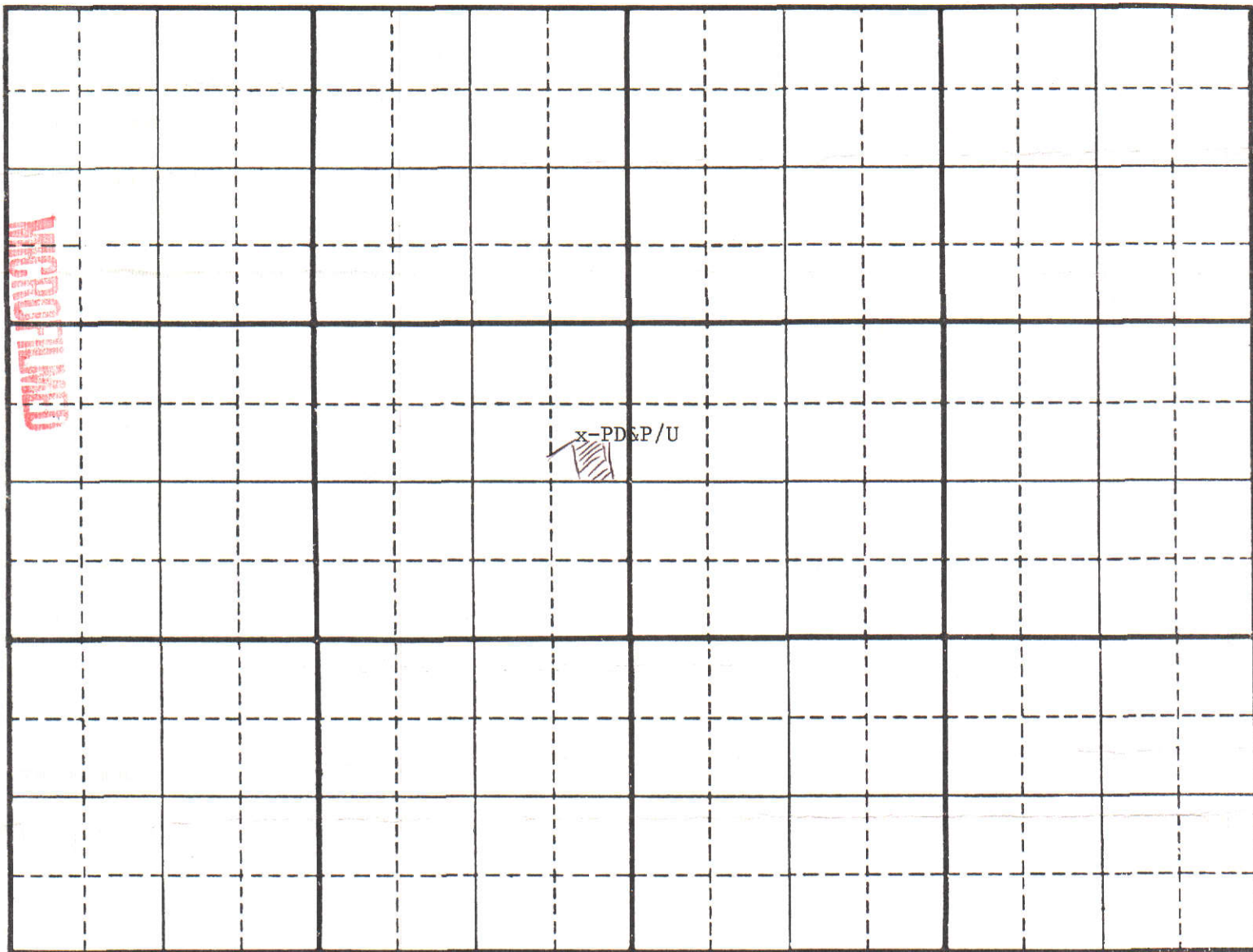


- (8) Remarks The claim is based on use by the state of Idaho which began in 1935 when they Planted an arboretum on the acreage shown below. Irrigation has been carried out each summer since that time. The Park Service acquired the property in 1966 from the state.



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 20 day of September

Harry C. Whitaker
(Claimant)
19 83
Constance J. Malone
Notary Public
Residing at Lapwai, Idaho

My commission expires September 20, 1985

PM5-6-8-83 (from original - JR)

FOR DEPARTMENT USE ONLY

Received by RYA Date 9/21/83 Exception filed by: _____ Forwarded to
Prelim. check by JR Date 9/22/83 claimant by: _____ Date
\$30.00 fee received by _____ Date 11/7/83 (31388)
Published in Spokane Tribune
Dates 11/16-23/83

PUBLISHER'S AFFIDAVIT OF PUBLICATION

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 21 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 2 consecutive weeks, the
first publication thereof being on the 17th day of
November, A.D. 1983, and the last publica-
tion thereof being on the 23rd day of November,
A.D. 1983, and said Notice of Claims to Water Rights
was so published in the regular and entire issue of 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.

SUBSCRIBED AND SWORN BEFORE ME THIS THE 23rd
day of November, 19 83.

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

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been
filed on water rights created by di-
version for beneficial use:

85-4474

U.S. DEPT. OF INTERIOR
NATIONAL PARK SERVICE, NEZ
PERCE NATL. HIST. PARK, P.O.
BOX 93, SPALDING, ID 83551

Source: CLEARWATER RIVER trib.
to SNAKE RIVER

Priority Date: 01/01/1935

Diversion Pt: SENE Sec 22 T 36N R
04W

Use: IRRIGATION (0.55 CFS)

In: SENE Sec 22 T 36N R 04W FOR 16
ACRES.

Exceptions to a claim may be filed
with the Director, Dept. of Water Re-
sources, 4055 Gov't. Way, Coeur
d'Alene, Id. 83814.

KEN DUNN, Dir.

K
11/30/83

RECEIVED

Department of Water Resources
Northern District Office

- (8) Remarks The claim is based on use by the state of Idaho which began in 1935 when they
Planted an arboretum on the acreage shown below. Irrigation has been carried out
each summer since that time. The Park Service acquired the property in 1936 from
the state.

RECEIVED

x-PD&P/U

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 _____)

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.

(Claimant)

Sworn to before me this _____ day of _____, 19____.

Notary Public
Residing at

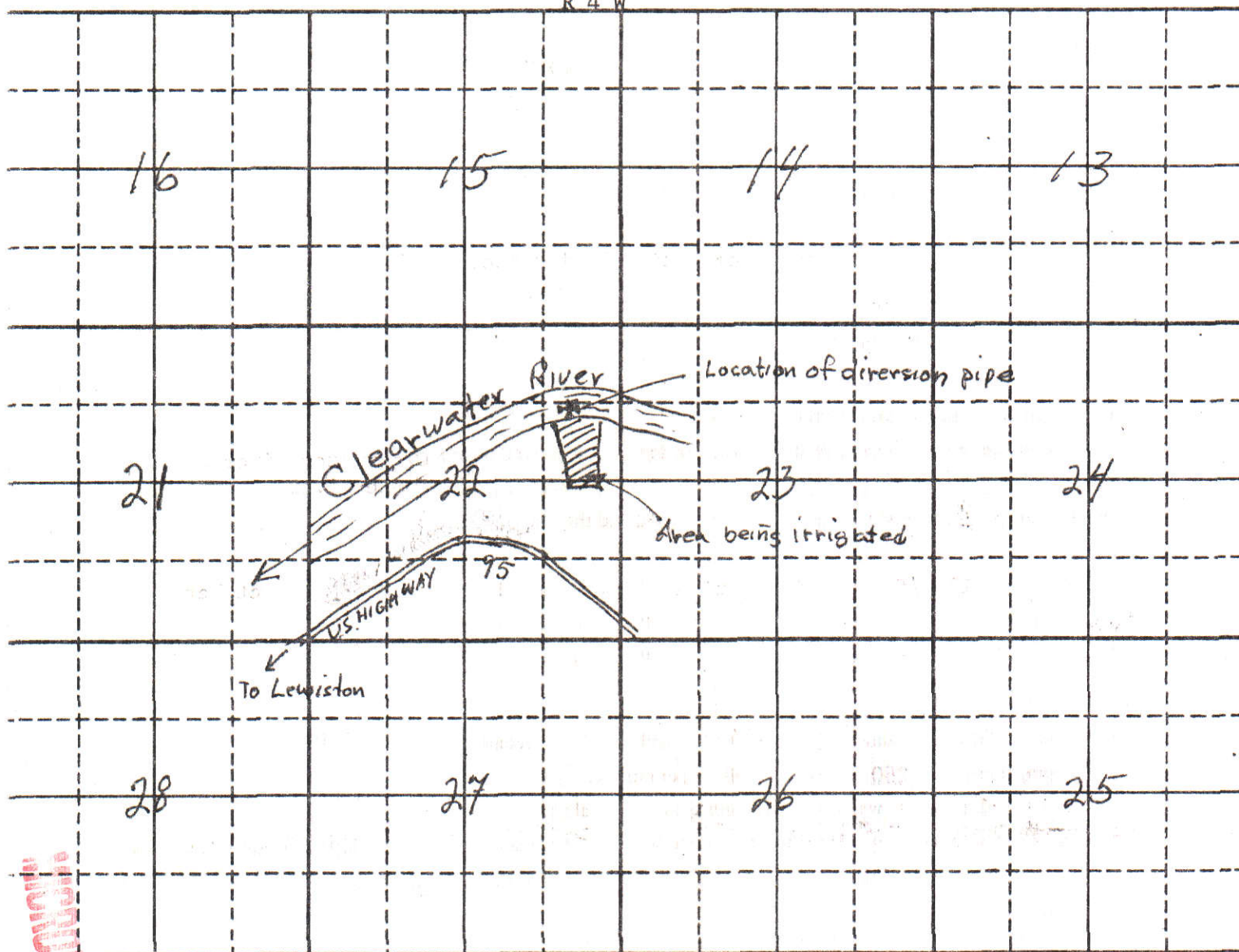
My commission expires _____

FOR DEPARTMENT USE ONLY

Received by _____	Date _____	Exception filed by: _____	Forwarded to claimant by: _____	Date _____
Prelim. check by _____	Date _____			
\$30.00 fee received by _____	Date _____			
Published in _____	_____			
Dates _____	_____	_____	_____	_____

(8) Remarks The claim is based on use by the state of Idaho which began in 1935
when they planted an arboretum on the acreage shown below. Irrigation has
been carried out each summer since that time. The Park Service acquired the
property in 1936 from the state.

R 4 W



Scale: 2 inches equal 1 mile.

BOISE MERIDIAN

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 _____)

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 affiants knowledge.

Andy C. Whitaker

(Claimant)

6/7/83

Sworn to before me this _____ day of _____, 19 _____.

Notary Public

Residing at _____

My commission expires _____

For Department Use Only

Received by _____ Date 6/8/83
Prelim. check by _____ Date _____
\$10.00 fee received by _____ Date _____
Approved for publication by _____
Published in _____
Dates _____

Exception filed by: _____ Date _____
Forwarded to claimant by: _____

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 Nez Perce National Historical Park
Spalding Idaho 83551 (Name of Claimant)
(Mailing Address) (Zip Code) Telephone No _____

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)
Clearwater River tributary to Snake River

(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>0.55 cfs</u>	Use	<u>Irrigation</u>	Period of Use From <u>3-15</u>	To <u>11-15</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) 0.55 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE ¼ NE ¼, Sec 22 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.
30 HP pump, four inch pipeline from river

(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	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
36N	4W	22				16													16

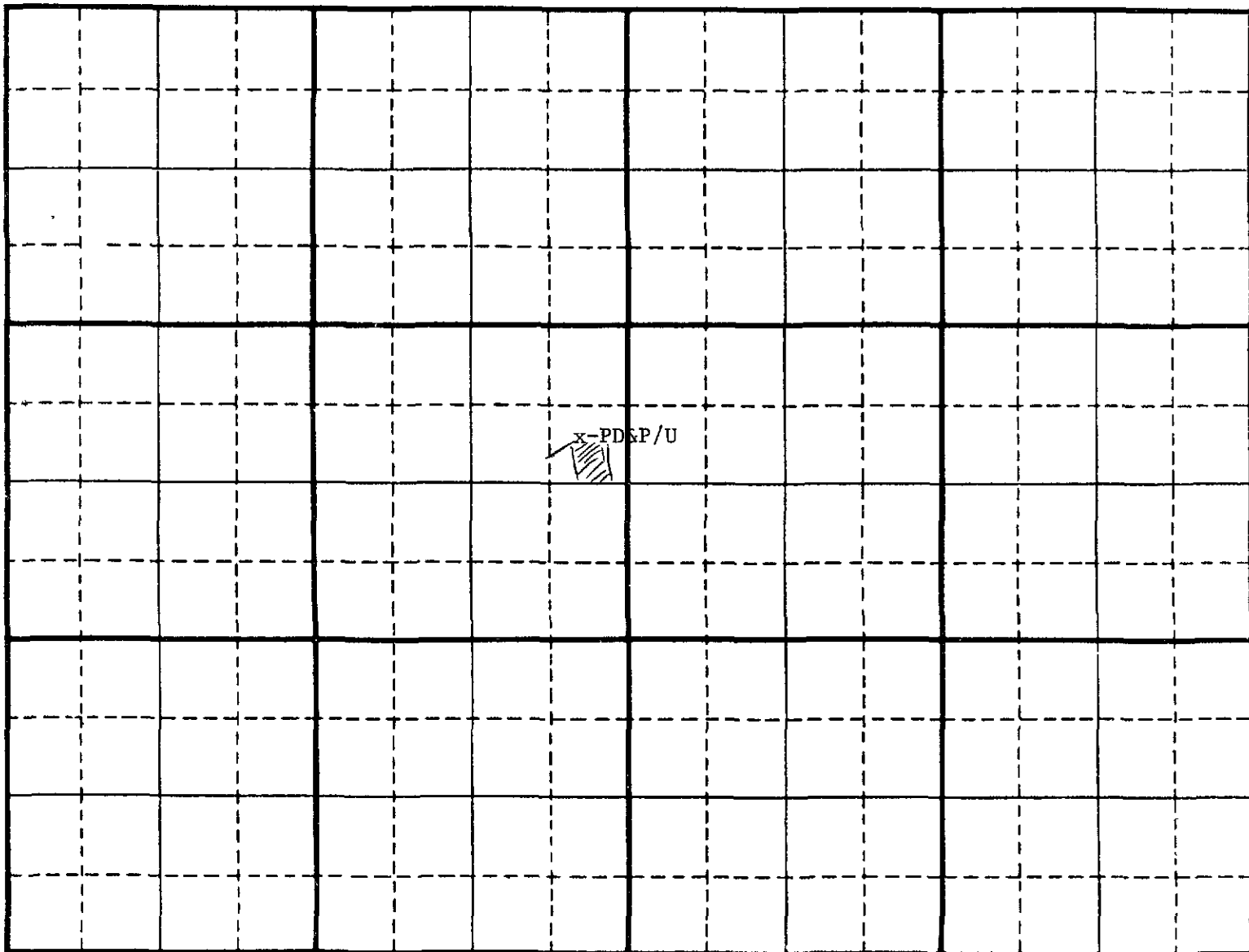
No. of acres 16

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

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 _____

(8) Remarks The claim is based on use by the state of Idaho which began in 1935 when they Planted an arboretum on the acreage shown below. Irrigation has been carried out each summer since that time. The Park Service acquired the property in 1966 from the state.



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 20 day of September

Henry C. Whitaker
(Claimant)
19 83
Constance J. Whitaker
Notary Public
Residing at Lapwai, Idaho

My commission expires September 20, 1985

PM 5-6-8-83 (from original - JK)

FOR DEPARTMENT USE ONLY
Received by RYA Date 9/21/83 Exception filed by _____ Date _____
Prelim. check by ZRC Date 9/22/83 Forwarded to claimant by _____ Date _____
\$30.00 fee received by [Signature] Date 11/7/83 (31388)
Published in Lapwai Tribune
Dates 11/10-23/83

PUBLISHER'S AFFIDAVIT OF PUBLICATION

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 21 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 2 consecutive weeks, the

first publication thereof being on the 17th day of
November, A. D. 19 83, and the last publica-

tion thereof being on the 23rd day of November,

A.D. 19 83, and said Notice of Claims to Water Rights
was so published in the regular and entire issue of 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

SUBSCRIBED AND SWORN BEFORE ME THIS THE 23rd
day of November, 19 83

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

NOTICE OF CLAIMS TO WATER RIGHTS

The following (rights) have been
filed on water rights created by di-
version for beneficial use:

U.S. DEPT OF INTERIOR
NATIONAL NEZ
PERCE NAT. P.O.
BOX 33, SPALDIN
Source: CLEARWATER Trib
to SNAKE RIVER
Priority Date: 01/01/19
Diversion Pt. SENE 22 T 36N R
04W
Use: IRRIGATION (0.16 cfs)
In. SENE Sec 22 T 36N R 04W FOR 16
ACRES

Exceptions to a claim may be filed
with the Director, Dept of Water Re-
sources, 4055 Gov't Way, Coeur
d'Alene, Id. 83814.

KEN DUNN, Dir

K
11/30/83

Department of Water Resources
Northern District Office

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: *[Signature]*

Right Number 85-4474 Applicant U.S. Dept. of Interior

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 12/5/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By *DC* Date 12-8-83

WATER RIGHT
DATA ENTRY LOG

[illegible]

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

DECEMBER 5, 1983

NEZ PERCE NATIONAL HISTORICAL PARK
NATIONAL PARK SERVICE
NEZ PERCE NATL. HIST. PARK
P.O. BOX 93
SPALDING ID 83551

RE. Claim No. 85-4474

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

85-4474-

U.S. DEPT. OF INTERIOR

NATIONAL PARK SERVICE, NEZ PERCE NATL. HIST. PARK, P.O. BOX 93,
SPALDING, ID 83551

Source: CLEARWATER RIVER trib. to SNAKE RIVER

Priority Date: 01/01/1935

Diversion Pt: SENE Sec 22 T 36N R 04W

Use: IRRIGATION (0.55 CFS)

In: SENE Sec 22 T 36N R 04W FOR 16 ACRES

RECEIVED
JAN 11 1935

INTER-DEPARTMENT MEMO — 1

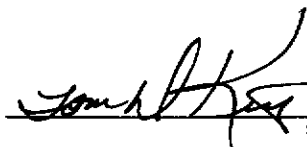
FROM *T. King*

DATE *11-1-83*

TO *File*

SUBJECT *Claim of Nez Perce Nat'l Park*

The original claim, received on 6-8-83, met with the statutory requirements, including a voucher for payment.


SIGNATURE



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director
September 26, 1983

Suite No. 1
4555 Government Ave.,
Coeur d'Alene, Id 83814
(208) 667-0111

Finance Office
Pacific Northwest Region
Westin Building - Rm. 1920
2001 6th Ave.
Seattle, Wa. 98121

Re: Order No. PX-9370-3-0067

Gentlemen:

Enclosed is the above-referenced Order for Supplies or Services requesting that \$90.00 be paid to the Idaho Department of Water Resources for one (1) Claim to a Water Right and two (2) Applications for Permit for Water Rights.

We have completed the back of the form and assume that this is all that is required to receive payment.

If any further information is needed, please contact this office.

Sincerely,

Patricia M. Stypa
Secretary - O/C

Enc. - Order for Supplies or Services

MARK ALL PACKAGES AND PAPERS WITH CONTRACT AND/OR ORDER NO.

4B

1 ORDER

2 CONTRACT NO. (if any)

3 ORDER NO.

06/07/83

Govt.

PX-9370-3-0067

ISSUING OFFICE

Department of Interior, National Park Service, Nez Perce National Historical Park; P. O. Box 93, Spalding, Idaho 83551

5 ACCOUNTING AND APPROPRIATION DATA

9370 - 105.2500 N (39N) \$90.00

6 SHIP TO (Consignee and Address, ZIP Code)

Nez Perce National Historical Park
P. O. Box 93, Spalding, Idaho 83551

Post Method

7 TO CONTRACTOR (Name, Address, ZIP Code)

IDAHO DEPT. OF WATER RESOURCES
Northern Regional Office
Route 5, Box 203
Suite 1
Coeur d'Alene, Idaho 83814

8 TYPE OF ORDER

☒ Purchase Order

Please itemize the following on the reverse side of this order and on the attached sheets, if any, showing delivery as indicated. This order is subject to the authority of Section 302(c)(1) of the Act (41 U.S.C. 252(c)(1)).

(b) Delivery Except for billing instructions on the reverse, this delivery order is subject to the terms and conditions of this form and is subject to the terms and conditions of the above purchase order.

9 REQUISITION OFFICE

NEPE/Administration

10 REQUISITION NO. PURCHASE AUTHORITY

A-9370-3-0026

11 FOB POINT

Shipping Point

12 GOVERNMENT B/L NO

None

13 DELIVERY TO FOB POINT ON OR BEFORE

NET 06/30/83

14 DISCOUNT TERM

Net 30

15. SCHEDULE

Item No (a)	Supplies or Services (b)	Quantity Ordered (c)	Unit (d)	Unit Price (e)	Amount (f)	Quantity (g)
1.	Filing fees, federal water right claims:					
	-- surface water right claim	1	ea	30.00	\$30.00	
	-- ground water permit	2	ea	30.00	60.00	

Bob - claim fees - 3
complete back
of this form
& send to
Seattle for
Seattle fees &

RECEIVED

JUN 8 1983

Department of Interior

16 CLASSIFICATION - ☒ SMALL BUSINESS

☐ OTHER THAN SMALL BUSINESS

☐ MINORITY BUSINESS ENTERPRISE

SEE BILLING INSTRUCTIONS ON REVERSE

17 SHIPPING POINT

18 GROSS SHIPPING WEIGHT

19 FORCE NO

20 MAIL INVOICE TO (include ZIP Code) Finance Office, Pacific NW Region, Rm 1920, Westin Bldg., 2001 6th Ave., Seattle, WA 98121

\$90.00

21 UNITED STATES OF AMERICA By (Signature)

22 NAME (Typed)

Mrs. Carol M. Camet

TITLE CONTRACTING ORDERING OFFICER

ORDER FOR SUPPLIES OR SERVICES



United States Department of the Interior

NATIONAL PARK SERVICE

Nez Perce National Historical Park

Box 93

Spalding, Idaho 83551

IN REPLY REFER TO:

L54

(NEPE-S)

September 20, 1983

RECEIVED

SEP 21 1983

Department of Water Resources
Northern District Office

State of Idaho
Department of Water Resources
4055 Government Way, Suite No. 9
Coeur d'Alene, ID 83814

Attention: Tom D. King
Senior Water Resource Agent

Gentlemen:

Enclosed is our revised, signed and notarized "Claim to a Water Right" for the Spalding area.

Thank you for your assistance.

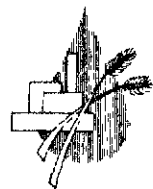
Sincerely,

Fahy C. Whitaker

Fahy C. Whitaker
Superintendent

Enclosures

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 Nez Perce National Historical Park
Spalding Idaho 83551 (Name of Claimant)
(Mailing Address) (Zip Code) Telephone No. _____

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)
Clearwater River tributary to Snake River

(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>0.55 cfs</u>	Use	<u>Irrigation</u>	Period of Use From <u>3-15</u>	To <u>11-15</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) 0.55 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE 1/4 NE 1/4, Sec. 22 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.
30 HP pump, four inch pipeline from river

(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	
36N	4W	22				16													16

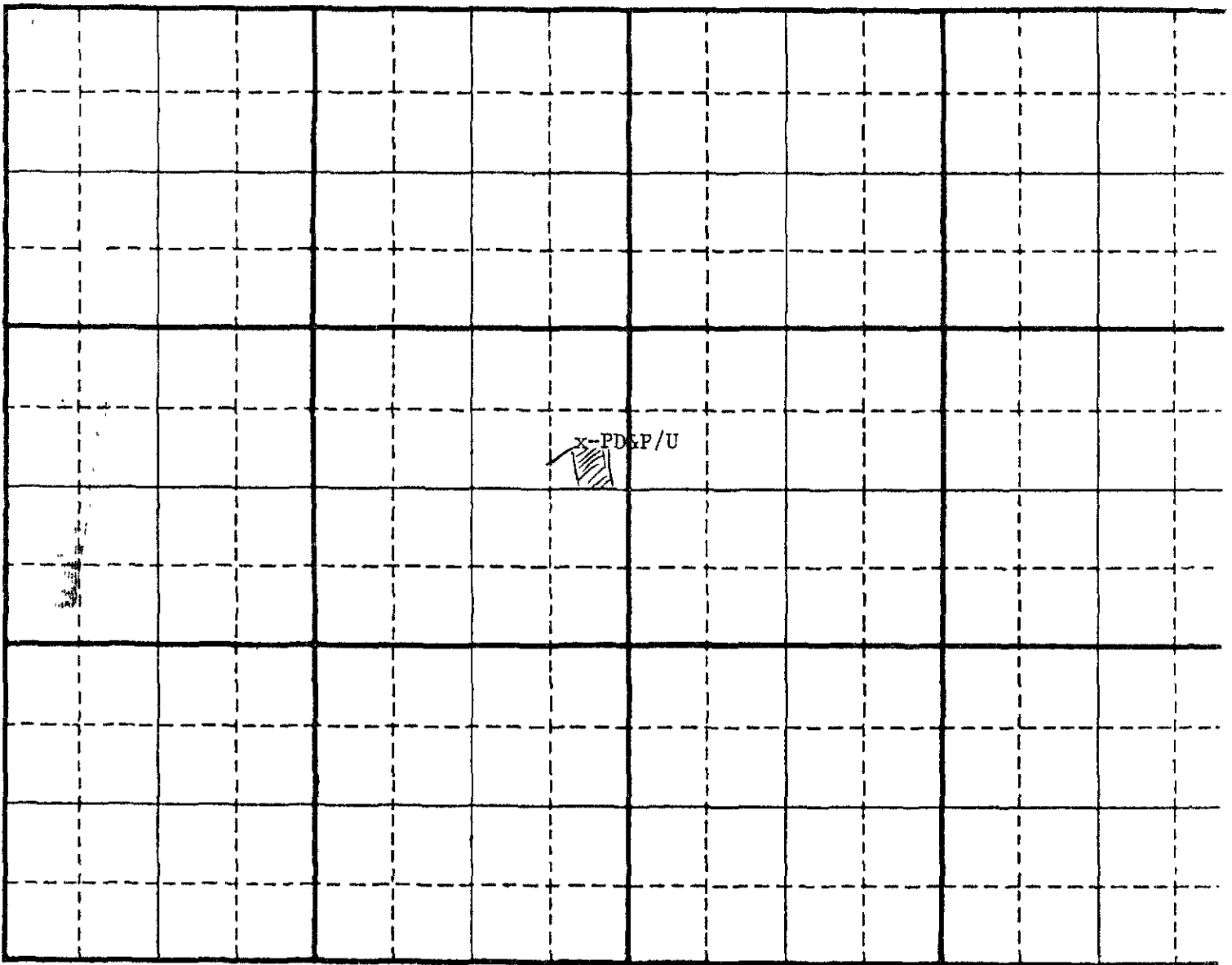
No. of acres 16

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

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 _____

- (8) Remarks The claim is based on use by the state of Idaho which began in 1935 when they Planted an arboretum on the acreage shown below. Irrigation has been carried out each summer since that time. The Park Service acquired the property in 1936 from the state.



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 _____)

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 _____ day of _____, 19____.

(Claimant)

Notary Public
Residing at _____

My commission expires _____

FOR DEPARTMENT USE ONLY

Received by _____ Date _____ Exception filed by _____ Forwarded to _____ Date _____
Prelim. check by _____ Date _____ claimant by _____
\$30.00 fee received by _____ Date _____
Published in _____
Dates _____

JUN 8 1983

Section 42-225a, Idaho Code

Department of Water Resources
Northern District Office

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Nez Perce National Historical Park
(name of claimant)
of Spalding, Idaho 83551, claims a right to the diversion and beneficial use of
(mailing address)
the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water. (name of stream, lake, spring, etc., or ground water) Clearwater River
_____, tributary to, Snake River

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

Amount	<u>100a/f</u>	Use	<u>irrigation</u>	Period of Use	From <u>March</u>	To <u>October</u>
Amount	<u> </u>	Use	<u> </u>	Period of Use	From <u> </u>	To <u> </u>
Amount	<u> </u>	Use	<u> </u>	Period of Use	From <u> </u>	To <u> </u>
	(cfs, gpm or a/f)		(dom, irri, stock, etc)		(both dates inclusive)	

- (3) Total quantity of water claimed: 0.04 cubic feet per second, or 100 acre feet per annum, and/or 250 gallons per minute.

- (4) Priority claimed: (the date water was first applied to 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 to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)
S.E. ¼ N.E. ¼, Sec 22 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. 30 hp pump, 4-inch pipeline from intake in river, 300 GPM maximum capacity of pump. Maximum capacity of sprinkler system is about 250 GPM

- (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.

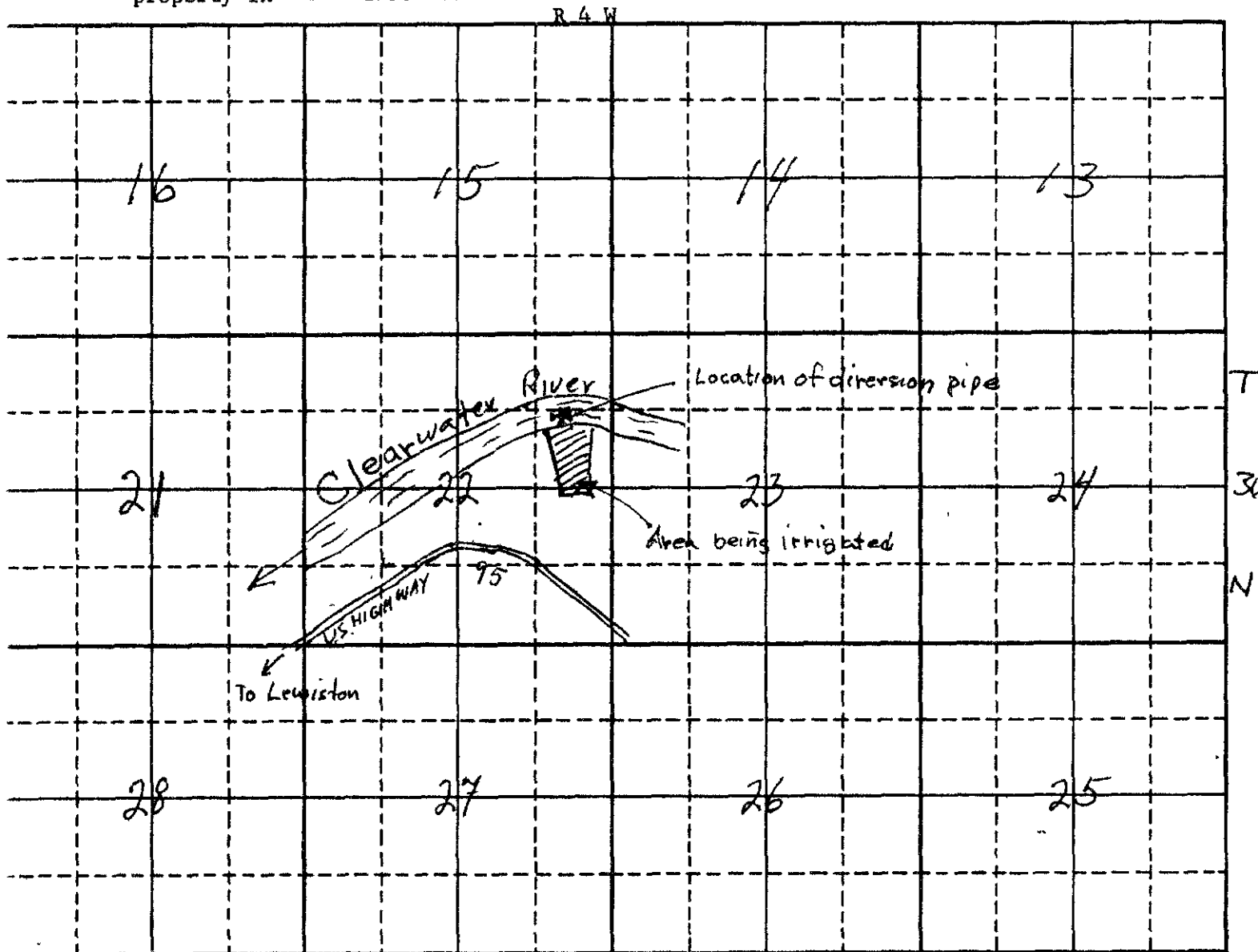
[illegible]

Total No of acres _____

- D) If the water is used for other than irrigation, fully describe that use, being as specific as possible. Standby
fire protection

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

(8) Remarks The claim is based on use by the state of Idaho which began in 1935
when they planted an arboretum on the acreage shown below. Irrigation has
been carried out each summer since that time. The Park Service acquired the
property in 1936 from the state.



Scale. 2 inches equal 1 mile.

BOISE MERIDIAN

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 _____)

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 affiants knowledge.

Harry C. Whitaker
 (Claimant) 6/7/83

Sworn to before me this _____ day of _____, 19 _____.

Notary Public

Residing at _____

My commission expires _____

For Department Use Only

Received by _____ Date 6/8/83
 Prelim. check by _____ Date _____
 \$10.00 fee received by _____ Date _____
 Approved for publication by _____
 Published in _____
 Dates _____

Exception filed by: _____ Date _____
 Forwarded to claimant by: _____



United States Department of the Interior

NATIONAL PARK SERVICE

Nez Perce National Historical Park

Box 93

Spalding, Idaho 83551

IN REPLY REFER TO:

L54

(NEPE-S)

June 7, 1983

Northern Regional Office
Idaho Department of Water Resources
Route 5, Box 203
Suite 1
Coeur d'Alene, ID 83814

Gentlemen:

Enclosed are applications for two water permits and one claim to a water right for waters used by the Nez Perce National Historical Park.

Also enclosed is a purchase order for \$90 in filing fees.

Your assistance is appreciated.

Sincerely,

Fahy C. Whitaker
Superintendent

Enclosures

RECEIVED

JUN 8 1983

Department of Water Resources
Northern District Office

June 13, 1983

Ms. Faye C. Whitaker
C/O Nez Perce Nat'l Historic Park
P.O. Box 93
Spaulding, ID. 83551

Dear Ms. Whitaker:

We have recieved the two **Applications for Permit and Claim**, you have filed in behalf of the **National Park Service**.

I have taken the liberty of re-typing the claim and changing the diversion rate to your stated maximum sprinkler capacity (0.55 cfs/250gpm).

I am returning your original claim along with the new one I have prepared, to allow you to check the claim for errors and have your signature notarized. Please also place your title beneath your signature.

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

Sincerely,

Tom D. King
Senior Water Resource Agent

TDK/paa

Enclosure- Applications for Claim