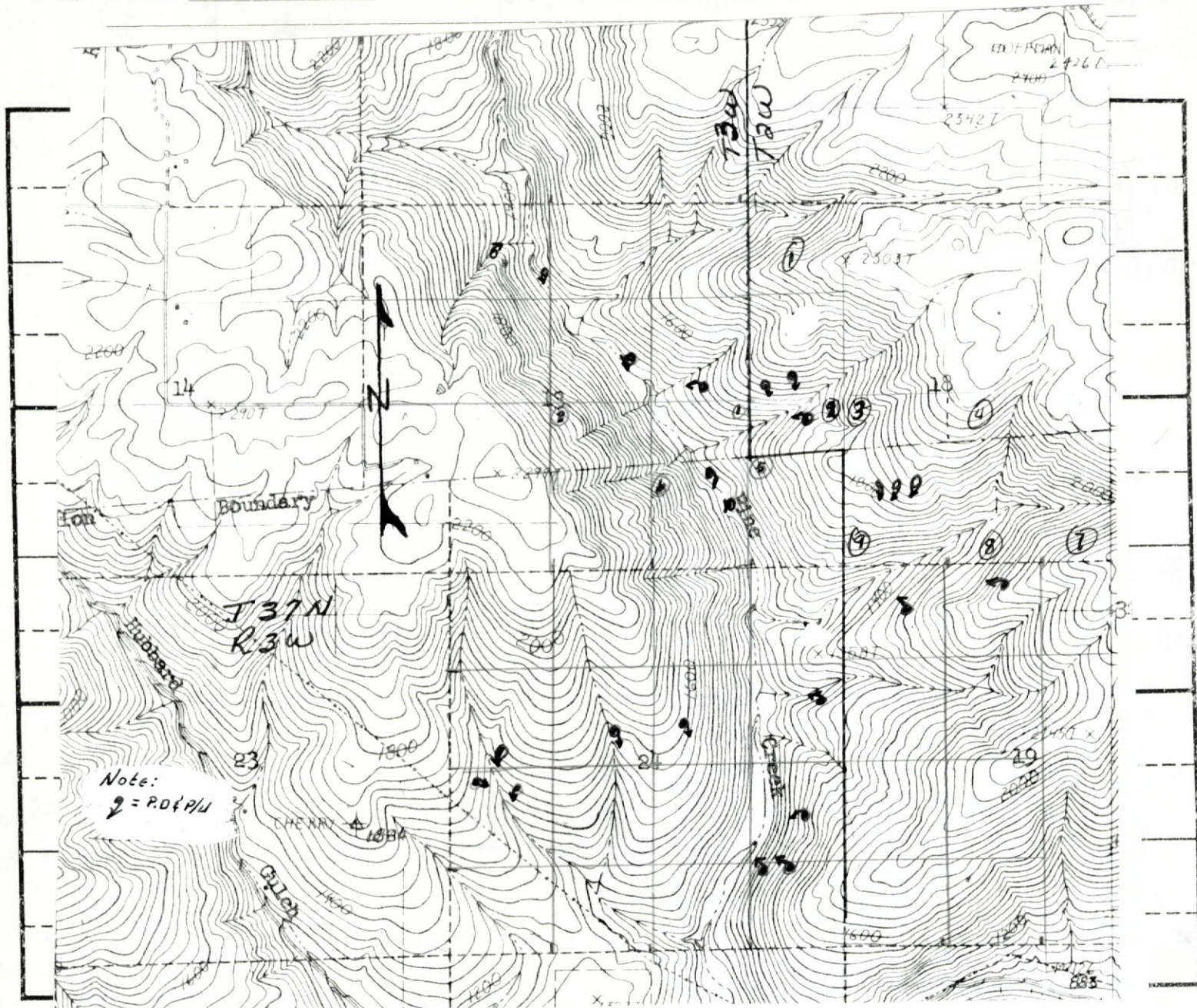


(8) Remarks



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

Fortson

)
) 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 Kenneth Steiger
(Claimant)

Sworn to before me this 22nd day of February, 1983.

Notary Public
Residing at

My commission expires

Life

FOR DEPARTMENT USE ONLY

Received by

LK

Date

2-22-83

Exception filed by:

Forwarded to

Date

Prelim. check by

LK

Date

2-22-83

claimant by:

\$30.00 fee received by

LK

Date

2-22-83 (24918)

Published in

Lewiston Tribune

Dates

3/3 & 10/83

PUBLISHER'S AFFIDAVIT OF PUBLICATION

NOTICE OF APPLICATION FOR WATER RIGHT

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

85-7322

MARTIN, BERTHA
RT. 1, Culdesac, ID 83524
Source: Groundwater
Date Filed: 02/17/1983
Diversion Pt: SWSW Sec 15 T 35N R 03W
Use: Stockwater (0.09 CFS)
Domestic (0.09 CFS)
In: SWSW Sec 15 T 35N R 03W
The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814 on or before March 21, 1983
Ken Dunn, Dir.

NOTICE OF CLAIMS TO WATER RIGHTS

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

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RT. 1, Culdesac, ID 83524
Source: Lapwai Creek trib. to Clearwater River
Priority Date: 08/01/1948
Diversion Pt: SWSW Sec 15 T 35N R 03W
Use: Irrigation (0.20 CFS)
In: NESW Sec 15 T 35N R 03W For 11 acres

85-4326

ROGERS, BUFORD
Rt. 1 Box 117, Lapwai, Id 83540
Source: Lapwai Creek trib. to Clearwater River
Priority Date: 01/01/1948
Diversion Pt: NENW Sec 35 T 36N R 04W
Use: Irrigation (0.06 CFS)
Stockwater (0.02 CFS)
In: NENW NWNW Sec 35 T 36N R 04W for 4 acres

86-4167

STEIGERS, KENNETH
Rt. 1 Box 39, Juliaetta, ID 83535
Source: Unnamed stream trib. to Clearwater River
Priority Date: 01/01/1956
Diversion Pt: Lot 03 (NWSW) Sec 26 T 37N R 03W
Use: Irrigation (0.02 CFS)

In: NWSW Sec 26 T 37N R 03W For 1 acres

86-4168

STEIGERS, KENNETH
Rt. 1 Box 39, Juliaetta, ID 83535
Source: Clearwater River trib. to Snake River
Priority Date: 01/01/1968
Diversion Pt: Lot 04 (SWSW) Sec 26 T 37N R 03W
Use: Irrigation (0.03 CFS)
In: Lot 03 (NESW) Lot 04 (SWSW) Sec 26 T 37N R 03W For 2 acres

86-4169

STEIGERS, KENNETH
Rt. 1 Box 39, Juliaetta, ID 83535
Source: Springs trib. to Cleawater River
Priority Date: 01/01/1900
Diversion Pt: SESW Sec 19 T 37N R 02W
Use: Stockwater (0.02 CFS)
In: SESW Sec 19 T 37N R 02W

86-4170

STEIGERS, KENNETH
Rt. 1 Box 39, Juliaetta, ID 83535
Source: Springs trib. to Hubbard Gulch Creek
Priority Date: 01/01/1905
Diversion Pt: NWSW Lot 03 (NESW) Sec 26 T 37N R 03W SENE Sec 27 T 37N R 03W

Use: Stockwater (0.02 CFS)
Domestic (0.04 CFS)
In: NESW NWSW SWSW Sec 26 T 37N R 03W SENE Sec 27 T 37N R 03W

86-4171

STEIGERS, KENNETH
Rt. 1 Box 39, Juliaetta, ID 83535
Source: Springs trib. to Pine Creek
Priority Date: 01/01/1900
Diversion Pt: Lot 02 Lot 09 Sec 18 T 37N R 02W NENW NWNW Sec 19 T 37N R 02W SWNE SENE NENW Lot 06 Sec 13 T 37N R 03W SWNE SENE SWNW SENW NWSW NESE SESE Sec 24 T 37N R 03W

Use: Stockwater (0.10 CFS)
In: Lot 02 Lot 09 Sec 18 T 37N R 02W NENW NWNW Sec 19 T 37N R 02W SWNE SENE NENW Lot 06 Sec 13 T 37N R 03W SWNE SENE SWNW SENW NWSW NESE SESE Sec 24 T 37N 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 on or before March 21, 1983

STATE OF IDAHO,

County of Nez Perce

ss.

Gayle Schumacher

, being duly sworn

deposes and says, I am the Classified Bookkeeper of the Tribune Publishing Company, a corporation organized and existing under and by virtue of the laws of the State of Idaho, publishers of the LEWISTON MORNING TRIBUNE, a newspaper of general circulation published at Lewiston, Nez Perce County, Idaho; That the said Lewiston Morning Tribune is an established paper and has been published regularly and issued regularly at least once a day for more than 20 consecutive years immediately preceding the first publication of this notice, and has been so published uninterruptedly for said

period; that the NOTICE OF APPLICATION FOR WATER RIGHT

attached hereto and which is made a part of this affidavit was published in the said Lewiston Morning Tribune, once a

week for 2 consecutive weeks, the

first publication thereof being on the 3rd day of

March

, A. D. 19 83, and the last publica-

tion thereof being on the 10th day of March,

A. D. 19 83, and said NOTICE OF APPLICATION FOR WATER RIGHT

was so published in the regular and entire issue of the said newspaper and not in a supplement thereof and was so published in every issue and number of the said paper, during the period and times of publication as set forth above.

Gayle Schumacher

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE

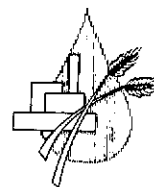
10th day of March, 19 83.

Sheral M. Lantz

Notary Public in and for the State of Idaho,
residing at Lewiston, therein.

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 Kenneth Steigers
(Name of Claimant)

Rt 1 Box 39, Juliaetta, Id. 83535
(Mailing Address)

Telephone No. 276-7881
(Zip Code)

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) 1900

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)

23 Springs tributary to Pine Creek

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity <u>0.10</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 _____
Quantity _____		Use _____		Period of Use From _____	To _____
Quantity _____		Use _____		Period of Use From _____	To _____

- (4) 0.10 TOTAL QUANTITY USED.

(cfs, af)

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

1/4 1/4 Sec. Twp. Rge. B.M., County of NE2 PERCE

Additional points of diversion: Same as Place of use

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. 23 Developed stock springs

- (6) A) Describe location of use by listing number of Springs ~~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.

Not irrigation

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	
37N	2W	18							2				1	3					6
		19					1	1											2
									SW				NW				GL 6		
37N	3W	13			1	1	2										2		6
		24			1	1			1	1		2		1				2	9

No. of
Springs 23

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

NOTE: Include here the type and number of stock watered: 250 hpl

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

PUBLISHER'S AFFIDAVIT OF PUBLICATION

NOTICE OF APPLICATION FOR WATER RIGHT

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

85-7322

MARTIN, BERTHA
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Diversion Pt: SWSW Sec 15 T 35N R 03W
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The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814 on or before March 21, 1983

Ken Dunn, Dir.

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

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RT. 1, Culdesac, ID 83524
Source: Lapwai Creek trib. to Clearwater River
Priority Date: 08/01/1948
Diversion Pt: SWSW Sec 15 T 35N R 03W
Use: Irrigation (0.20 CFS)
In: NESW Sec 15 T 35N R 03W For 11 acres

85-4326

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Rt. 1 Box 117, Lapwai, Id 83540
Source: Lapwai Creek trib. to Clearwater River
Priority Date: 01/01/1948
Diversion Pt: NENW Sec 35 T 36N R 04W
Use: Irrigation (0.06 CFS)
Stockwater (0.02 CFS)
In: NENW NWNW Sec 35 T 36N R 04W for 4 acres

86-4167

STEIGERS, KENNETH
Rt. 1 Box 39, Juliaetta, ID 83535
Source: Unnamed stream trib. to Clearwater River
Priority Date: 01/01/1956
Diversion Pt: Lot 03 (NWSW) Sec 26 T 37N R 03W
Use: Irrigation (0.02 CFS)

In: NWSW Sec 26 T 37N R 03W For 1 acres

86-4168

STEIGERS, KENNETH
Rt. 1 Box 39, Juliaetta, ID 83535
Source: Clearwater River trib. to Snake River
Priority Date: 01/01/1968
Diversion Pt: Lot 04 (SWSW) Sec 26 T 37N R 03W
Use: Irrigation (0.03 CFS)
In: Lot 03 (NESW) Lot 04 (SWSW) Sec 26 T 37N R 03W For 2 acres

86-4169

STEIGERS, KENNETH
Rt. 1 Box 39, Juliaetta, ID 83535
Source: Springs trib. to Clearwater River
Priority Date: 01/01/1900
Diversion Pt: SESW Sec 19 T 37N R 02W
Use: Stockwater (0.02 CFS)
In: SESW Sec 19 T 37N R 02W

86-4170

STEIGERS, KENNETH
Rt. 1 Box 39, Juliaetta, ID 83535
Source: Springs trib. to Hubbard Gulch Creek
Priority Date: 01/01/1905
Diversion Pt: NWSW Lot 03 (NESW) Sec 26 T 37N R 03W SENE Sec 27 T 37N R 03W

Use: Stockwater (0.02 CFS)
Domestic (0.04 CFS)
In: NESW NWSW SWSW Sec 26 T 37N R 03W SENE Sec 27 T 37N R 03W

86-4171

STEIGERS, KENNETH
Rt. 1 Box 39, Juliaetta, ID 83535
Source: Springs trib. to Pine Creek
Priority Date: 01/01/1900
Diversion Pt: Lot 02 Lot 09 Sec 18 T 37N R 02W NENW NWNW Sec 19 T 37N R 02W SWNE SENE NENW Lot 06 Sec 13 T 37N R 03W SWNE SENE SWNW SENW NWSW NESE-SESE Sec 24 T 37N R 03W

Use: Stockwater (0.10 CFS)
In: Lot 02 Lot 09 Sec 18 T 37N R 02W NENW NWNW Sec 19 T 37N R 02W SWNE SENE NENW Lot 06 Sec 13 T 37N R 03W SWNE SENE SWNW SENW NWSW NESE-SESE Sec 24 T 37N R 03W
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STATE OF IDAHO,

County of Nez Perce

ss.

Gayle Schumacher

, being duly sworn

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period; that the NOTICE OF APPLICATION FOR WATER RIGHT attached hereto and which is made a part of this affidavit was published in the said Lewiston Morning Tribune, once a

week for 2 consecutive weeks, the

first publication thereof being on the 3rd day of

March, A. D. 19 83, and the last publica-

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Gayle Schumacher

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE

10th day of March, 19 83

Sheryl M. Lantz

Notary Public in and for the State of Idaho,
residing at Lewiston, therein.

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

April 12, 1983

RECEIVED

APR 18 1983

Department of Water Resources

Mr. Kenneth Steigers
Rt. 1 Box 39
Juliaetta, Id. 83535

RE: 86-4171

Dear Mr. Steigers:

Enclosed is a copy of an exception filed in connection with your above-referenced claim. This exception is filed in accordance with the provisions of Section 42-244, IDAHO CODE, which states the following in part:

"At any time after filing a claim under the provisions of the previous 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 censorship the described rights.

If we may be of any further assistance, feel free to contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH: rms

Enclosure

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

April 12, 1983

Mr. Ronny L. Renfrow
Rt. 1 Box 74
Troy, Id. 83871

RE: 86-4171

Dear Mr. Renfrow:

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 42-244, IDAHO CODE):

"At any time after filing a claim under the provisions of the previous 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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Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH:fms

RECEIVED

APR 1 1983

Department of Water Resources
Northern District Office

Rt. #1 Box 74
Troy, Idaho 83871
March 30, 1983

Mr. Ken Dunn, Director
Department of Water Resources
405 Gov't. Way
Coeur d'Alene, Idaho 83814

Re: Application for Water Right # 86-4171

Dear Mr. Dunn:

I'm filing a exception to water right # 86-4171 of Kenneth Steiger. The source of some of the spring waters tributary to Pine Creek are located on our property upstream from the Steiger property. The water has been used for stock, irrigation, and two residences.

Sincerely;

Ronny L. Renfrow
Ronny L. Renfrow

Subscribed and sworn to before me, a Notary Public in and for the
State of Idaho, This 30th, Day of March, 1983

[Signature]
Notary Public residing at Kendrick, Idaho

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: RL

Right Number 80-4171 Applicant Steglin

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 ML Date 3/22/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By tw Date 3/30/83

DEPARTMENT

RECEIVED
MAR 29 1983

Department of Water Resources

IDENT. NO.

IDENT. NO. 86-4171

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

WATER RIGHT
DATA ENTRY LOG

Initials

Date _____

Item

[Signature]

2/23/83

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

Keypunched by State Office

86-4171

STEIGERS, KENNETH

RT. 1 BOX 39, JULIAETTA, ID 83535

Source: SPRINGS trib. to PINE CREEK

Priority Date: 01/01/1900

Diversion Pt: LOT 02 LOT 09 Sec 18 T 37N R 02W NENW NWNW Sec 19 T 37N R 02W
SWNE SENE NENW LOT 06 Sec 13 T 37N R 03W SWNE SENE SWNW SENW
NWSW NESE SESE Sec 24 T 37N R 03W

Use: STOCKWATER (0.10 CFS)

In: LOT 02 LOT 09 Sec 18 T 37N R 02W NENW NWNW Sec 19 T 37N R 02W SWNE SENE
NENW LOT 06 Sec 13 T 37N R 03W SWNE SENE SWNW SENW NWSW NESE SESE
Sec 24 T 37N R 03W

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN W. EVANS
Governor
KENNETH DUNN
Director

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

MARCH 21, 1983

KENNETH STEIGERS
RT. 1 BOX 39
JULIAETTA

ID 83535

RE: Claim No. 86-4171

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. Hynes, P.E.
Regional Supervisor

Enclosure

Rt. #1 Box 74
Troy, Idaho 83871
March 14, 1983

Mr. Ken Dunn, Director
Department of Water Resources
4055 Gov't. Way
Coeur d'Alene, Idaho 83814

RECEIVED

MAR 16 1983

Re: Application for Water Right # 86-4171

Department of Water Resources
Northern District Office

Dear Mr. Dunn:

I'm filing a protest against water right #86-4171 of Kenneth Steiger. The source of some of the spring waters tributary to Pine Creek are located on our property upstream from the Steiger property. The water has been used for stock and irrigation and house hold use.

Sincerely;

Ronny L. Renfrow

Ronny L. Renfrow

RECEIVED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES NORTHERN REGION

John V. Evans
Governor
A. Kenneth Dunn
~~Executive Director~~
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

March 18, 1983

Mr. Ronny Renfrow
Rt. 1 Box 74
Troy, Id. 83871

Re: 86-4171

Dear Mr. Renfrow:

Mr. Steiger did not apply for water rights when he filed Claim No. 86-4171. He made a formal sworn statement that he or his predecessor developed those rights prior to 1900, and that those rights have been in constant use since that time.

Your letter, dated March 14, 1983, has been placed in the file with Claim No. 86-4171, however, in order for your letter to become an official exception to this claim, you must submit it in affidavit form, sworn to before a notary public.

If you need any assistance, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

MICROFILMED
1983