

PROOF OF P

I, Robert E. Wherry, publisher of The Lewis, County Herald, a weekly newspaper of general circulation established in 1897 and published continuously in the City of Nezperce, County of Lewis, State of Idaho do solemnly swear that the herewith attached publication was printed in the regular edition of The Lewis County Herald, and not in a supplement, for

2 consecutive issues, the first publication having been on the 1 day of Sept, 1983, and the last publication on the 8 day of Sept, 1983.

Robert E. Wherry

Subscribed and sworn to before me, a Notary Public, this 4 day of Oct, 1983

Robert E. Wherry

NOTICE OF CLAIMS TO WATER RIGHTS

The following claims have been filed on water rights created by diversion and beneficial use: 85-4456
ELLIS, JAMES P. &/OR INGRID M.
RT. 2 BOX 138, KAMIAH, ID 83536
Source: GROUNDWATER
Priority Date: 01/01/1964
Diversion Pt: SENE Sec 03 T 33N R 03E
Use: STOCKWATER (0.04 CFS)
DOMESTIC (0.07 CFS)
In: SENE Sec 03 T 33N R 03E

OK
10/11/83

85-4458
LAGE, CLARENCE L. &/OR EDNA M.
RT. 2 BOX 135 KAMIAH, ID 83536
Source: SPRINGS trib. to CLEARWATER RIVER
Priority Date: 01/12/1955
Diversion Pt: SESW NESW SWSW Sec 35 T 35N R 03E
Use: IRRIGATION (0.02 CFW)
STOCKWATER (0.06 CFS)
DOMESTIC (0.04 CFS)
In: SWSE Sec 35 T 34N R 03E SWNE NWSE Sec 35 T 34N R 03E FOR 2 ACRES

85-4460
MEINERS, JOSEPH L.
NEZERPCE, ID 83543
Source: LONG HOLLOW CREEK trib. to LITTLE CANYON CREEK
Priority Date: 01/1/1900
Diversion Pt: SENE Sec 04 T 33N R 01E
Use: STOCKWATER (0.02 CFS)
In: SENE Sec 04 T 33N R 01E

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

KEN DUNN, Dir.
Published Sept 1 and 8, 1983

RECEIVED

OCT 11 1983

Department of Water Resources
Northern District Office

MICROFILMED

INTER-DEPARTMENT MEMO — 1

FROM Pat

DATE

8/24/83

TO File 85-4456

SUBJECT P/D and P/U

The Lewis County Assessor's Office indicates that Mr. Ellis's property is in the SENE Sec. 3 T33N R3E.

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A handwritten signature, possibly reading "D. J. [unclear]", is written over a horizontal line.

SIGNATURE

Form No. 248
RECEIVED
JUN 30 1983

Claim No. 85-4456

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Northern District Office

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming a right 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 R. & Imelda M. Ellis
(Name of Claimant)

RT 2 Box 138 Bonanza ID 83536 Telephone No 9350262
(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) 1964

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)
GROUND WATER tributary to 2 DRILLED WELLS

(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>32 GPM</u> Use <u>DOMESTIC</u>	Period of Use From <u>1-1964</u> To <u>6-1983</u>		
Quantity <u>30 GPM</u> Use <u>STOCK</u>	Period of Use From <u>1-1964</u> To <u>6-1983</u>		
Quantity _____ Use _____	Period of Use From _____ To _____		
Quantity _____ Use _____	Period of Use From _____ To _____		
Quantity _____ Use _____	Period of Use From _____ To _____		

(4) TOTAL QUANTITY USED.

(5) A) Point of diversion (Location of point where water is diverted from its source)
EAST 1/2 Sec 3 Twp 33 Rge 3E B.M., County of Lewis
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.
PUMP & PIPELINE TO 5 HOMES & 3 STOCK TANKS ON 1/2 ACRES

(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	
33	3E	3													X				12

No. of acres 12

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

NOTE Include here the type and number of stock watered 100 HEAD

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

MICROFILM

937 7.261

UIN LUGUIN

[illegible]

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

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.

James T. Ellis
(Claimant)

My commission expires July 1984

Received by MA Date 8/30/83 Exception filed by. _____ Forwarded to _____ Date _____
Prelim. check by MA Date 8/2/83 claimant by _____
\$30.00 fee received by MA Date 8-2-83 (3/2/60)
Published in Lewis Ch. Herald _____
Dates 7/1-8/83 _____

PROOF OF P

I, Robert E. Wherry, publisher of The Lewis County Herald, a weekly newspaper of general circulation established in 1897 and published continuously in the City of Nezperce, County of Lewis, State of Idaho do solemnly swear that the herewith attached publication was printed in the regular edition of The Lewis County Herald, and not in a supplement, for

2 consecutive issues, the first publication having been on the 1 day of July, 1983, and the last publication on the 2 day of August, 1983.

Subscribed and sworn to before me, a Notary Public, this 11 day of August, 1983.

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SENCE OF CLAIMS TO WATER RIGHTS

The following claims have been filed on water rights created by

Source and beneficial use: 85-4458

NAME: JAMES P. &/OR EDWARD M.

HT. 2 BOX 135 KAMIAH, ID 83536

Source: GROUNDWATER

Priority Date: 01/01/1964

Division: SENE Sec 03 T 33N

Use: STOCKWATER (0.04 CFS)

Domestic (0.07 CFS)

In: SENE Sec 03 T 33N R 03E

85-4458

LAGE, CLARENCE L. &/OR EDNA

HT.

HT. 2 BOX 135 KAMIAH, ID 83536

Source: FRINGS trib. to

CLASHWATER RIVER

Priority Date: 01/12/1955

Division: SESW NESW SWSW

Sec 35 T 34N R 03E

Use: IRRIGATION (0.02 CFW)

STOCKWATER (0.06 CFS)

Domestic (0.04 CFS)

In: SWSE Sec 35 T 34N R 03E SWNE

SWSE Sec 35 T 34N R 03E FOR 2

ACRES

85-4460

MEINERS, JOSEPH L.

NEZPERCE, ID 83543

Source: LONG HOLLOW CREEK trib.

to LITTLE CANYON CREEK

Priority Date: 01/1/1900

Division: SENE Sec 04 T 33N R

01E

Use: STOCKWATER (0.02 CFS)

In: SENE Sec 04 T 33N R 01E

Exception to a claim may be filed with the Director, Dept. of Water Resources, 4035 Gov't Way, Cour

NOTARY PUBLIC

KEN DUNN, Dir.

Published Sept. 1 and 8, 1983

Department of Water Resources
Northern District Office

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A 205-117-550



State of Idaho

DEPARTMENT OF WATER RESOURCES

(208) 327-7900

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

June 6, 1989

Mr. Jim Ellis
Route 1, Box 17 X
Kamiah, ID 83536

Dear Mr. Ellis:

As per your conversation with the Idaho Department of Water Resources on June 5, 1989, please note that your proposed well is classified as a municipal well which requires a \$100 fee. Our records show that we have received \$50 from you to date. Please remit to us the remaining \$50 and we can process your permit.

If I can be of further assistance, please call me at 327-7956.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Mark Slifka'.

MARK SLIFKA
Groundwater Protection Section

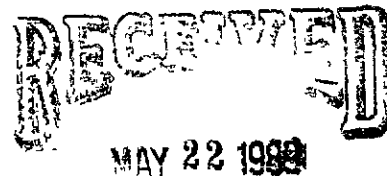
MS:ldt(GP16-1.8)

+.50 addl fee recd

State of Idaho
Department of Water Resources

DRILLING PERMIT

(Authorizing Construction of a Well)*



Department of Water Resources

1. Applicant Jim Ellis

2. Address Rt 1 Box 17 X

Kamiah, ID 83536 Telephone 208 935 2556

(☒) Well Owner () Well Operator () Other, specify _____

3. Proposed well location SEE ATTACHED 1/4 1/4, or Gov't lot No. _____

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
<u>23N</u>	<u>04E</u>	<u>7</u>	<u>NE</u>	<u>SE</u>	<u>SW</u>	<u>22</u>	<u>IDAHO</u>

4. Proposed use of well: (Check all that apply)

() Domestic () Stockwater () Monitoring

() Irrigation () Industrial (☒) Municipal

() Injection () Other, Specify R.V. PARK

5. Well construction information:

(☒) New well () Deepen () Replace

Proposed surface diameter 16" & 8" Maximum depth 300

Anticipated bottom hole temperature: _____

(☒) 85°F or less (Cold water well)

() 85°F to 212°F (Low temp. geothermal well)

() 212°F or more (Geothermal well)

6. Anticipated construction start date June 1, 1989

7. Well Driller (if known) BURNS WELL DRILLING

Address ROUTE 2 BOX 615
GRANGEVILLE, IDAHO 83530

8. Applicant's signature Jim Ellis

Title Owner

Date May 18, 1989

* After other pre-requisite approvals have been obtained.

* Fee is \$10 for single family domestic. Other uses may be \$100, \$50 or \$10.

ACTION OF IDWR

☒ Approved () Denied

The approval of this permit authorizes the construction of a well as described on this application subject to the conditions on this permit.

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from its date of issuance for the start of construction and is valid for one (1) year from the date of issuance for completion of the well unless an extension has been granted.
3. This permit does not constitute the approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Issuance of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.

SPECIFIC CONDITIONS:

8. If a bottom hole temperature of 85°F or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.

Dated this 8 day of August, 1989.

Signed Mark S. Shaffer

Title Groundwater Protection Section

Received by C. Wong Fee 50.00 Date 8/14/89
K. Young 5/22/89

Receipt No. C006973 Construction start extension to _____

Extension approved by _____

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number

85-4456

Applicant

Ellis

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

10/11/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

[Signature]

Date

11-2-83

RECEIVED

85-4456_

ELLIS, JAMES P. &/or INGRID M.

RT. 2 BOX 138, KAMIAH, ID 83536

Source: GROUNDWATER

Priority Date: 01/01/1964

Diversion Pt: SENE Sec 03 T 33N R 03E

Use: STOCKWATER	(0.04 CFS)
DOMESTIC	(0.07 CFS)

In. SENE Sec 03 T 33N R 03E

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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

SEPTEMBER 19, 1983

JAMES P. ELLIS
INGRID M. ELLIS
RT. 2 BOX 138
KAMIAH

ID 83536

RE: Claim No. 85-4456

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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July 5, 1953

Mr. Ellis

Enclosed is a receipt of your Claim to a Water Right and the Fee, **92-308** in the amount of **30.00** and we are returning it to you since the Claim could not be formally accepted. All the following information is provided:

County Name

Section Number

Range and Township

Section Number

County Name and Range and Township

Section Number

Location of Water Right

✓ Location of Water Right

Section Number

Range and Township

Section Number

POOR QUALITY ORIGINAL

Please note that your Claim has been stamped and recorded as received. If you intend the Claim, adding the needed information and return the Claim to this office no later than 60 days from the date of this letter, the original data submitted will be utilized for purposes of determining the appropriate filing fee.

Instructon for completing a Claim to a Water Right is included in your letter. However, if you desire assistance, please feel free to contact this office.

Sincerely,

Larry Beard

WATER DEPARTMENT OF WATER RESOURCES

cc:

Mr. Ellis
Mr. [illegible]
Mr. [illegible]

POOR QUALITY ORIGINAL

MICROFILMED

Department of Water Resources
Northern District Office

~~SECRET~~

Also exempted are rights represented by a permit, license, decree, adjudication, or other legal instrument. Failure to file may result in forfeiture of a water right.

Notice is hereby given that James P. & Imelda M. Ellis
(Name of Claimant)

(Name of Claimant)

Telephone No. 9350262

(Mailing Address)

(Zip Code)

follows: _____ (first applied to a beneficial use)

a ground water source.

- (2) Describe the source of water. (Name of stream, lake, spring, etc., or ground water)
GROUND WATER tributary to 2 DRILLED WELLS
- (3) Describe the purpose for which the water has been used and the time during the year when your tract needs the right claimed:

(cfs, af)		(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>32.87 M</u>	Use <u>DOMESTIC</u>	Period of Use From <u>1-1964</u>	To <u>6-1967</u>
Quantity	<u>30.37 M</u>	Use <u>STOCK</u>	Period of Use From <u>1-1964</u>	To <u>6-1967</u>
Quantity	_____	Use _____	Period of Use From _____	To _____
Quantity	_____	Use _____	Period of Use From _____	To _____
Quantity	_____	Use _____	Period of Use From _____	To _____

(4) TOTAL QUANTITY USED.

(cfs, af)

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

Additional points of diversion: EAST 1/2 Sec. 3 Twp. 33 Rge. 3 E B.M., County of Lewis

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. Pump + Pipeline to 5 homes +

change. Pump & Pipeline to 5 Homes &
33000 TANKS ON 1/2 ACRE

- (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]

No. of acres 12

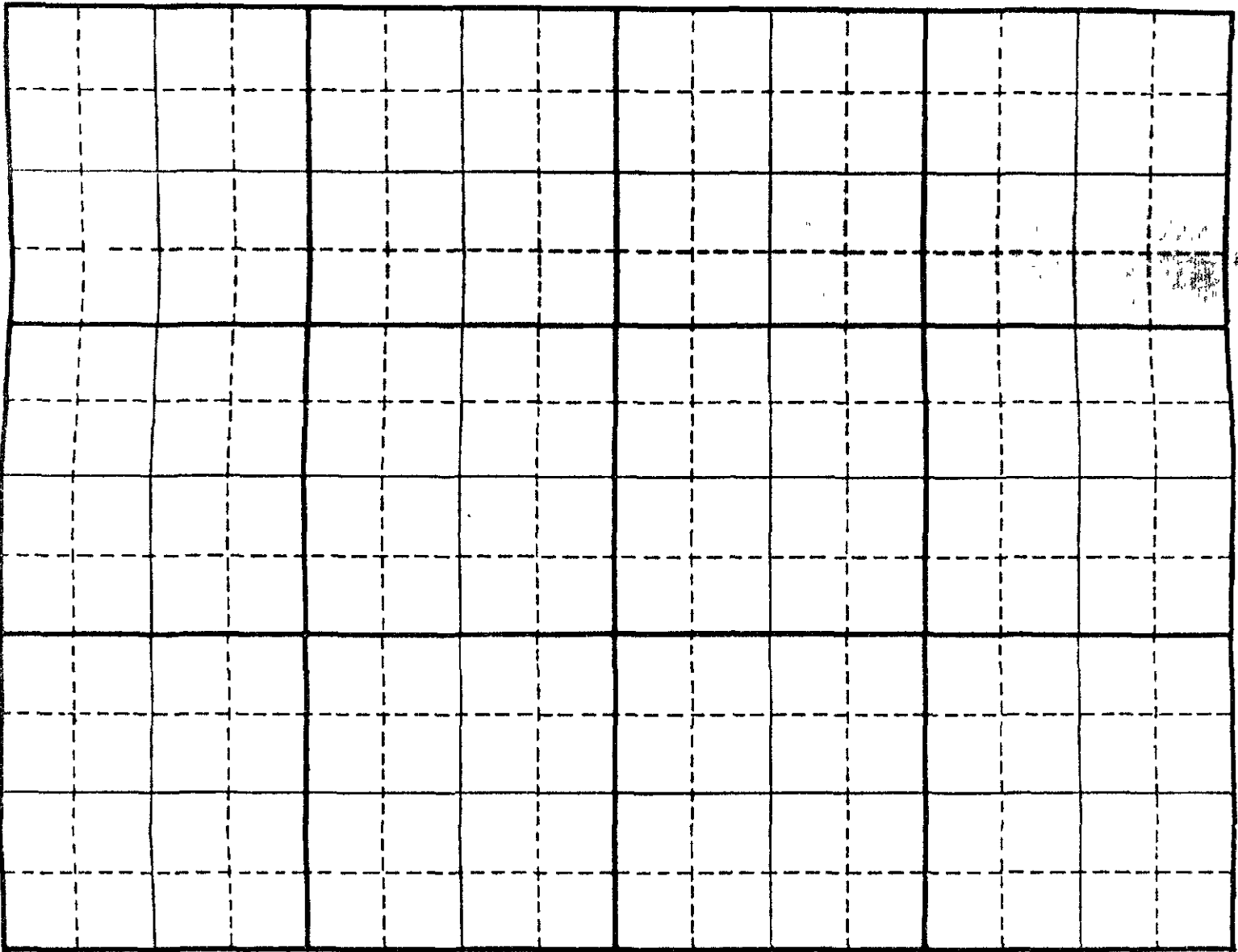
B) If water is used for other than irrigation, fully describe that use, being as specific as possible _____

NOTE: Include here the type and number of stock watered: 100 N202

(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 Lewis) 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 29th day of June, 19 83.

MICROFILMED

James O. Ellis
(Claimant)
Norma J. Stark
Notary Public
Residing at Kamiah

My commission expires July 1984

FOR DEPARTMENT USE ONLY

Received by <u>[Signature]</u>	Date <u>6/30/83</u>	Exception filed by: _____	Forwarded to _____	Date _____
Prelim. check by _____	Date _____		claimant by: _____	
\$30.00 fee received by _____	Date _____			
Published in _____				
Dates _____				