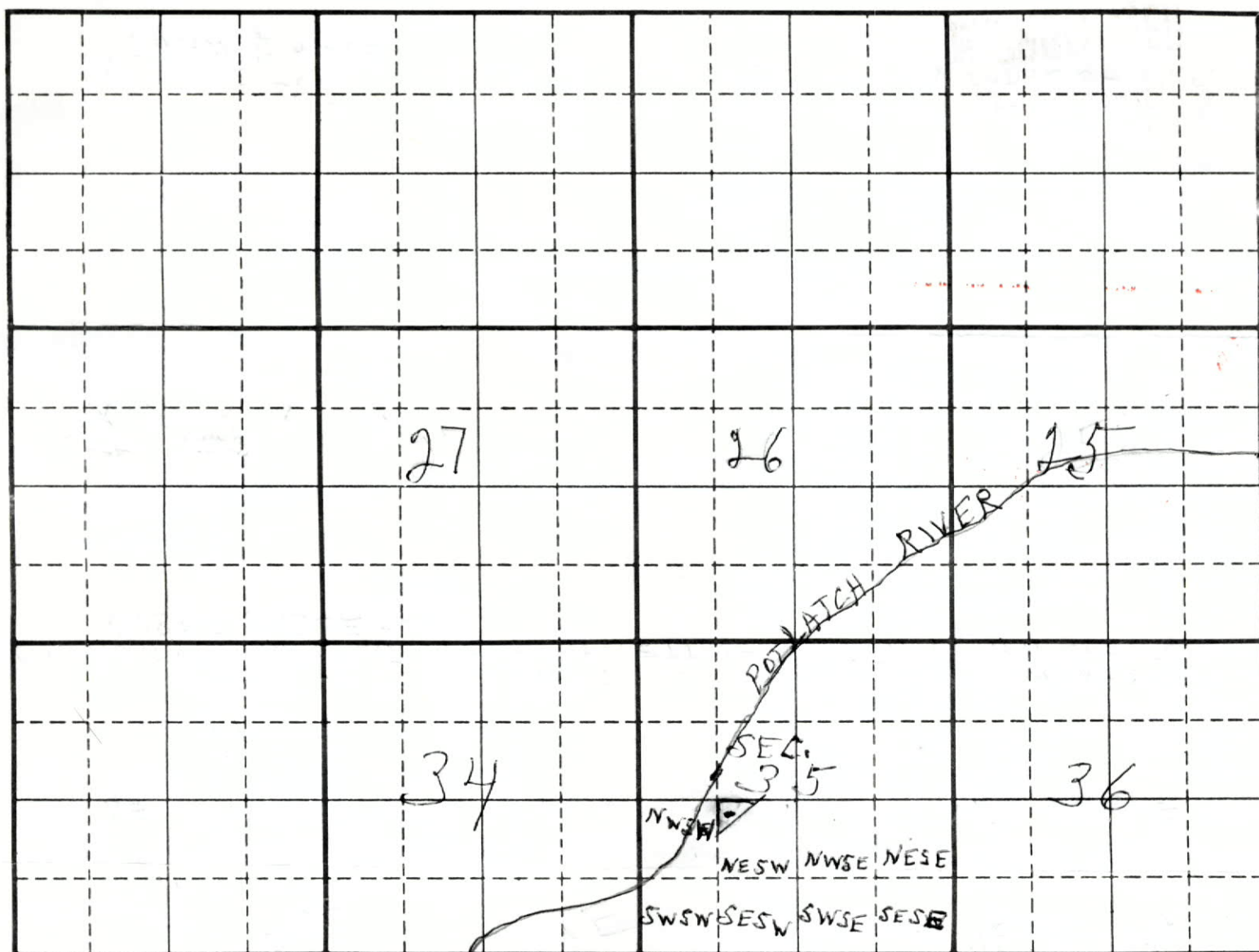


DOT IN SMALL TRIANGLE IN SEC. 35 IS APPROXIMATE LOCATION OF WELL AND HOME. ~~THE~~ TRIANGLE REPRESENTS

(8) Remarks 5.6 ACRES AS SHOWN ON WARRANTY DEED #394687 ON RECORD AT NEZPERCE COUNTY COURTHOUSE. WARRANTY DEED DATE IS 6-9-76. DRILLED BY ADLOCK AIR DRILLING, 511 AIRWAY DRIVE, LEWISTON IDAHO 6-29-77. SEE COPY OF ATTACHED WELL LOG.



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 NEZPERCE) 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.

Sworn to before me this 21st day of April, 19 81.

James Trembick
(Claimant)

Sharon F. Harris
Notary Public
Residing at Leadville, Idaho

My commission expires January 1985

MICROFILMED

MAR 04 1988

FOR DEPARTMENT USE ONLY

Received by RMH Date 4/24/81 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by RMH Date 4/24/81
\$30.00 fee received by RMH Date 4/24/81 #18090
Published in Lewiston Morning Tribune
Dates 5/7+14/81

PUBLISHER'S AFFIDAVIT OF PUBLICATION

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 7th day of

May, A. D. 1981, and the last publica-

tion thereof being on the 14th day of May,

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

14th day of May, 1981.

Stephen C. Craven

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

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:

86-4073

OTREMBIAK, JAMES
P.O. BOX 492, JULIAETTA, ID 83535

Source: GROUNDWATER

Priority Date: 06-29-1977

Amount: 0.04 CFS

Diversion Point: NESW Sec 35 T 38N R
03W, NEZ PERCE Co.

Use: DOMESTIC (0.04 CFS) from 01/01
to 12/31

Place of Use: NESW Sec 35 T 38N R
03W

Diversion Means: WELL AND PUMP.

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.

C. STEPHEN ALLRED
Director

K
1/21/81

RECEIVED

MAY 11

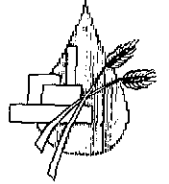
Department of Water

NOTARIZED

MAR 04 1988

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 JAMES OTREMBIAK
(Name of Claimant)

BOX 492 JULIAETTA IDAHO 83535 Telephone No. 276-3650
(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) 6-29-77

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)

DEEP WELL 255 FT. tributary to (AQUIFER)

- (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, gpd, AFA)	(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>N</u>	Use <u>NONE</u>	Period of Use From <u>NONE</u>	To <u>NONE</u>
Quantity <u>NONE</u>	Use <u>NONE</u>	Period of Use From <u>NONE</u>	To <u>NONE</u>
Quantity <u>NONE</u>	Use <u>NONE</u>	Period of Use From <u>NONE</u>	To <u>NONE</u>

- (4) 0.04 TOTAL QUANTITY USED.
(cfs, gpd, AFA)

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

NE 1/4 SW 1/4, Sec. 35 Twp. 38N Rge. 3WBM B.M., County of NEZ PERCE
Additional points of diversion: NONE

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. WELL - HOLE DEPTH 255 FT. HOLE SIZE 8 IN. AND 6 IN. CASING DEPTH 109 FT.

CAPACITY OF WELL 25 GPM. PUMP SETTING 22.5 FT. 1 1/2 HP ELECTRIC SUBMERSIBLE PUMP

- (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	
X	X	X	X		X														

No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: 1 FAMILY

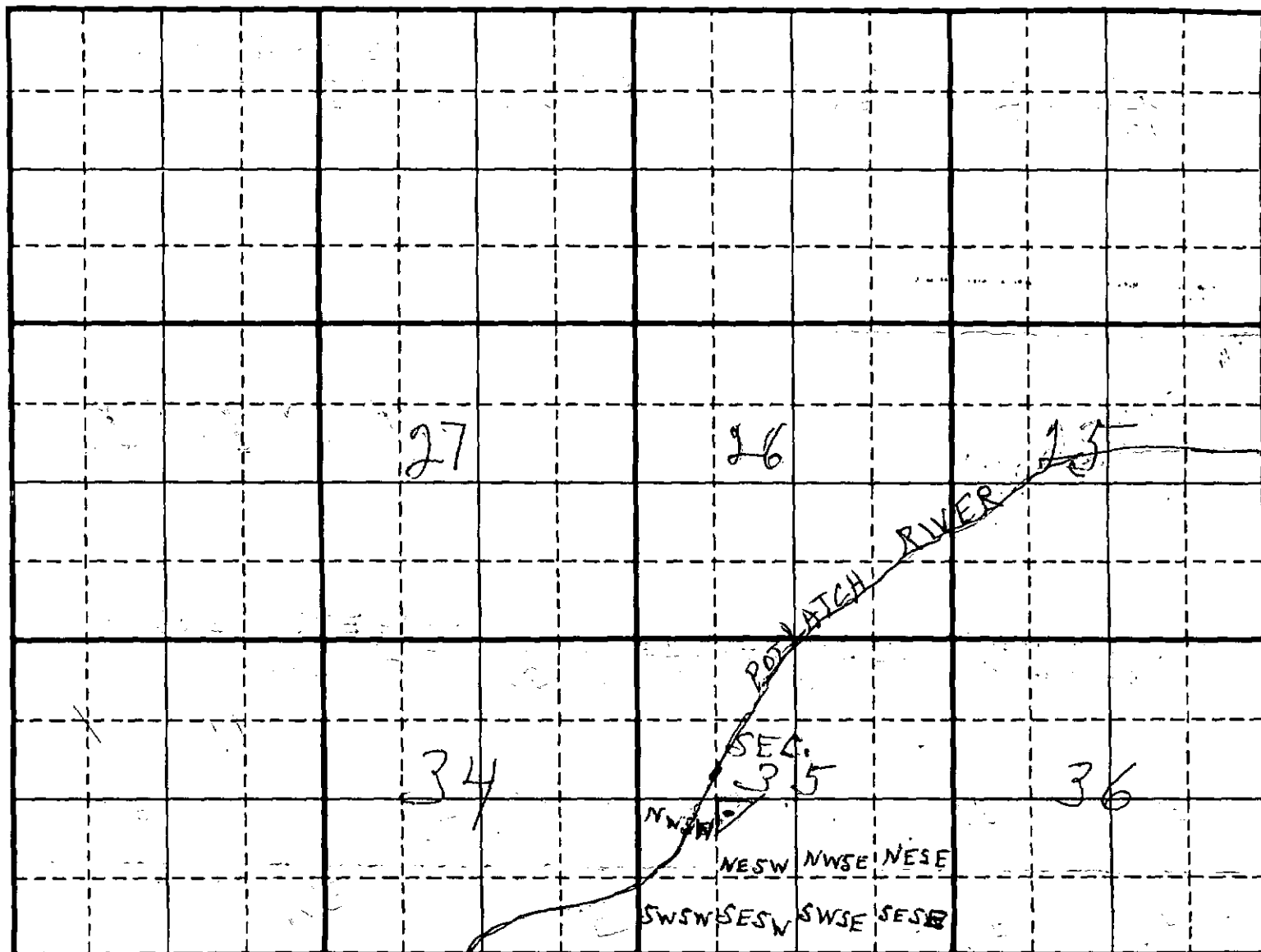
HOME USE, GARDEN, LAWN, DWARF FRUIT TREES,
6 SHADE TREES, LANDSCAPE SHRUBS. ALL ON TOTAL OF LESS
THAN 1 ACRE.

MICROFILMED

NOTE: Include here the type and number of stock watered: NONE

- (7) If you are claiming water as a member of an organization, list name of organization: NONE MAR 04 1988

LOCATION OF WELL AND HOME, ~~THE~~ TRIANGLE REPRESENT
 (8) Remarks 5.6 ACRES AS SHOWN ON WARRANTY DEED #394687 ON RECORD
AT NEZPERCE COUNTY COURTHOUSE. WARRANTY DEED DATE IS 6-9-76.
DRILLED BY ADLOCK AIR DRILLING, 511 AIRWAY DRIVE, LEWISTON, IDAHO 6-29-77.
SEE COPY OF ATTACHED WELL LOG.

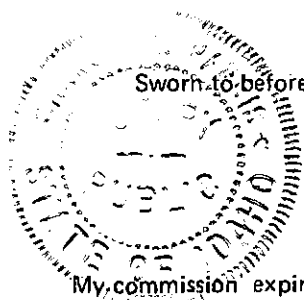


Scale: 2 inches equal 1 mile.

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)
) ss.
 County of NEZPERCE)

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.



Sworn to before me this 21st day of April, 1981.

James O. Trembick
 (Claimant)

Sharon K. Harris
 Notary Public
 Residing at Kendrick, Idaho

RECORDED

MAR 04 1988

FOR DEPARTMENT USE ONLY

Received by <u>Mr. [Signature]</u>	Date <u>4/24/81</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>RJA</u>	Date <u>4/24/81</u>		claimant by:	
\$30.00 fee received by <u>RJA</u>	Date <u>4/24/81</u>			
Published in <u>Lewiston Tribune</u>				
Dates <u>5/7 & 14/81</u>				

WELL LOG
DEPTH AND STRATA

0
Boulders
&
clay
43
Broken
Basalt
114
Basalt
235
Fractured
Basalt
247
Basalt

ADCOCK AIR DRILLING

511 AIRWAY DR.

LEWISTON, IDAHO

PHONE SH 3-0008

6 TO 12 INCH AIR DRILLED WELLS

WELL NO. I

OWNER OF WELL Jim O Tremblak
LOCATION OF WELL NE 1/4 SW 1/4 SEC. 35 TWP. 38 N RGE. 3 W BM.
NEAREST POST OFFICE Guliquetta NEZ PERCE
STATE Idaho COUNTY Nez Perce
DRILLING BEGUN 6/1/77 WELL FINISHED 6/29/77

WELL RECORD

CASING SIZE 8 in. CASING DEPTH 109 FT.
HOLE SIZE 8 in. & 6 in. HOLE DEPTH 263 FT.
CAPACITY OF WELL 2.5 GPM
PUMP SETTINGS 225 FT.
CASING PERFORATIONS None

INVOICE

DATE 6/29/77

ITEM	UNIT PRICE	AMOUNT
109 FT. of 8 in. Hole	\$ 13.00	\$ 1417.00
109 FT. of 8 in. casing	7.00	763.00
141 FT. of 6 in. Hole	10.00	1410.00
8 in. drive shoe	75.00	75.00
		25.14
TAX 3%		~~25.14~~

TOTAL AMOUNT DUE \$3690.14

Static Water Level about 95'

MEMO:

Monty Knight - Driller.

~~246~~ 246 - Burwell St. Lewiston Idaho
21P 83501 Ted Wright.

MAR 04 1988

PRINTCRAFT

PUBLISHER'S AFFIDAVIT OF PUBLICATION

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 consecu-
tive 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 7th day of
May, A. D. 1981, and the last publica-
tion thereof being on the 14th day of May,
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 pub-
lished in every issue and number of the said paper, during the
period and times of publication as set forth above.

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the follow-
ing claim(s) to water right(s) have been
established by diversion and applica-
tion to beneficial use:

86-4073
OTREMBIAK, JAMES
P.O. BOX 492, JULIAETTA, ID 83535
Source: GROUNDWATER
Priority Date: 06-29-1977
Amount: 0.04 CFS
Diversion Point: NESW Sec 35 T 38N R
03W, NEZ PERCE Co.
Use: DOMESTIC (0.04 CFS) from 01/01
to 12/31
Place of Use: NESW Sec 35 T 38N R
03W
Diversion Means: WELL AND PUMP.
Any exception to any claim of water
right may be filed with the Director of
the Idaho Department of Water Re-
sources, 4055 Gov't Way, Coeur
d'Alene, ID 83814.

C. STEPHEN ALLRED
Director

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE

14th day of May, 1981

Kathy Garison

Stephen C. Creswell

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

RECEIVED
MAY 15 1981
Department of Water Resources
Coeur d'Alene, Idaho
MAR 04 1988

WATER RIGHT NUMBER 86-4073

OWNER LAST NAME - UTRMBIAK FIRST NAME - JAMES ORIG OWNER -
ADDRESS LINE 1 - P.O. BOX 492 ADDRESS LINE 2 -

ADDRESS LINE 3 - CITY - JULIAETTA STATE - ID ZIP CODE - 83535
SOURCE - GROUNDWATER TRIBUTARY OF -

STAGE - STAIRY CLM STATUS - PRIORITY - 06-29-1977 COUNTY - NEZ PERCE TOTAL DIV. RATE - .0400 -CFS
TOTAL DIV. VOLUME - .00 AFA TRER/AMEND - WATER DIST. - DUE/CAREY ACT - RIGHT BASIS -

DIVERSION POINT - MESW 35 38N 03W LOT RFDIV - USE DIV. RATE - .0400 CFS USE DIV. VOLUME - .00 AFA
FROM - 01-01 TO - 12-31 USE - DOMESTIC PLACE OF USE - TWN 38N RNG 03W SEC 35 TRACT NESW LOT AC

USE - DOMESTIC DEGREE NAME - DATE - TOTAL ACRES 0
REMARKS -

NON IRRIG USE - OTHER RIGHTS FOR SAME USE - PROTESTED - HEARING - OLD NO. -
PROOF DUE - PERMIT/DENIED -

PROOF MADE - FLD EXAM - COND. OF APPROVAL -
DIVERSION MEANS - WELL AND PUMP.

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: RYA

Right Number 86-4073 Applicant O. Trembiak

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 MM Date 4/28/81

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Maureen Date 6/1/81

86-4073-

OTREMBIAK, JAMES

P.O. BOX 492, JULIAETTA, ID 83535

Source: GROUNDWATER

Priority Date: 06/29/1977

Amount: 0.04 CFS

Diversion Point: NESW Sec 35 T 38N R 03W, NEZ PERCE Co.

Use: DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: NESW Sec 35 T 38N R 03W

Diversion Means: WELL AND PUMP.

RECORDED

MAR 04 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN W. EVANS
Governor
C. STEPHEN ALLRED
Director

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

MAY 26, 1981

JAMES OTREMBIAK
P.O. BOX 492
JULIAETTA

ID 83535

RE: Claim No. 86-4073

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

RECEIVED

MAR 04 1988