

nm

E. Bickenberg
Robert Bickenberg

A-11

79.8

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135.0

1-37

12-40

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(A1178)

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E A S E M E N T

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12.1

B

R. J. Wardo
L. J. Wardo

H 70

12-41

H 4.5

(A167)

12-145

66.0

B

M M M

Thos Gilre

Point of Diversion
A-92

S. Bakke

B M

NE

S. Bakke

Dec

A

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21.3

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Dec

7.9

650

PUBLISHER'S AFFIDAVIT OF PUBLICATION

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

86-4080

LOMBARDO, ROY &/or Nanci
RT. 2 BOX 22, GENESEE, ID 83832.

Source: SPRING tributary to BEARDY GULCH.

Priority Date: 01/01/1935.

Amount: 0.04 CFS.

Diversion Point: SWNE Sec. 06 T 36N R 04W, NEZ PERCE CO.

Use: IRRIGATION (0.03 CFS) from 04/01 to 11/01; DOMESTIC (0.04 CFS) from 01/01 to 12/31.

Place of Use: SWNE Sec. 06 T 36N R 04W FOR 1 ACRE.

Diversion Means: SPRING BOX & PIPELINE.

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, ID 83814.

A. KENNETH DUNN
Director

STATE OF IDAHO, }
County of Nez Perce } ss.

Kathy Garison, 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 Claims to Water Rights attached hereto and which is made a part of this affidavit was published in the said Lewiston Morning Tribune, once a week for two consecutive weeks, the

first publication thereof being on the 10th day of December, A. D. 1981, and the last publica-

tion thereof being on the 17th day of December, A. D. 1981, and said Notice of Claims to Water Rights

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.

Kathy Garison

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE
17th day of December, 1981.

Sheryl M. Lentz

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

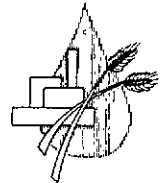
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Idaho Department of Water Resources
District Office

OK
12/28/81
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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 Roy and/or Nanci Lombardo
(Name of Claimant)
Rt. 2, Box 22 Genesee, Id. 83832 Telephone No. 285-1695
(Mailing Address) (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) 1935

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 Beardy Gulch

(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>0.04</u>	Use	<u>Domestic</u>	Period of Use From	<u>1/1</u> To <u>12/31</u>
Quantity	<u>0.03</u>	Use	<u>Irrigation</u>	Period of Use From	<u>4/1</u> To <u>11/1</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4) 0.04 TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW 1/4 NE 1/4, Sec. 6 Twp. 36N Rge. 4W B.M., County of Nez Perce
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. Spring box and 220 feet of 1" pipeline.

(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.	NE1/4				NW1/4				SW1/4				SE1/4				TOTAL
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
36N	4W	6			X 1														1

No. of acres 1

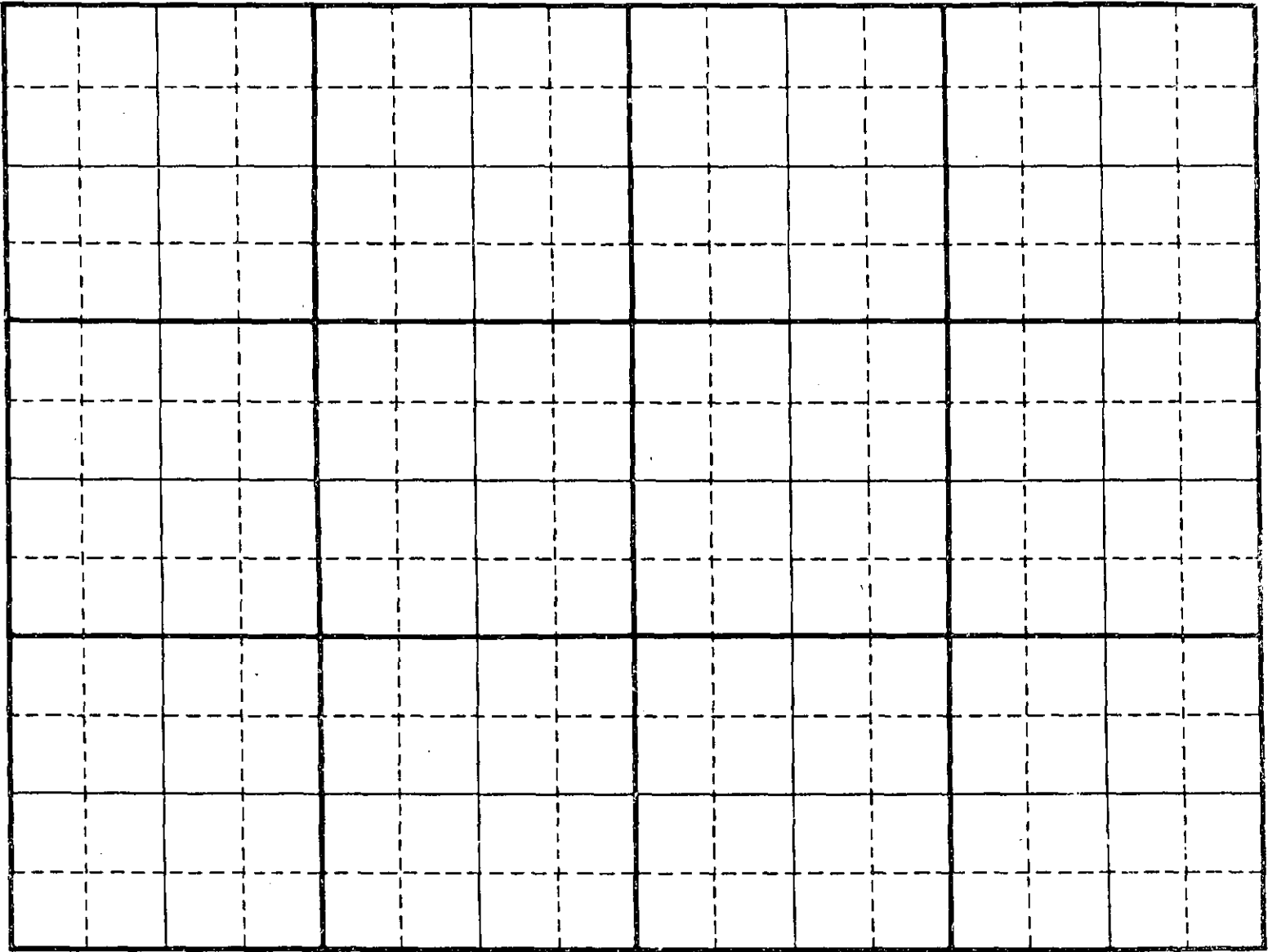
B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Domestic use for one home.

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

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

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(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 Kootenai) 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.

Rance Lombardo
(Claimant)

Sworn to before me this 27th day of November, 19 81.

Robert D. Haynes
Notary Public
Residing at Coeur d'Alene

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by RYA Date 11/30/81 Exception filed by: _____ Date _____
Prelim. check by JK Date 11-30-81
\$30.00 fee received by Mr. [Signature] Date 12/5/81 (2109)
Published in Shoshone Evening Tribune
Date 12/10-17/81

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PUBLISHER'S AFFIDAVIT OF PUBLICATION

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

86-4080

LOMBARDO, ROY &/or Nanci
RT. 2 BOX 22, GENESEE, ID 83832.
Source: SPRING tributary to BEARDY GULCH.

Priority Date: 01/01/1935.

Amount: 0.04 CFS.

Diversion Point: SWNE Sec. 06 T 36N R 04W, NEZ PERCE CO.

Use: IRRIGATION (0.03 CFS) from 04/01 to 11/01; DOMESTIC (0.04 CFS) from 01/01 to 12/31.

Place of Use: SWNE Sec. 06 T 36N R 04W FOR 1 ACRE.

Diversion Means: SPRING BOX & PIPELINE.

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, ID 83814.

A. KENNETH DUNN
Director

STATE OF IDAHO,

County of Nez Perce

ss.

Kathy Garison

, 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 Claims to Water Rights attached hereto and which is made a part of this affidavit was published in the said Lewiston Morning Tribune, once a week for two consecutive weeks, the

first publication thereof being on the 10th day of December, A. D. 1981, and the last publica-

tion thereof being on the 17th day of December, A. D. 1981, and said Notice of Claims to 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.

Kathy Garison

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE

17th day of December, 1981

Sherral M. Smith

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

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DEC 21 1981

Department of Water Resources:
Lewiston District Office

OK
12/28/81
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86-4080

A. Kenneth Dunn
cccccccccc

November 10, 1981

Mr. Roy Lombardo
Rt. 2 Box 22
Genesee, Id. 83832

Dear Mr. Lombardo:

We are returning your Check No. 92-212 in the amount of \$30.00
and your Claim to a Water right for completion and clarification.

You have not mentioned irrigation in Item No. 2, yet you have
specified 25 acres of irrigation in Item No. 6.a. Also, all
items must be completed in ink.

If you have any questions, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - Claim
Check

UNRECORDED

August 13, 1980

Mr. Roy Lombardo
Rt. 2 Box 22
Genesee, Idaho 83832

Dear Mr. Lombardo:

We are returning your Claim to a Water Right for clarification and a \$30.00 filing fee.

For year-around use, please change Item No. 2 to read from Jan. 1 to Dec. 31.

If the water was first put to use in 1954, please delete July, 1980, from Item No. 4.

Please check Item No. 5.a, with the maps. The item does not match either map..

Please complete Item No. 6.a.

All items crossed out must be initialed and a \$30.00 check received in this office before we can accept the Claim.

If you have any questions, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - Claim

MICROFILMED

A. Kenneth Dunn
~~XXXXXXXXXX~~

November 20, 1981

Mr. and Mrs. Roy Lombardo:
Rt. 2 Box 22
Genesee, Id. 83832

Dear Mr. and Mrs. Lombardo:

I am very sorry, but we have to return your Claim to a Water Right and Check No. 92-212 in the amount of \$30.00 one more time.

In Item No. 1, you have the spring and creek being tributary to the Clearwater River. After looking on a map, it appears to us that it flows into Cow Creek.

Since the claim is notarized, we are not able to make the change for you. Please correct this item and return the claim and check to our office.

If you have any questions, please contact me.

Sincerely,

LAWRENCE D. BEARD
E.I.T.

LDB/pme

Enc. - Claim
Check

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State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number 86-4080 Applicant Lombardo

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 mas Date 12/28/81

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By kw Date 1/7/82

RECEIVED
JAN 07 1982

Department of Water Resources

NOT RECORDED

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IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't lot (R) REACH

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't lot (R) REACH

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TRACT SEC TWP RGE gov't lot (R) REACH

RECEIVED
JAN 10 1965

Department of Water Resources

86-4080-

LOMBARDO, ROY &/or Nanci

RT. 2 BOX 22, GENESEE, ID 83832

Source: SPRING tributary to BEARDY GULCH

Priority Date: 01/01/1935

Amount: 0.04 CFS

Diversion Point: SWNE Sec 06 T 36N R 04W, NEZ PERCE Co.

Use: IRRIGATION	(0.03 CFS)	from 04/01 to 11/01
DOMESTIC	(0.04 CFS)	from 01/01 to 12/31

Place of Use: SWNE Sec 06 T 36N R 04W FOR 1 ACRES

Diversion Means: SPRING BOX & PIPELINE.

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
~~Stephen Alfred~~
Director

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

November 20, 1981

Mr. and Mrs. Roy Lombardo
Rt. 2 Box 22
Genesee, Id. 83832

Dear Mr. and Mrs. Lombardo:

I am very sorry, but we have to return your Claim to a Water Right and Check No. 92-212 in the amount of \$30.00 one more time.

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If you have any questions, please contact me.

Sincerely,

Lawrence D. Beard

LAWRENCE D. BEARD
E.I.T.

LDB/pms

Enc. - Claim
Check

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THE CREEK flows directly into the Clearwater river down through Beard's Gulch. I'm guessing because we have so many springs originating on our property that Cow Creek may flow into our creek.

I've had 4 different agents in Lewiston and Moscow help us with us - two from SES came to the house to help us fill out the form.

Please call me at 882-2621 (Lena Whitmore School) if there is still a problem and I'll come up Friday the 27th.
Nancy Lombardo

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
C. STEPHEN ALLRED
Director

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

DECEMBER 29, 1981

ROY LOMBARDO
NANCI LOMBARDO
RT. 2 BOX 22
GENESEE

ID 83832

RE: Claim No. 86-4080

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

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DEC 30 1981