

(8) Remarks Date of priority was obtained from Bill Carlton
of Lewiston, Idaho; the son of the original owner.

			T.37N			R.3W					
			5			4			3		
			8			9			10		
						Spring →					
			17			16			15		

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~~ ^{ALASKA})
) ss.
County of _____)

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.

Roger L. Elberhard
(Claimant)

Sworn to before me this 15th day of JUNE

[Signature] 1983
Notary Public
Residing at ANCHORAGE

My commission expires 5-30-84

FOR DEPARTMENT USE ONLY			
Received by <u>[Signature]</u>	Date <u>6/17/83</u>	Exception filed by:	Forwarded to
Prelim. check by <u>[Signature]</u>	Date <u>6/17/83</u>		claimant by:
\$30.00 fee received by <u>[Signature]</u>	Date <u>6/17/83 (27708)</u>		
Published in <u>Daily Idahonian</u>			
Dates <u>6/30-7/7/83</u>			

RECEIVED**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

JUN 17 1983

CLAIM TO A WATER RIGHTDepartment of Water Resources
Northern District Office

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

Roger G. or Patricia A. Eberhardt

(Name of Claimant)

Route 1, Box 90, Juliaetta, ID

(Mailing Address)

83535

(Zip Code)

Telephone No. (208) 276-4231

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)

1938

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)

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, af)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>.04 cfs</u>	Use	<u>Domestic</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity	<u>.40</u>	Use	<u>Irrigation</u>	Period of Use From <u>4-1</u>	To <u>9-30</u>
Quantity	<u>.0077</u>	Use	<u>Stockwater</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

- (4)
- .4477 cfs
- TOTAL QUANTITY USED.
-
- (cfs, af)

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

NW 1/4 NE 1/4, Sec. 16 Twp. 37 Rge. 3W B.M., County of Latah

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. Gravity fed pipeline, 3/4" pipe, 400ft long

- (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	
37	3W	9															5		5
37	3W	16		X	15														15

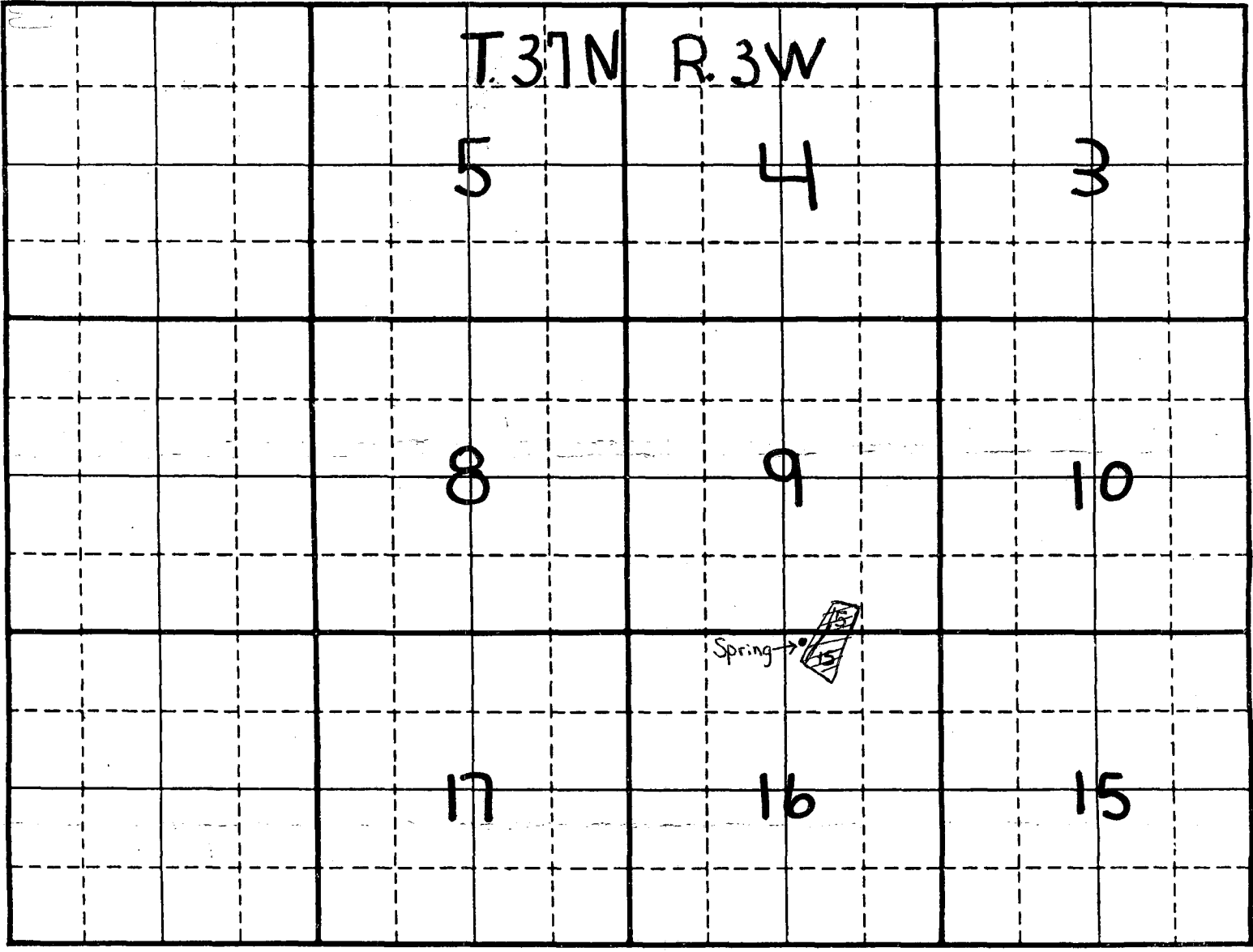
No. of acres 20

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

Domestic Household
StockNOTE: Include here the type and number of stock watered: 2 horses, 33 cattle

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

(8) Remarks Date of priority was obtained from Bill Carlton
of Lewiston, Idaho; the son of the original owner.



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~~ ^{ALASKA})
County of _____) 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.

Roger S. Elberhard
(Claimant)

Sworn to before me this 15th day of JUNE

[Signature] 1983
Notary Public
Residing at ANCHORAGE

My commission expires 5-30-84

FOR DEPARTMENT USE ONLY
Received by PSA Date 6/17/83 Exception filed by: _____ Date _____
Prelim. check by AB Date 6/17/83
\$30.00 fee received by PSA Date 4/17/83 (27708)
Published in Daily Idahonian
Dates 6/30-07/7/83

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

Ray Rosch

being first duly sworn, on oath,
deposes and says:

That he is the printer of The DAILY IDAHONIAN, a newspaper of general circulation, printed and published daily except Sunday at Moscow, Latah County, Idaho, in compliance with Sections 60-106, 60-107, and 60-108 of the Idaho Code and the amendments thereto; that the notice of which the annexed is a full, true and correct printed copy was published in the regular and entire issues of said newspaper and not in a supplement thereto, upon the following

dates: June 30, 1983

July 7, 1983

the same being the dates designated for the publication of said legal notice.

Subscribed and sworn to before

me this 20th day of July

1983

Carol Fleener

Notary Public,

residing at Moscow, Idaho

NOTICE OF CLAIMS TO WATER RIGHTS

The following claims(s) have been filed on water right(s) created by diversion and beneficial use:

88-4195

EBERHARDT, ROGER G. &/or PATRICIA A.

RT. 1 BOX 80, JULIAETTA, ID 83535

Source: SPRING trib. to SINKS

Priority Date: 01/01/1938

Diversion Pt: NWNE Sec 16 T 37N R 03W

Use: IRRIGATION (0.40 CFS)

STOCKWATER (0.0077 CFS); DOMESTIC

(0.04 CFS)

In: SWSE Sec 09 T 37N R 03W NWNE Sec

16 T 37N R 03W NWNE Sec 16 T 37N R 03W

FOR 20 ACRES

88-4197

RENFROW, HERMAN E. &/or ETHEL Z.

RT. 1 BOX 74, TROY, ID 83871

Source: GROUNDWATER

Priority Date: 07/01/1951

Diversion Pt: SESW Sec 35 T 39N R 03W

Use: DOMESTIC (0.05 CFS)

In: SESW Sec 35 T 39N R 03W

Exceptions to a claim may be filed with

the Director, Dept. of Water Resources,

4055 Gov't. Way, Coeur d'Alene, Id. 83814.

KEN DUNN, Dir.

June 30, July 7, 1983

RECEIVED
JUL 20 1983

Department of Water Resources
Northern District Office

RECORDED
INDEXED

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NOV 16 1983

Department of Water Resources

11 April 1983

86-4195

Dear Sirs;

We have recently purchased approximately 60 acres of land outside of Juliaetta Idaho and have been informed that we should file for the historical water rights.

There are springs on the property that, we were told, have been in existence since the early 1900's.

Please send us all of the forms and information we will need to file for these water rights.

Thank you for your help in this matter.

Sincerely,

Patricia A. Eberhardt
(Mrs. Roger G. Eberhardt)
Route 1, Box 90
Juliaetta, ID 83535

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Department of Water Resources
Northern District Office

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: AB

Right Number 86-4195 Applicant Eberhardt

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☐ Exceptions processed.

By [Signature] Date 7/25/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By KW Date 8/9/83

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AUG 3 1983

Department of Water Resources

86-4195-

EBERHARDT, ROGER G. &/or PATRICIA A.

RT. 1 BOX 90, JULIAETTA, ID 83535

Source: SPRING trib. to SINKS

Priority Date: 01/01/1938

Diversion Pt: NWNE Sec 16 T 37N R 03W

Use: IRRIGATION	(0.40 CFS)
STOCKWATER	(0.0077 CFS)
DOMESTIC	(0.04 CFS)

In: SWSE Sec 09 T 37N R 03W NWNE Sec 16 T 37N R 03W NWNE Sec 16 T 37N R 03W
FOR 20 ACRES

RECORDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

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

JULY 18, 1983

ROGER G. EBERHARDT
PATRICIA A. EBERHARDT
RT. 1 BOX 90
JULIAETTA

ID 83535

RE: Claim No. 86-4195

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