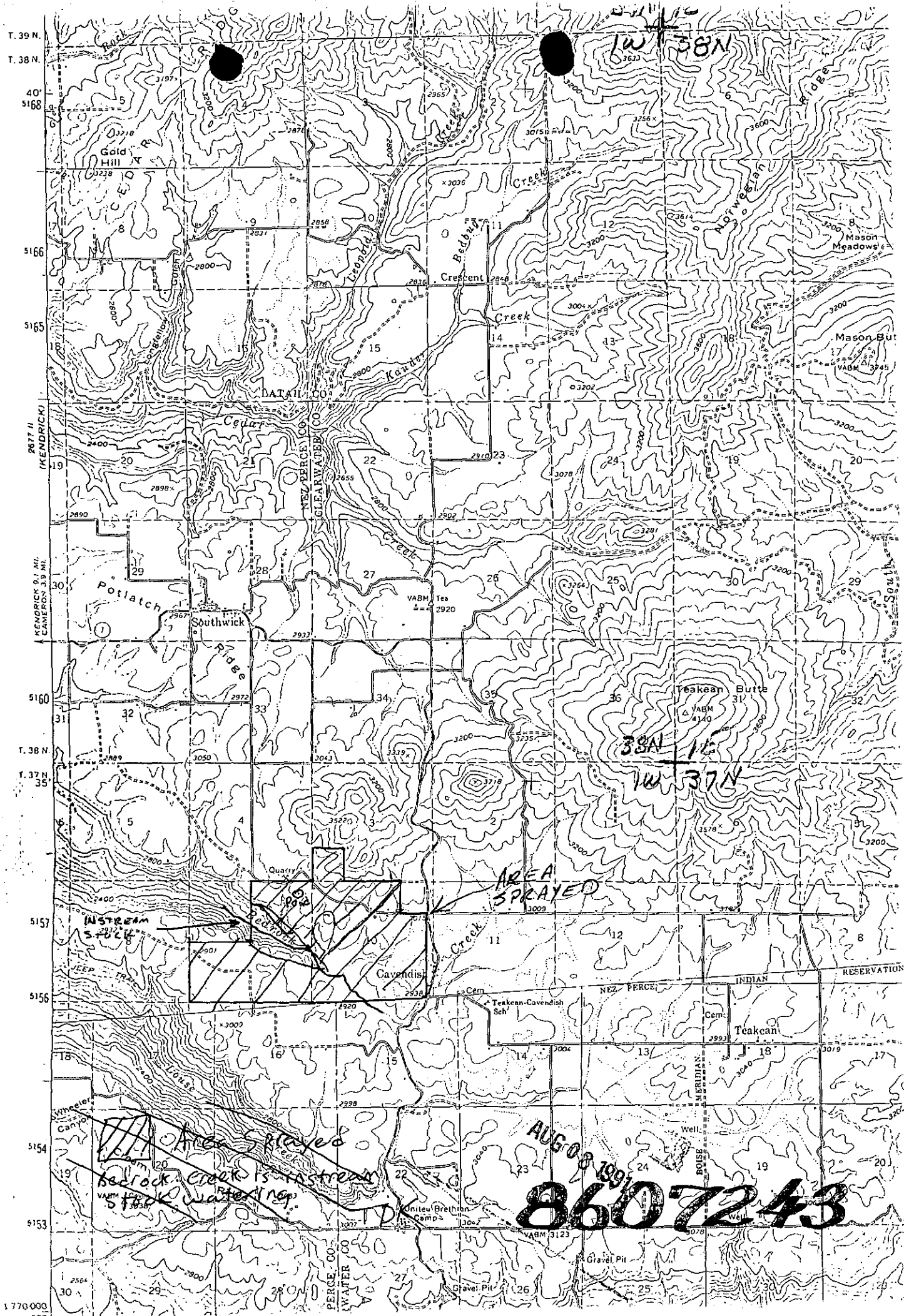
Indicate Method of Determination

Twp.	Rge.	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
37N	1W	9	S		S										S				
			C	C	C	C					C	C	C	C	C	C	C		
					~~S~~										~~S~~				
37N	1W	10		C	C	C	C	C	C	C	C	C	C	C	C	C	C		
37N	1W	3										C							

UNRECORDED

AUG 08 1991

Do not use this space



Do not use this space

D. FLOW MEASUREMENTS *None* ☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

E. FLOW CALCULATIONS ☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes: *.02 cfs for stockwater*
.02 cfs for commercial

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)
 Total Head: (1) + (2) = _____ (3); Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)
 Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)
 Meter Input HP: (6) x 1.34 = _____ (7)
 Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)
 Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

$$\frac{(50 \text{ radius})^2 (\pi) (10) (1/2)}{43560} = .90 \text{ AF}$$

20,000 gallon/year
used as stated by
Mr. Newman for
crop spraying
= .06 AF

RECORDED
AUG 08 1991

H. REMARKS AND OVERLAP REVIEW ANALYSIS

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Stockwater (30)	1/1	12/31	.02	.7
Storage for Stock	1/1	12/31		.9
Stockwater from storage	1/1	12/31		.9
Commercial	4/1	~~12/31~~	.02	~~26.1~~ TDK
		1/1	Totals: .02	1.7 .9 TDK

2. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

J. AUTHENTICATION

Field Examiner's Name

Robert Knoblock

Signature

Robert Knoblock

Certification Date

Field Report Preparation Date

8/16/90



K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

MICROFILMED

AUG 08 1991

January 24, 1990

WALLACE NEWMAN
MARJORIE NEWMAN
RT. 1 BOX 1076
KENDRICK, ID 83537

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 86-07243

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the NORTHERN Regional Office in Coeur D' Alene at (208)765-4639.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MICROFILMED

MAR 19 1990

Newman
1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 86-7243

Date: 12/28/89

General Considerations:

- ☒ Name same as permit
☒ Signature the same as permit holder
☒ Address change NO If yes, prepare a data entry
☒ Proof received timely
☐ Reinstated

Source of Water:

- ☒ Surface water
☐ Groundwater
☒ 1. well log in file
☒ 2. drilling permit
☒ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

- ☒ Rate of diversion appropriate for uses
☒ Is rate or volume and fee appropriate?
☒ Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

- ☒ Is a measuring device or access port required?
☒ Has one been installed?
☒ Waiver or modification of measuring device requested

Remarks:

Proof acceptable

Priority Calculation:

Date proof received

Date proof due

No. of days late

Priority date

NEW PRIORITY DATE

<i>NA</i>	

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

RECEIVED

NOV 07 1989

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

no fee encl.
Department of Water Resources

For Office Use Only

Amt. of Fee \$

Date

Receipt No.

Received by

OS-1-5-90

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 86-07243Telephone No. (208) 289-4142Name(s) of Permit Holder(s): Wallace Newman Margorie NewmanPost Office Address: RT 1 Box 1076 Kendrick, Id. 83537Source of Water: GroundwaterIf ground water, well driller's name: Wallace Newman Hand dug well
Date drilled: 1947

Extent of Use:

Domestic 1 (No. of households)

Irrigation _____ (No. of acres)

Stockwater 30 (No. and type of stock)

Other _____

Total rate and/or volume for which proof is submitted .060 cfs _____ acre/feet.02 ac per permitShow date water was first diverted and beneficially used under this permit: OCT 1, 1947

One of the following may be a condition of approval of your permit:

Measuring device: Required? Yes XNo Installed? Yes XNo

OR

Flow Measurement Port: Required? Yes XNo Installed? Yes XNoFee Enclosed: \$ 0 (See License Examination Fee Schedule)NO Fee is Required For
Single Family domestic use orPerson to contact to accompany the Department representative during the field examination: Stockwater useWallace Newman
Name(208) 289-4142
Telephone No.RT 1 Box 1076Kendrick Id
Address83537

The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

MICROFILMED

MAR 19 1990

11/3 - 89
DateWallace R Newman
Signature (and title if on behalf of a company or organization)Margorie J. Newman

138852

October 31, 1989

WALLACE NEWMAN
MARJORIE NEWMAN
RT. 1 BOX 1076
KENDRICK, ID 83537

PROOF DUE NOTICE

RE: PERMIT NO. 86-07243

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before January 1, 1990. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

MICROFILMED

MAR 19 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 334-7900
December 12, 1988

WALLACE NEWMAN
MARJORIE NEWMAN
RT. 1 BOX 1076
KENDRICK, ID 83537

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 86-07243

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed.

Sincerely,

GARY SPACKMAN, Supervisor
Water Rights Permits Section

GS: SC
Enclosures

MICROFILMED

DEC 22 1988

Form No. 202a.
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: TR DATE: 9/28/88 APPLICATION: 86-7243

REQUIRED INFORMATION

- ☒ Name: (If applicant is a corporation or partnership, names must be provided for the director, officers, and other partners.)
- ☒ Address:
- ☒ Source: (See USGS Quad for names of water sources)
- ☒ Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
- ☒ County:
- ☒ Quantity: (flow and/or volume)
- ☒ Period of use:
- ☒ Nature of proposed use: (Include description of use)
- ☒ Description of diverting works:
- ☒ Time required for beneficial use of water:
- ☒ Place of use or acres irrigated:
- ☒ Map:
- ☒ Signature: (If applicant is corp., partnership, or municipality title of signator is required)
- ☒ Fee:
- ☒ Yes ☐ No* In form to receipt:

ADDITIONAL INFORMATION

- | YES | NO |
|--|-------------------------------------|
| ☒ | ☒ |
| Overlapping place of use: (Describe source & relationship to present application on the back.) | |
| ☒ | ☒ |
| Overlapping point of diversion: | |
| ☐ | ☒ |
| Field check required: Field check by: _____ | |
| ☐ | ☒ |
| Field report attached: | |
| ☐ | ☒ |
| Critical groundwater area: | |
| ☐ | ☒ |
| Groundwater management area: | |
| ☐ | ☒ |
| Send dam safety information: | |
| ☐ | ☒ |
| Send power requirement letter: | |
| ☐ | ☒ |
| Send fish farm requirement letter: | |
| ☐ | ☒ |
| Power residency affidavit: | |
| ☐ | ☒ |
| Power efficiency form: | |
| ☐ | ☒ |
| Within trust water boundry: (If yes, attach Trust Water Supplementary Analysis Sheet.) | |
| ☐ | ☒ |
| Diversion greater than 5 cfs or 500 af: (If yes, attach Large Diversion supplementary analysis sheet.) | |
| ☐ | ☒ |
| *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT | |

DATE REQUESTED: _____

☒ Additional information on reverse side: _____

RECEIVED
NOV 18 1988
oops!

PROCESSING

YES NO

☒ In form for advertising:
☒ Statewide advertising:
☒ Fee amount, receipt number and date recorded on application:

SEND COPIES TO

YES NO

☐ I.D. Health and Welfare
☐ I.D. Fish and Game
☐ I.D. Lands
☐ Adjudication Bureau

YES NO

☐ U.S. BLM
☐ U.S. Forest Svc.
☐ Water District # _____
☐ Other _____

FINAL REGIONAL PROCESSING REVIEW

YES / NO

☒ Affidavit of publication received:
☒ Application published correctly: If not, record action taken.

☒ Publication dates and paper recorded on application:
☒ Protests received, Final date for protest 11/7/88
☒ Protests, dates, resolution of protest recorded on application:
☒ Recommendations attached:
☒ Measuring device required:
☒ Measuring port required:
☒ Water delivered by water master? District # _____
☒ Special conditions of approval or cover letter: (see additional info. below)
☒ See Below For Additional Information

Recommended Date of Priority 9/27/88
Recommended by: [Signature] Date 11/17/88

STATE OFFICE REVIEW

P110

See below for additional information. By KW Date 12/1/88

ADDITIONAL INFORMATION

86-04219, SP., 03, COMMERCIAL

86-07243

NEWMAN, WALLACE
NEWMAN, MARJORIE
RT. 1 BOX 1076
KENDRICK, ID 83537

Source: POND
Source: BEDROCK CREEK

Tributary: SINKS
Tributary: CLEARWATER RIVER

Diversion Pt:	NENE	Sec 9 T 37N R 01W
	SWNE	Sec 9 T 37N R 01W
	NESE	Sec 9 T 37N R 01W
	NWSW	Sec 10 T 37N R 01W
	SWSW	Sec 10 T 37N R 01W
	SESW	Sec 10 T 37N R 01W

Use: STOCKWATER	(.020 CFS)	
STOCKWATER STORAGE		(2.00 AF)
STOCKWATER FROM STORAGE		(2.00 AF)
COMMERCIAL	(.020 CFS)	

Date Filed: 9/27/1988

In: T37N R01W S03	SWSW			
S09	NENE	NENE	NWNE	SWNE
	SWNE	SENE	NESW	NWSW
	SWSW	SESW	NESE	NWSE
S10	NWSE Lot 3	(SWSE) Lot 4	(SESE)	
	NWNE	SWNE	SENE	NENW
	NWNW	SWNW	SENW	NESW
	NWSW	SWSW	SESW	NESE
	NWSE	SWSE	SESE	

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DEC 22 1988