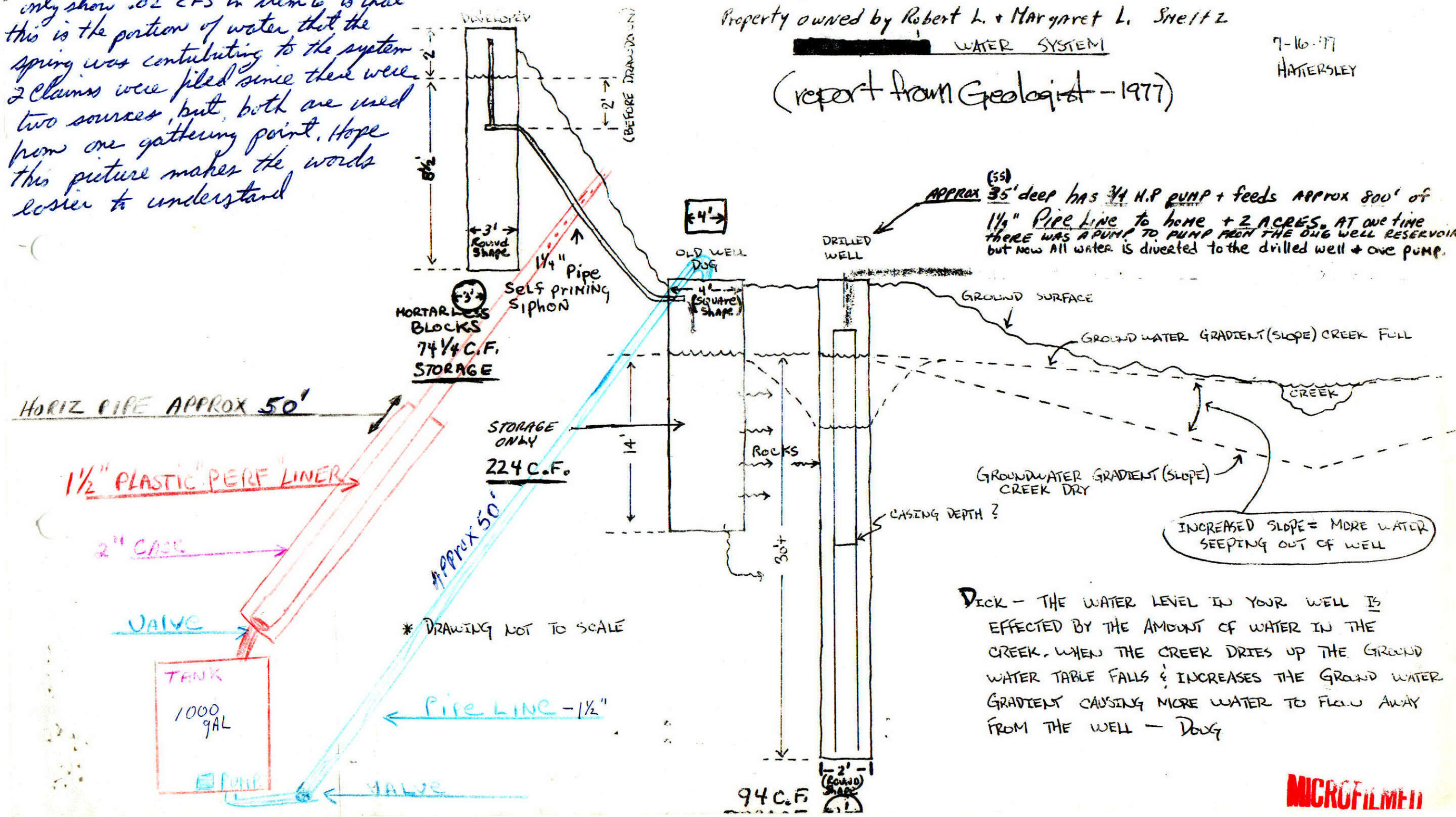


* See Original Claims. The reason we only show .02 CFS in item 6 is that this is the portion of water that the spring was contributing to the system. 2 Claims were filed since there were two sources, but both are used from one gathering point. Hope this picture makes the words easier to understand.

Property owned by Robert L. + Margaret L. Smetz
WATER SYSTEM
 (report from Geologist - 1977)

7-16-77
 HATERSLEY



APPROX ⁽⁵⁵⁾ 35' deep has 3/4 H.P PUMP + feeds APPROX 800' of 1 1/4" PIPE LINE to home + 2 ACRES. AT ONE TIME THERE WAS A PUMP TO PUMP FROM THE OLD WELL RESERVOIR but now ALL water is diverted to the drilled well + one pump.

DICK - THE WATER LEVEL IN YOUR WELL IS EFFECTED BY THE AMOUNT OF WATER IN THE CREEK. WHEN THE CREEK DRIES UP THE GROUND WATER TABLE FALLS & INCREASES THE GROUND WATER GRADIENT CAUSING MORE WATER TO FLOW AWAY FROM THE WELL - DOUG

AFFIDAVIT OF PUBLICACION

STATE OF IDAHO, }
County of Clearwater } ss.

Nancy Noble

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 Application for
Transfer of Water Right
86-4065

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 full period of two consecutive issues commencing on the 7th day of January, 19 82, and ending on the 11th day of January, 19 82

Nancy Noble
Subscribed and sworn to before me this 22nd day of January, 19 82

Beverly Head

NOTARY PUBLIC IN AND FOR THE STATE OF IDAHO
RESIDING AT OROFINO THEREIN

NOTICE OF APPLICATION FOR TRANSFER OF WATER RIGHT

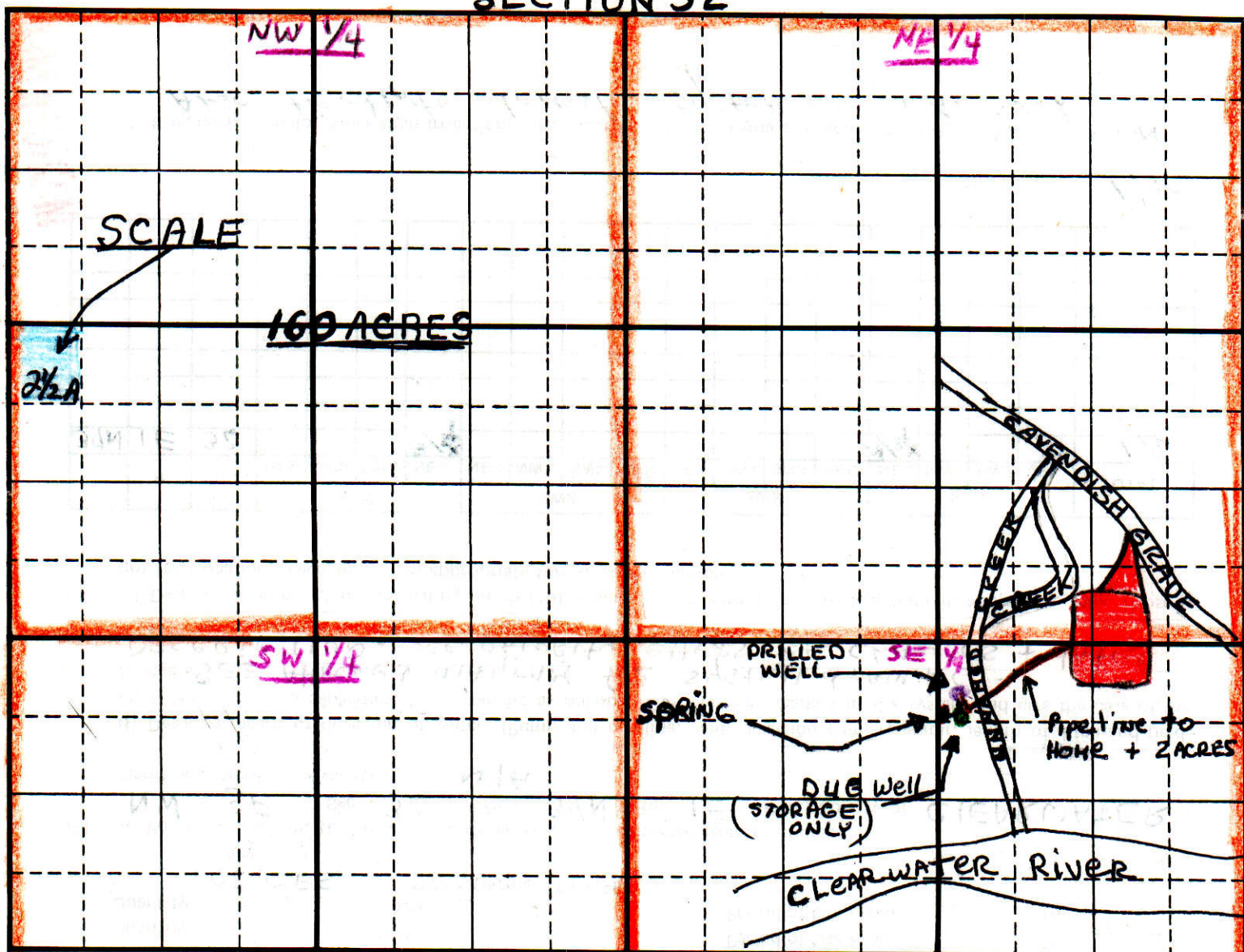
Notice is hereby given that Claim to Water Right No. 86-4065 in the name of Robert L. &/or Margaret L. Smeltz was filed on November 17, 1980, claiming 0.02 cfs of water for Irrigation purposes from 3/15 to 11/15, and 0.04 cfs of water for Domestic purposes from 1/1 to 12/31, from an unnamed spring tributary to an unnamed stream, with the point of diversion in the NESE Section 32, T37N, R1E, B.M., Clearwater County, and the place being $\frac{3}{4}$ acre in the SENE and $\frac{3}{4}$ acre in the NESE, Section 32, T37N, R1E, B.M., Clearwater County. The date of priority is 1955. The applicant now wishes to add a second point of diversion which will also be located in the NESE, Section 32, T37N, R1E, B.M., Clearwater County. Any protest to the proposed transfer may be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Id. 83814, on or before January 25, 1982.

1-7,14c

RECEIVED
JAN 28 1982
Department of Water
Northern

(8) Remarks See attached diagrams for legal description, water system detail and property survey blow up. Priority letters also attached

SECTION 32



Scale: 2 inches equal 1 mile.

TS 37N R 1E

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 Clearwater)

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 23 day of October

Robert L. Smeltz
(Claimant)
19 80

Roberta L. Samuels
Notary Public
Residing at Orapine, ID

My commission expires 4-1-84

FOR DEPARTMENT USE ONLY

Received by JK Date 11-17-80 Exception filed by: _____
Prelim. check by JK Date 11-17-80
\$20.00 fee received by JK Date 11-17-80 (15475)
Published in Clearwater Tribune
Dates 11/27 - 12/4/80

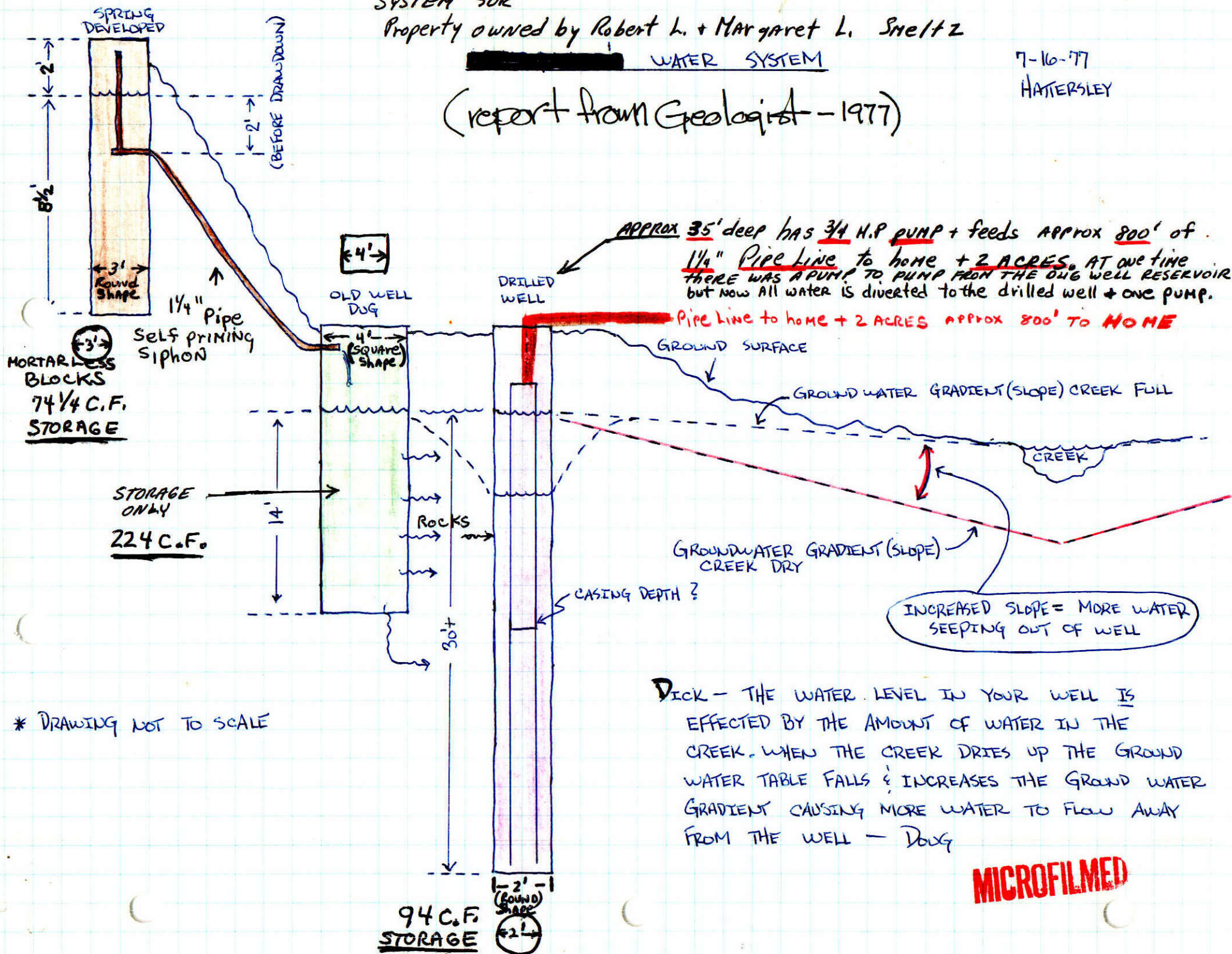
Forwarded to
claimant by: _____ Date _____

SYSTEM for
Property owned by Robert L. + Margaret L. Smeltz

WATER SYSTEM

7-16-77
HATTERSLEY

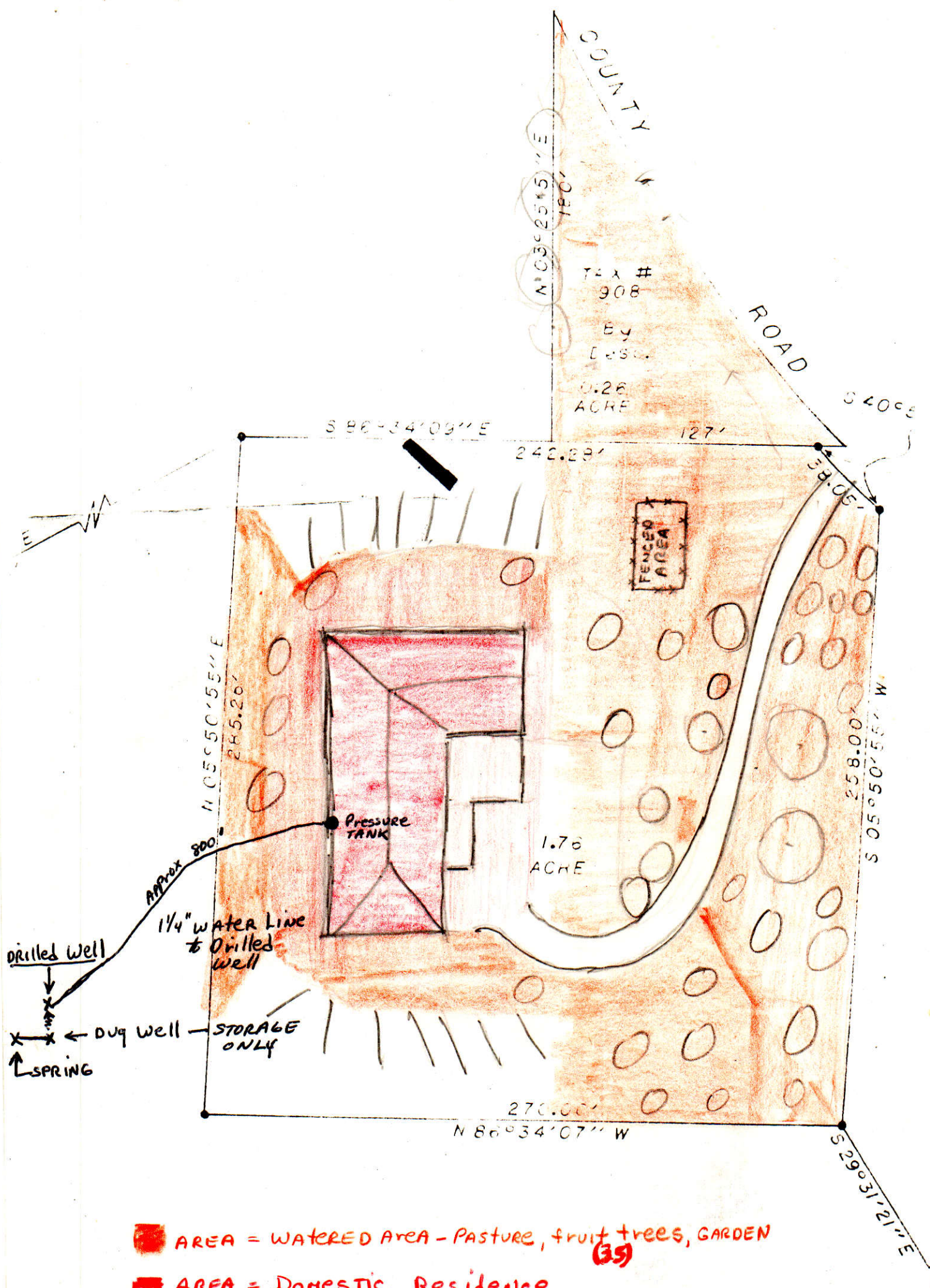
(report from Geologist - 1977)



* DRAWING NOT TO SCALE

DICK - THE WATER LEVEL IN YOUR WELL IS EFFECTED BY THE AMOUNT OF WATER IN THE CREEK. WHEN THE CREEK DRIES UP THE GROUND WATER TABLE FALLS & INCREASES THE GROUND WATER GRADIENT CAUSING MORE WATER TO FLOW AWAY FROM THE WELL - DUG

MICROFILMED



■ AREA = WATERED AREA - PASTURE, fruit trees, GARDEN
 ■ AREA = DOMESTIC RESIDENCE

SOUTH BAN
 M. C. C

MICROFILMED

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Clearwater } ss.

Nancy Noble

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 Claims to Water
Rights -

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 full period of two consecutive issues commencing on the 27th day of November, 1980, and ending on the 4th day of December, 1980

Subscribed and sworn to before me this 4th day of December, 1980

NOTARY PUBLIC IN AND FOR THE STATE OF IDAHO
RESIDING AT OROFINO THEREIN

RECEIVED

DEC 8 1980

Department of Water Resources
Northern District Office

MICROFILMED

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:

Goodwin, David M.

P.O. Box 2232, Orofino, Idaho 83544

Source: Groundwater

86-4063

Goodwin, David M.

P.O. Box 2232, Orofino, ID 83544

Source: Groundwater

Priority Date: 06/01/1980

Amount: 0.02 CFS

Diversion Point: NWSW Sec 32 T 37N R 01E, Clearwater Co.

Use: Domestic (0.02 CFS) from 01/01 to 12/31

Place of Use: NWSW Sec 32 T 37N R 01E

Diversion Means: Well and Pump

86-4064

Davie, Wayne &/or Beverly
Star Rt. 1 Box 15, Ahsahka, ID 83520

Source: Spring tributary to Sinks

Priority Date: 01/01/1959

Amount: 0.18 CFS

Diversion Point: NWSE Sec 29 T 37N R 01E, Clearwater Co.

Use: Irrigation (0.10 CFS) from 3/15 to 11/15; Stockwater (0.04 CFS) from 01/01 to 12/31; Domestic (0.04 CFS) from 01/01 to 12/31.

Place of Use: NWSE Sec 29 T 37N R 01E for 5 Acres

Diversion Means: Pipe & Storage Tanks

86-4065

Smeltz, Robert L. &/or Margaret L.
Star Rt. 1 Box 7, Ahsahka, ID 83520

Source: Spring tributary to Unnamed Stream

Priority Date: 01/01/1955

Amount: 0.04 CFS

Diversion Point: NESE Sec 32 T 37N R 01E, Clearwater Co.

Use: Irrigation (0.02 CFS) from 03/15 to 11/15; Domestic (0.04 CFS) from 01/01 to 12/31
Place of Use: NESE SENE Sec 32 T 37N R 01E for 2 Acres
Diversion Means: Spring-box and Pipe.

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
1127; 12-4c

Transfer No. 2631Water Right No. 86-4065STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**APPROVED****APPLICATION FOR TRANSFER OF WATER RIGHT****To Change the Point of Diversion and/or the Place of Use**Name of applicant Robert L. +/or Margaret L. Smeltz Phone 476-5095
Post Office address Rt 1 Box 7 AHSAHKA, IDAHO 83520**A. DESCRIPTION OF RIGHT AS RECORDED****1. Right evidenced by:**a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ (Name of court) county of _____

b. License No. _____ issued by the Idaho Department of Water Resources

c. Claim No. 86-4065 on file with the Idaho Department of Water Resources**2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant**3. Source of water UNNAMED Spring tributary to UNNAMED Stream4. Date of priority 1955**5. Water is used for the following purposes:**See both original CLAIMS
amount .04 CFS for Domestic purposes from 1-1 to 12-31
amount .02 CFS for irrigate purposes from 3-15 to 11-15
amount _____ for _____ purposes from _____ to _____ (month/day — both dates inclusive)* 6. Total amount of water under right: a. .02 cubic feet per second &/or
See Sketch + EXPLANATION b. _____ acre feet per annum7. Location of original point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 32
Township 37N Range 1E, B.M., in CLEARWATER CountyAdditional points of diversion, if any My legal descrp. remains same. The actual new point of diversion will be a 2" pipe (with 1 1/2" plastic liner) about 50' from the original point of diversion. See8. Lands irrigated or place of use: Sketch for physical layout

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
<u>37N</u>	<u>1E</u>	<u>32</u>				<u>3/4</u>									<u>3/4</u>				<u>1 1/2</u>

Total number of acres to be irrigated 1 1/29. Describe any other water rights used for the same purpose as described above CLAIM 86-4066 + 4065 were filed separately being 2 different sources but they were all tied together for my home water system. All we are doing is adding a second point of diversion for the spring only.
10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? NO If yes, describe in item D, REMARKS.

MICROFILMED

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information

↙ Refer to original claim

a. Amount of water to be diverted • 02 c.f.s. &/or _____ acre feet

b. Description of diverting works 2" Pipe (w/1½" plastic liner) storage tank pump, valves + pipes

c. Describe the reasons for the proposed changes see sketch. when the horizontal pipe was drilled the water quit charging my old reservoir + started coming out the 2" pipe. the reservoir emptied + never refilled even after the 2" pipe was capped
RLS
2. Change in point of diversion

Point of diversion NE ¼ SE ¼, Section 32 Township 37N

Range 1E, B.M., Clearwater County

Additional points 2" Pipe w/1½" plastic liner - see sketch
the water that came from the spring into the old reservoir now comes out the 2" pipe. I intend to use the old point of diversion also should it again become possible
3. Change in place of use

a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No _____. If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.

b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
NONE

D. REMARKS

This change is only to change the diversion part of the
SPRING ^{ONLY} (see Sketch) Claim # 86-4065 ONLY

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willfull misrepresentations made in this application may result in voiding its approval.

Margaret L. +/or Robert J. Smelt
 (Signature of Applicant)

Subscribed and sworn to before me this 17th day of December, 19 81

Curtis A. Steppan
 (Notary Public)

My commission expires LIFE

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 86-4065
 and said application is hereby APPROVED, subject to the following limitations and conditions:

1. Approval of this transfer does not validate Claim No. 86-4065.

Witness my hand this 22nd day of March, 19 82

L. Glen Saxton
 Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

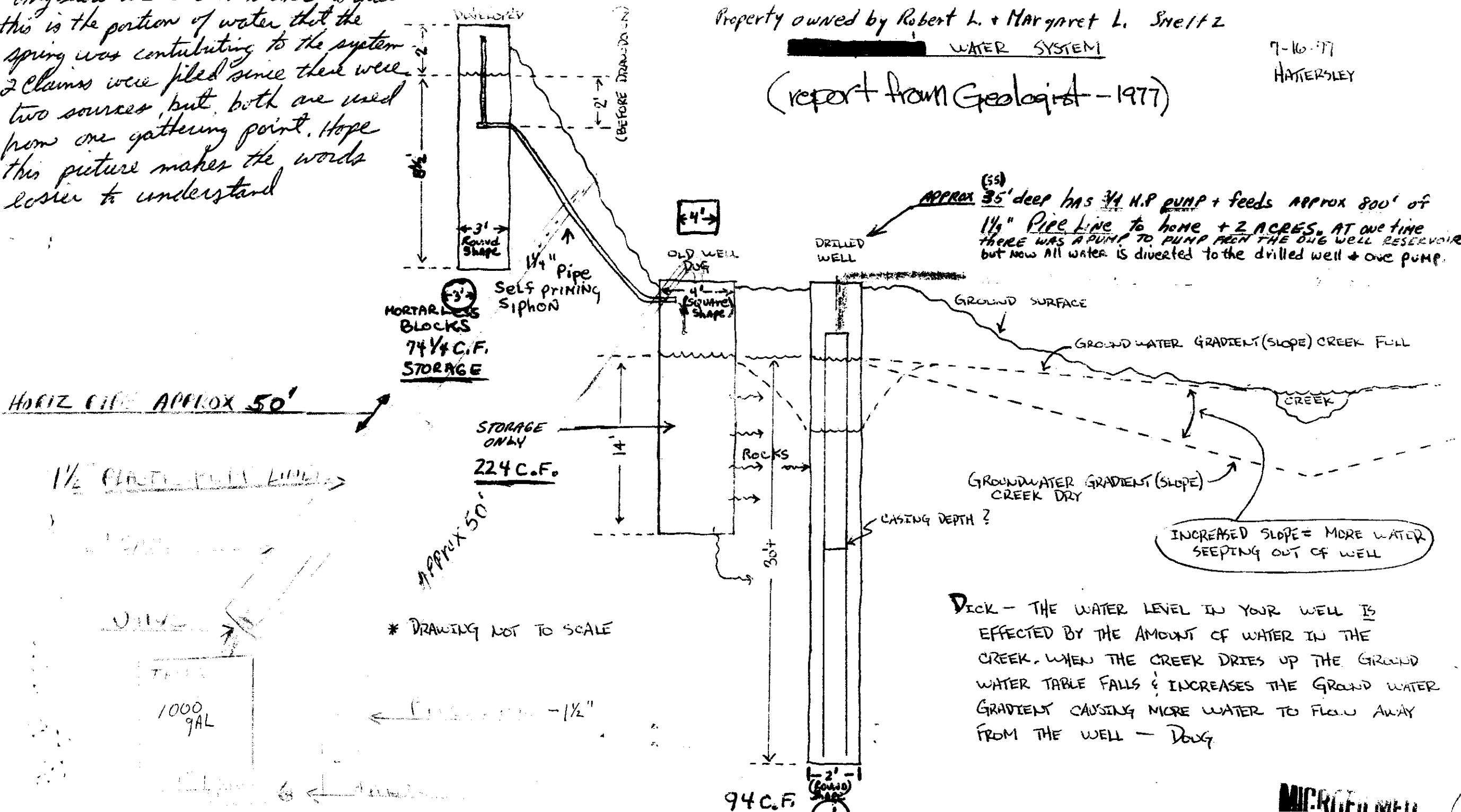
Received by TK Date 12/21/81
 Prelim. check by TK Fee 14/34/81
 Receipted by KK Date 12/23/81
 Published in Clearwater Tribune # 21063
 Pub. dates 1/7-14/82
 Watermaster recommendation requested on N.A.
 rec'd.

Protest filed by _____
 Copies of protest forwarded by _____
 Hearing held by _____ Date _____
 Recommended for approval denial
 by RJD Jim

* See Original Claims. The reason we only show .02 CFS in item 6 is that this is the portion of water that the spring was contributing to the system. 2 Claims were filed since there were two sources, but both are used from one gathering point. Hope this picture makes the words easier to understand

Property owned by Robert L. + Margaret L. Snelitz
WATER SYSTEM
 (report from Geologist - 1977)

7-16-77
 HATERSLEY



AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Clearwater } ss.

Nancy Noble

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 Application for

Transfer of Water Right

36-4065

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 full period of two consecutive issues commencing on the 7th day of January, 19 82, and ending on the 14th day of January, 19 82

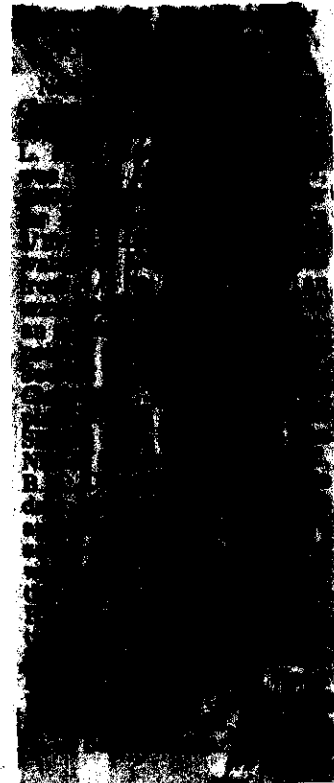
Nancy Noble
Subscribed and sworn to before me this 22nd day of January, 19 82

Beverly Wood

NOTARY PUBLIC IN AND FOR THE STATE OF IDAHO
RESIDING AT OROFINO THEREIN

K
2/4/82

RECEIVED
JAN 28 1982
Department of Water
Booth



Note:

→
The .04CFS used
for Domestic is the
same .04CFS as on the
Domestic Water Right
not a total of .08. But
since the system is
altogether changed I should
show it here also.

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 Robert L. AND/OR MARGARET L. SMELTZ

STAR ROUTE #1 BOX #7 AHSANKA, Id. (Mailing Address) 83520 (Name of Claimant) (Zip Code) Telephone No. 476-5095

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) 1955

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)

UNNAMED SPRING tributary to UNNAMED STREAM

(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>.02 CFS</u>	Use <u>IRRIGATE</u>	Period of Use From <u>3-15</u>	To <u>11-15</u>
Quantity <u>.04 CFS</u>	Use <u>DOMESTIC</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) .02 CFS TOTAL QUANTITY USED.
(cfs, gpd, AFA)

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

NE 1/4 SE 1/4, Sec. 32 Twp. 37N Rge. 1E B.M., County of CLEARWATER
Additional points of diversion: N/A

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. SEE ATTACHED DIAGRAM FOR SYSTEM DRAWING + DESCRIPTION. See priority letters for changes + dates

(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	
37N	1E	32				3/4									3/4				1 1/2

No. of acres 1 1/2

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

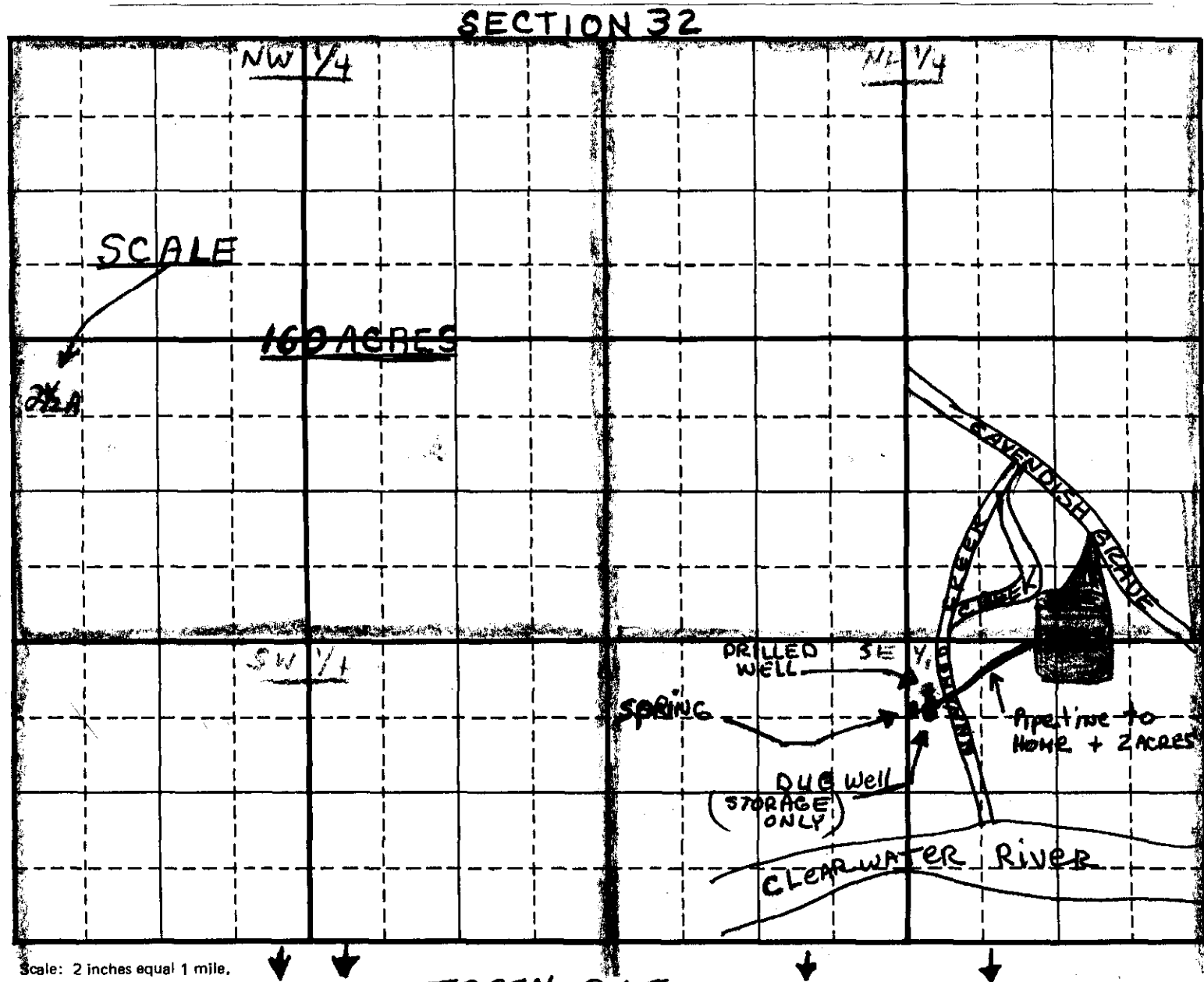
Also tied into domestic system + used as such

NOTE: Include here the type and number of stock watered: N/A

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

MICROFILMED

(8) Remarks See attached diagrams for legal description water system detail and property survey block up. Priority letters also attached



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 Clearwater) 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 23 day of October

Robert L. Smeeth
(Claimant)

19 80

Robert L. Samuels

Notary Public

Residing at Orapine, ID

My commission expires 4-1-84

FOR DEPARTMENT USE ONLY

Received by JK Date 11-17-80 Exception filed by: _____
Prelim. check by JK Date 11-17-80
\$20.00 fee received by JK Date 11-17-80 (15475)
Published in Clearwater Tribune
Dates 11/27 - 12/4/80

Forwarded to _____ Date _____
claimant by: _____

SCHEDULE A CONTINUED

Policy No. OP 118038

T-13304

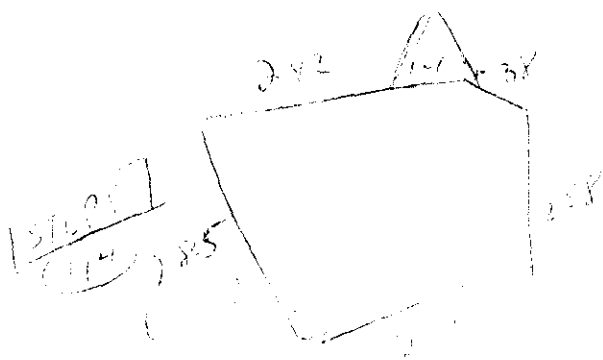
Page 4

A tract of land situated in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ and the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 32, Township 37 North, Range 1 E.B.M., more particularly described as: Beginning at the meander corner on the North bank of the Clearwater River for Sections 31 and 32, Township 37 North, Range 1 East, Boise Meridian; thence N. 64°08'32" E. 4928.24 feet to the Real Point of Beginning; thence S. 86°34'09" E. 242.28 feet; thence Southeasterly along the right of way of the County Road a distance of 38.05 feet; when measured in a straight line having a bearing of S. 40°51'16" E.; thence S. 05°50'55" W. 258.00 feet; thence N. 86°34'09" W. 270.00 feet; thence N. 05°50'55" E. 285.26 feet to the Real Point of Beginning. Containing 1.76 acres more or less

ALSO

A portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 32, Township 37 North, Range 1 East, Boise Meridian, more particularly described as:
Beginning at a point 620 feet S. 86°34'09" E. of the Southwest corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 7; thence N. 86°34'09" W. 127 feet; thence N. 03°25'51" E. 180 feet; thence Southeasterly to the point of beginning. Containing 0.26 acres, more or less.

EXCEPTING: The right of way of the State Highway.



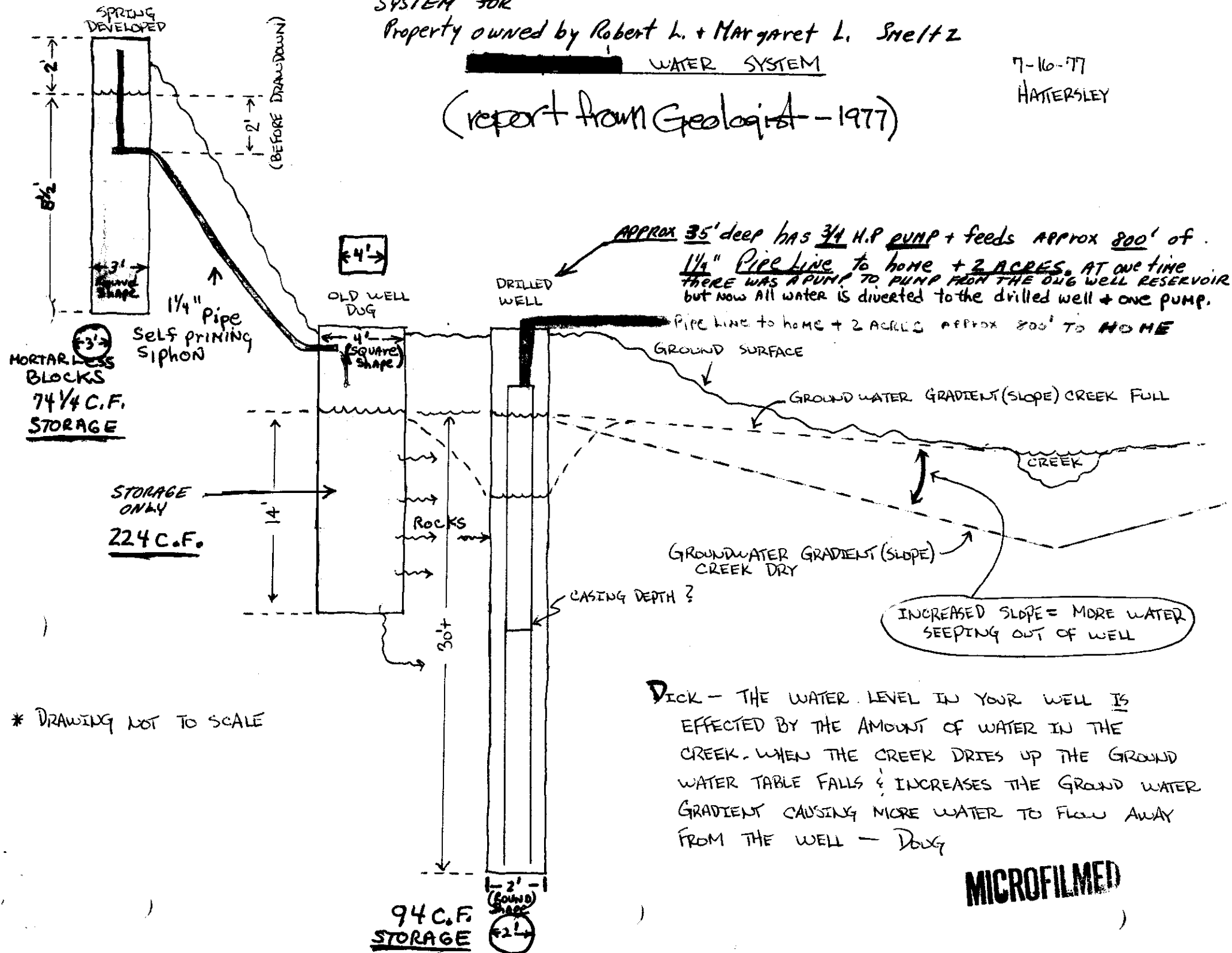
MICROFILMED

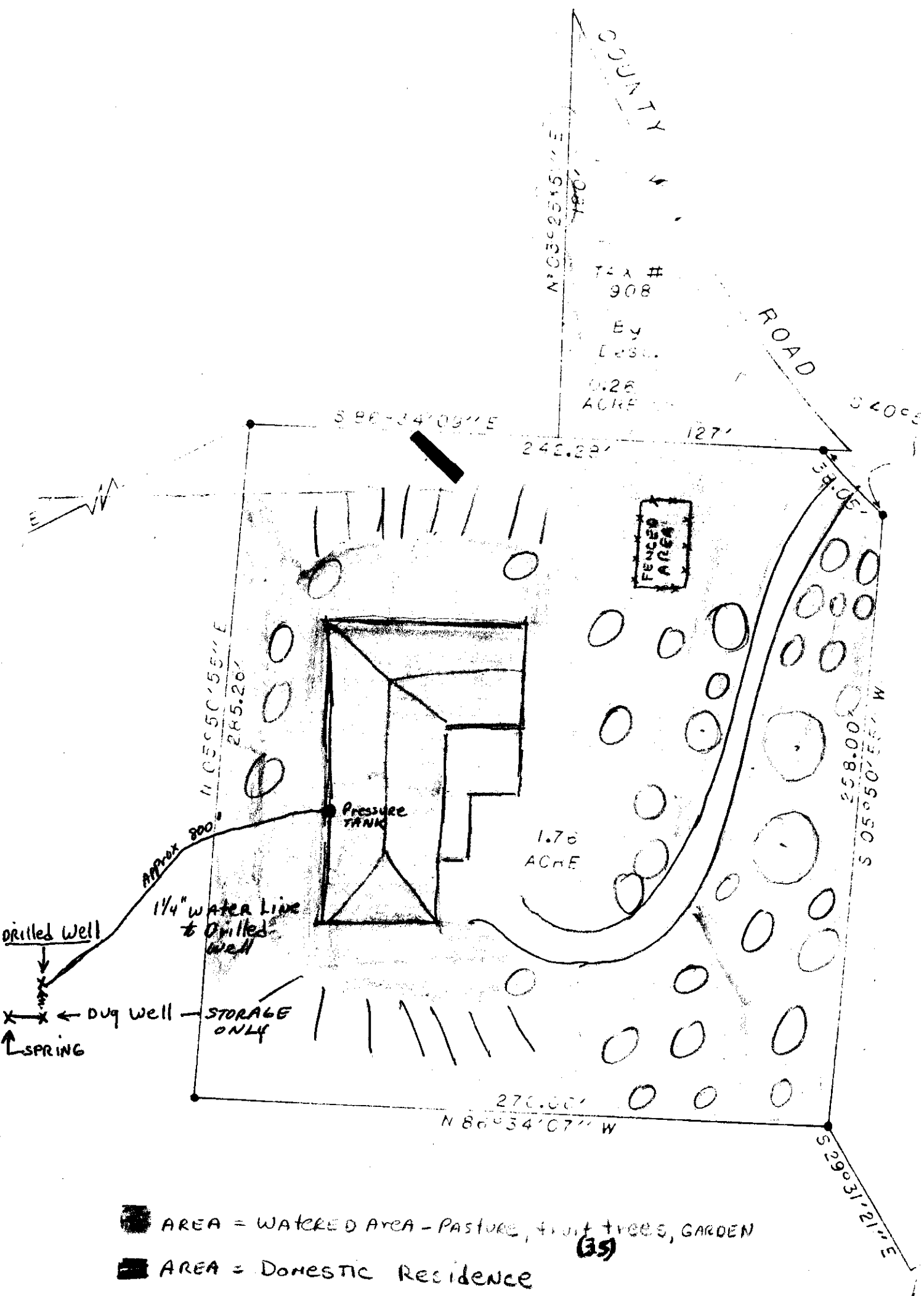
SYSTEM FOR
Property owned by Robert L. + Margaret L. Sheltz

WATER SYSTEM

7-16-77
HATTERSLEY

(report from Geologist - 1977)





MICROFILMED

AFFI AVIT OF PUBLICA ION

STATE OF IDAHO, }
County of Clearwater } ss.

Nancy Noble

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 Claims to Water
Rights -

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Subscribed and sworn to before me this 4th day of December, 1980

Betty E. Knight

NOTARY PUBLIC IN AND FOR THE STATE OF IDAHO
RESIDING AT OROFINO THEREIN

RECEIVED

DEC 8 1980

Department of Water Resources
Northern District Office

MICROFILMED

K. [Signature]
12/1/80

Source: [Redacted]
Priority: [Redacted]
Amount: [Redacted]
Diversion Point: [Redacted]
Sec 32 T 37N R 61E, Clearwater Co.

Use: [Redacted] (CFS)
from 01/01 to 12/31
Place of [Redacted] Sec 32
T 37N R 61E, Clearwater Co.
Diversion [Redacted] Well and Pump

Davis, Beverly
Star Rt. 1 Box 1, [Redacted]
ID 83620
Source: Spring, tributary to Sinks
Priority Date: 07/01/1980
Amount: 0.15 CFS
Diversion Point: NWSE Sec 29 T 37N R 61E, Clearwater Co.

Use: Irrigation (CFS)
from 1/15 to 12/31
10.04 CFS from 1/15 to 12/31;
Domestic (0.15 CFS) from 01/01 to 12/31
Place of [Redacted] Sec 29
T 37N R 61E, Clearwater Co.
Diversion [Redacted] & Storage Tanks

Emery, [Redacted] or Margaret [Redacted]
Star Rt. 1 Box 1, [Redacted]
ID 83620
Source: Spring, tributary to Unnamed [Redacted]
Priority [Redacted]
Amount [Redacted]
Diversion [Redacted] Sec 32 T 37N R 61E, Clearwater Co.

Use: [Redacted] (CFS)
from 01/01 to 12/31
Domestic (0.04 CFS) from 01/01 to 12/31
Place of [Redacted] NESE SENE Sec 29 T 37N R 61E for 2 Acres
Diversion [Redacted] Spring-box and [Redacted]

Any claim to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 600 Gov't Way, Cour d'Alene, ID 83620.

STEPHEN ALLRED
Director
1107, 12-4c

86-4065

A. KennethhDunn
xxxxxxxxxxxx

December 11, 1981

Mr. Robert L. Smeltz
Rt. 1 Box 7
Ahsahka, Id. 83520

Re: 86-4065

Dear Mr. Smeltz:

We are returning your Application for Transfer of a Water Right and your Check No. 92-191 for \$35.00. There is no need to file a transfer when a point of diversion is changed and remains in the same 16th of a section or Government Lot.

If you completely abandon the spring as a source of water, no transfer is required. If you desire to use both the spring and the 2-inch pipe, then a transfer is needed to add a point of diversion which would be listed in Item No. 10.c.2. We have enclosed an additional application form if you desire to submit this.

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

Sincerely,

KENNETH KNOBLOCK
Senior Water Resource Agent

KK/pms

Enc. - Transfer
Check
Application Form

cc. State Office

MICROFILMED

WATER RIGHT NUMBER 86-4065

OWNER LAST NAME - SMELTZ

FIRST NAME - ROBERT L.

URIG OWNER -

OWNER LAST NAME - SMELTZ

FIRST NAME - MARGARET L.

URIG OWNER -

ADDRESS LINE 1 - STAR RT. 1 BOX 7

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - AHSANKA

STATE - ID ZIP CODE - 83520

SOURCE - SPRING

TRIBUTARY OF - UNNAMED STREAM

STAGE - STATRY CLM

STATUS -

PRIORITY - 01-01-1955

COUNTY - CLEARWATER

TOTAL DIV. RATE -

.0400 -CFS

TOTAL DIV. VOLUME -

.00 AFA

TRFR/AMEND -

T

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - NESE 32 37N 01E LOT

REDIV -

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

FROM - 03-15 TO - 11-15 USE - IRRIGATION

USE DIV. RATE -

.0200

CFS

USE DIV. VOLUME -

.00 AFA

FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE DIV. RATE -

.0400

CFS

USE DIV. VOLUME -

.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 37N RNG 01E SEC 32 TRACT NESE LOT

AC 01 TRACT

SENE LOT

AC 01

DECREE NAME -

DATE -

TOTAL ACRES

2

REMARKS - ACC. IRR. = 1.5 ACRES. 2 A/D IN NESE, S32, T37N, R 1E.

NON IRRIG USE -

TRANS. 2631

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. -

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS - SPRINGBOX AND PIPE.

March 24, 1982

RE: Application for Transfer of Water Right No. 86-4065

Robert L. &/or Margaret L. Smeltz
Route #1, Box 7
Ahsahka, ID 83520

Dear Mr. and Mrs. Smeltz:

Enclosed herewith is a copy of your approved application for transfer of the above referenced water right (Transfer No. 2631). Be sure to note the condition of approval on the fourth page.

If you have any questions concerning this matter, please contact us.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

NOTED
MAR 25 1982

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: Bob Ho

1. Right number 86-4065 Applicant _____
2. Type of right: ☐ Decree ☐ License ☒ Claim
3. Purpose of transfer: ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Other _____
4. Check:
 - a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
 - b. ☒ Description of original point of diversion.
 - c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
 - a. ☒ All of right.
 - b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
 - c. ☒ Check description of point(s) of diversion. SAME 40 AC. TRACT
 - d. ☒ Check description of place of use. NO CHANGE
 - e. ☒ Check map (shows p.d. and p.u. after transfer).
 - f. ☐ Check for correct signature, notarization, and fee. 5.00 too much
 - g. ☐ Check proof of ownership of right &/or land from which water is transferred. N/A
 - h. ☒ Check for expansion in use of right. Comments NONE
 - i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) N/A
 - j. ☐ Is use within a Watermaster District? ☐ Yes ☒ No
If yes, what district? _____

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on N/A Received on _____
2. Is transfer published correctly? ☐ Yes ☐ No
3. Protest received? ☐ Yes ☐ No

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* Approval of this transfer does not validate claim 86-4065
4. By Jm Date 3/16/82

* All uses within Watermaster Districts require special conditions.

MICROFILMED

NOTICE OF APPLICATION FOR TRANSFER OF WATER RIGHT

Notice is hereby given that Claim to Water Right No. 86-4065 in the name of Robert L. &/or Margaret L. Smeltz was filed on November 17, 1980, claiming 0.02 cfs of water for Irrigation purposes from 3/15 to 11/15, and 0.04 cfs of water for Domestic purposes from 1/1 to 12/31, from an unnamed spring tributary to an unnamed stream, with the point of diversion in the NESE Section 32, T37N, R1E, B.M., Clearwater County, and the place of use being 3/4 acre in the SENE and 3/4 acre in the NESE, Section 32, T37N, R1E, B.M., Clearwater County. The date of priority is 1955. The applicant now wishes to add a second point of diversion which will also be located in the NESE, Section 32, T37N, R1E, B.M., Clearwater County. Any protest to the proposed transfer may be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Id. 83814, on or before January 25, 1982.

Published in the Clearwater Tribune, Orofino, Idaho, on January 7 and 14, 1982.

MICROFILMED

RECEIVED
FEB 10 1982

Department of Water Resources



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
~~XXXXXXXXXX~~
Director

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

December 11, 1981

Glenne Hill

Mr. Robert L. Smeltz
Rt. 1 Box 7
Ahsahka, Id. 83520

Re: 86-4065

Dear Mr. Smeltz:

We are returning your Application for Transfer of a Water Right and your Check No. 92-191 for \$35.00. There is no need to file a transfer when a point of diversion is changed and remains in the same 16th of a section or Government Lot.

If you completely abandon the spring as a source of water, no transfer is required. If you desire to use both the spring and the 2-inch pipe, then a transfer is needed to add a point of diversion which would be listed in Item No. 10.c.2. We have enclosed an additional application form if you desire to submit this.

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

Sincerely,

KENNETH KNOBLOCK
Senior Water Resource Agent

KK/pms

Enc. - Transfer
Check
Application Form

RECEIVED

DEC 14 1981

Department of Water Resources

MICROFILMED

WATER RIGHT NUMBER 86-4065

OWNER LAST NAME - SMELTZ

FIRST NAME - ROBERT L.

ORIG OWNER -

OWNER LAST NAME - SMELTZ

FIRST NAME - MARGARET L.

ORIG OWNER -

ADDRESS LINE 1 - STAR RT. 1 BOX 7

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - AHSAHKA

STATE - ID ZIP CODE - 83520

SOURCE - SPRING

TRIBUTARY OF - UNNAMED STREAM

STAGE - STATRY CLM

STATUS -

PRIORITY - 01-01-1955

COUNTY - CLEARWATER

TOTAL DIV. RATE -

.0400 - CFS

TOTAL DIV. VOLUME -

.00 AFA

TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - NESE 32 37N 01E LOT REDIV -

FROM - 03-15 TO - 11-15 USE - IRRIGATION

USE DIV. RATE -

.0200

CFS

USE DIV. VOLUME -

.00 AFA

FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE DIV. RATE -

.0400

CFS

USE DIV. VOLUME -

.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 37N RNG 01E SEC 32 TRACT NESE LOT

AC 01 TRACT

SENE LOT

AC 01

DECREE NAME -

DATE -

TOTAL ACRES -

2

REMARKS - ACC. IRR. = 1.5 ACRES.

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. -

PROOF MADE -

FLD EXAM -

COND. OF APPROVAL -

DIVERSION MEANS - SPRINGBOX AND PIPE.

3/79

IDENT. NO. 86-4065

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

[illegible]

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: ZK

Right Number 86-4065 Applicant Smelty

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 12/15/80

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By [Signature] Date 12/18/80

MICROFILMED

September 3, 1980

To Whom It May Concern,

In 1955 we dug out the spring about 50 feet from the creek. In 1961 we dug the well closer to the creek, later in 1963 we had the well drilled by the lower well.

The water from the upper spring runs through the pipe to the lower dug well and the water from the lower dug well runs through the rock into the drilled well. In 1968 we sold the property to Darrel Wood.

James I. Beck
James I. Beck

State of Idaho) ss
County of Clearwater)

On this 4th day of September in the year of 1980,
before me, Palmer S. Chase, personally appeared James I. Beck
known to me to be the person whose name is subscribed to the above
instrument, and acknowledged to me that he executed the same.

Palmer S. Chase
Palmer S. Chase
Notary Public in and for
the State of Idaho
Residing at Orofino, Idaho

MICROFILMED

TO WHOM IT MAY CONCERN:

On June 8, 1976 the following described property was sold to Richard F. Ostergaard and Jill Ostergaard by Darrell G. Wood and Clara N. Wood.

A tract of land situated in Clearwater County, Idaho in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ and the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 32, Township 37 North, Range 1 E.B.M.

This transaction included exclusive rights to the use of existing water supply and system, as well as access for maintainance purposes, which were, at that time, located on property to remain under ownership of Darrell G. Wood and Clara N. Wood, described as follows:

A portion of Lot 4, Section 32, Township 37 N., Range 1 E.B.M., Clearwater county Idaho.

Darrell G. Wood
Darrell G. Wood
Clara N. Wood
Clara N. Wood

On This 2nd Sept 1980, Before me D. B. Wood
A Notary Public in and for the State of Idaho, personally appeared Darrell G. Wood and Clara N. Wood, known to me to be the persons whose names are subscribed on this instrument and acknowledged to me that they executed the same. In witness whereof, I have hereunto set my hand and affixed by official seal the day and year in this certificate first written above.

D. B. Wood
Residing at Orofino, Id.

7-22-83
Commission Expires

MICROFILMED

86-4065-

SMELTZ, ROBERT L. &/or MARGARET L.

STAR RT. 1 BOX 7, AHSANKA, ID 83520

Source: SPRING tributary to UNNAMED STREAM

Priority Date: 01/01/1955

Amount: 0.04 CFS

Diversion Point: NESE Sec 32 T 37N R 01E, CLEARWATER Co.

Use: IRRIGATION	(0.02 CFS)	from 03/15 to 11/15
DOMESTIC	(0.04 CFS)	from 01/01 to 12/31

Place of Use: NESE SENE Sec 32 T 37N R 01E FOR 2 ACRES

Diversion Means: SPRINGBOX AND PIPE.

MICROFILMED

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 18, 1980

ROBERT L. SMELTZ
MARGARET L. SMELTZ
STAR RT. 1 BOX 7
AHSAHKA ID 83520

RE: Claim No. 86-4065

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

MICROFILMED

11-7-80

Dear Sir,

I didn't know if our claim for water rights takes ⁸30 or ⁶⁰60. It is one system from 2 different sources connected together (Spring & well) & used for 2 purposes (domestic & irrigation).

There is ~~no~~ need to file on the domestic (since we past the priority date) but the irrigation takes a need to file a claim for water rights on both the well & Spring.

I hope you are less confused than us!!!

Thank You

Linda Smelt

Star Rt #1, Box 7

ATHLETIC, IDAHO 83520

208-476-5095