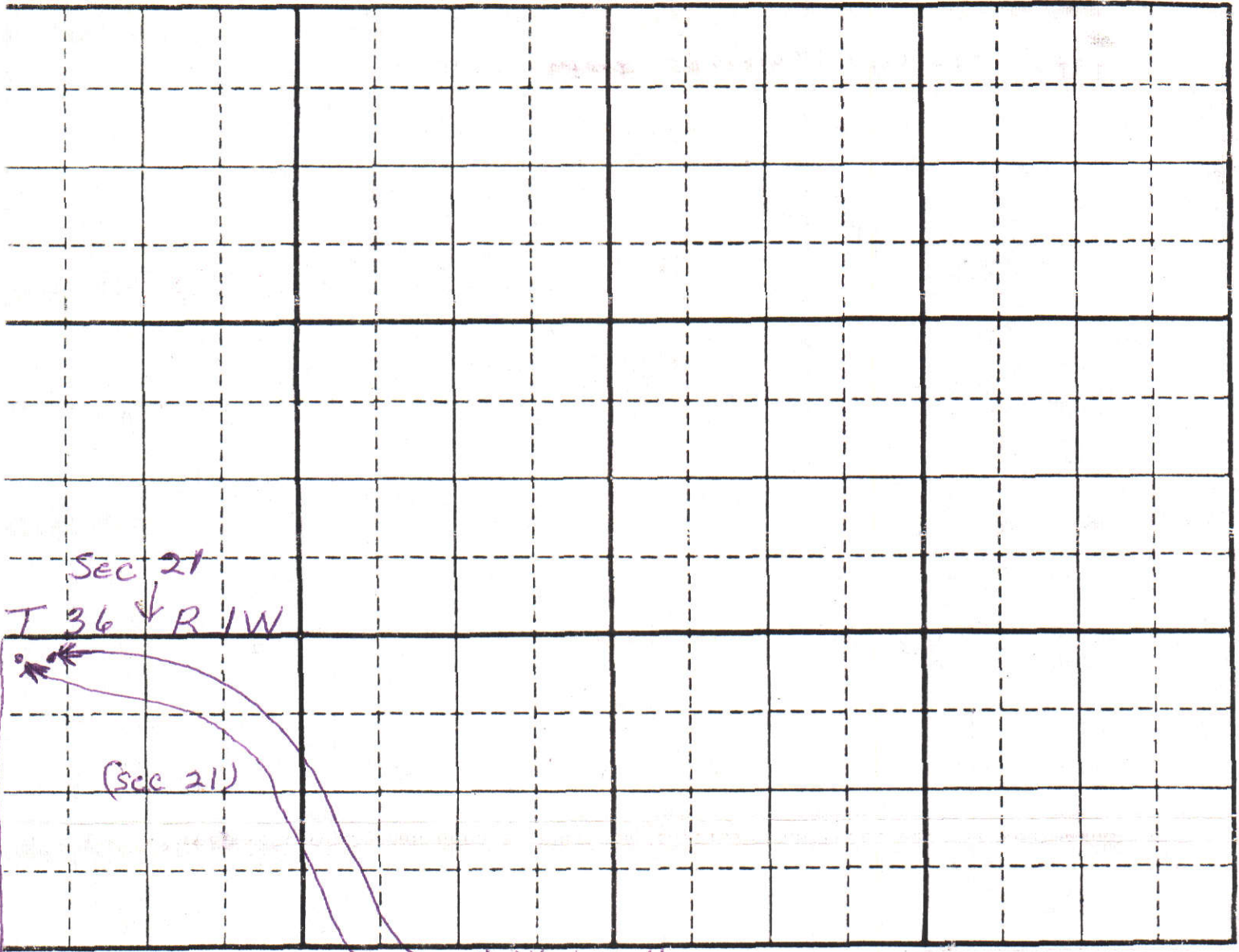


MICROFILMED

(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 Latah) 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

Ethel Z. Rengrow
(Claimant)

19 83

Notary Public
Residing at Joy

My commission expires 5-12-86

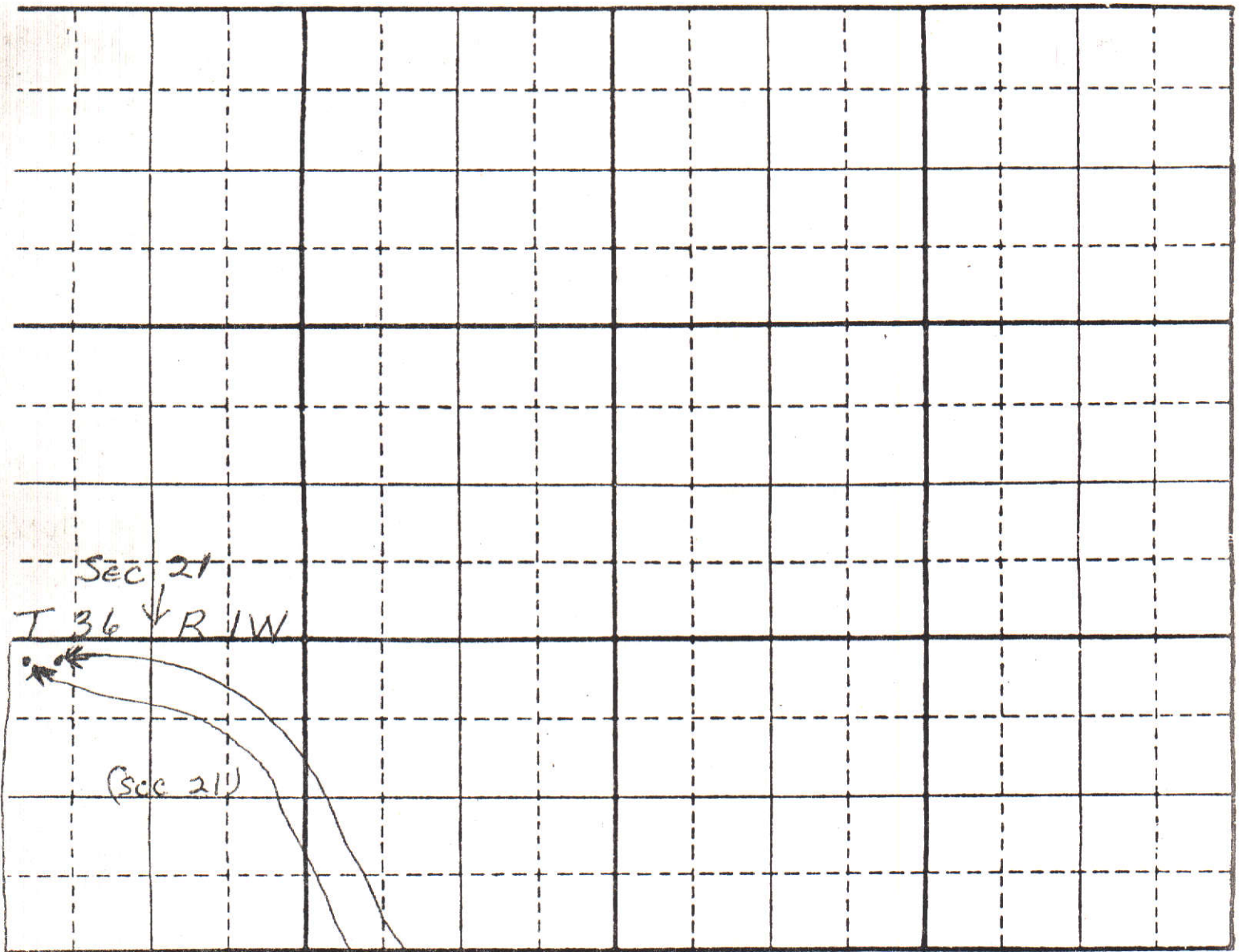
MICROFILMED

FR-7-12-83

FOR DEPARTMENT USE ONLY

Received by <u>RAH</u>	Date <u>7/1/83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>LB</u>	Date <u>7-12-83</u>		claimant by:	
\$30.00 fee received by <u>RAH</u>	Date <u>7/12/83 (25761)</u>			
Published in <u>Lewiston Morning Tribune</u>				
Dates <u>8/1/8 8/25</u>				

(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 Latah) 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

Ethel Z. Rasmussen
(Claimant)

19 83

James S. Rock
Notary Public
Residing at Idaho

My commission expires 5-12-86

Received by RyH Date 7/1/83 Exception filed by: _____ Date _____
Prelim. check by _____ Date _____
\$30.00 fee received by _____ Date _____
Published in _____
Dates _____

FOR DEPARTMENT USE ONLY

Forwarded to claimant by: _____ Date _____

Form No. 242
9/81

NOTE:
The filing deadline has been extended
with a Subpoena for the filing of
Data on or before
July 16, 1983
7-01 1983 thru 6-30-1984
7-01-1984 thru 6-30-1985
PM 6 20-83-JR

RECEIVED

Claim No. ~~85-4441~~

JUL 1 1983
STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Northern District Office

RECEIVED

JUL 12 1983

CLAIM TO A WATER RIGHT

Department of Water Resources
Northern District Office

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

Ethel I. Renfrow

(Name of Claimant)

Rt 1, Box 74, Troy, Ida

(Mailing Address)

83871

(Zip Code)

Telephone No 8356974

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) well 1921, Spring 1921

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)

drilled well & Spring tributary to Sacks Creek

- (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)
<u>well</u>	Quantity <u>0.05 cfs</u>	Use <u>stock domestic farm</u>	Period of Use From <u>1-1</u>	To <u>1-31</u>
<u>Spring</u>	Quantity <u>0.05 cfs</u>	Use <u>farm, etc, stock</u>	Period of Use From <u>1-1</u>	To <u>1-31</u>
	Quantity _____	Use _____	Period of Use From _____	To _____
	Quantity _____	Use _____	Period of Use From _____	To _____
	Quantity _____	Use _____	Period of Use From _____	To _____

- (4) 0.05 cfs TOTAL QUANTITY USED

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

NW 1/4 NW 1/4, Sec 21 Twp 36N Rge. 1W 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. Pump - well, Spring - reservoir

- (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	
<u>36N</u>	<u>1W</u>	<u>21</u>					X												

No. of acres _____

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

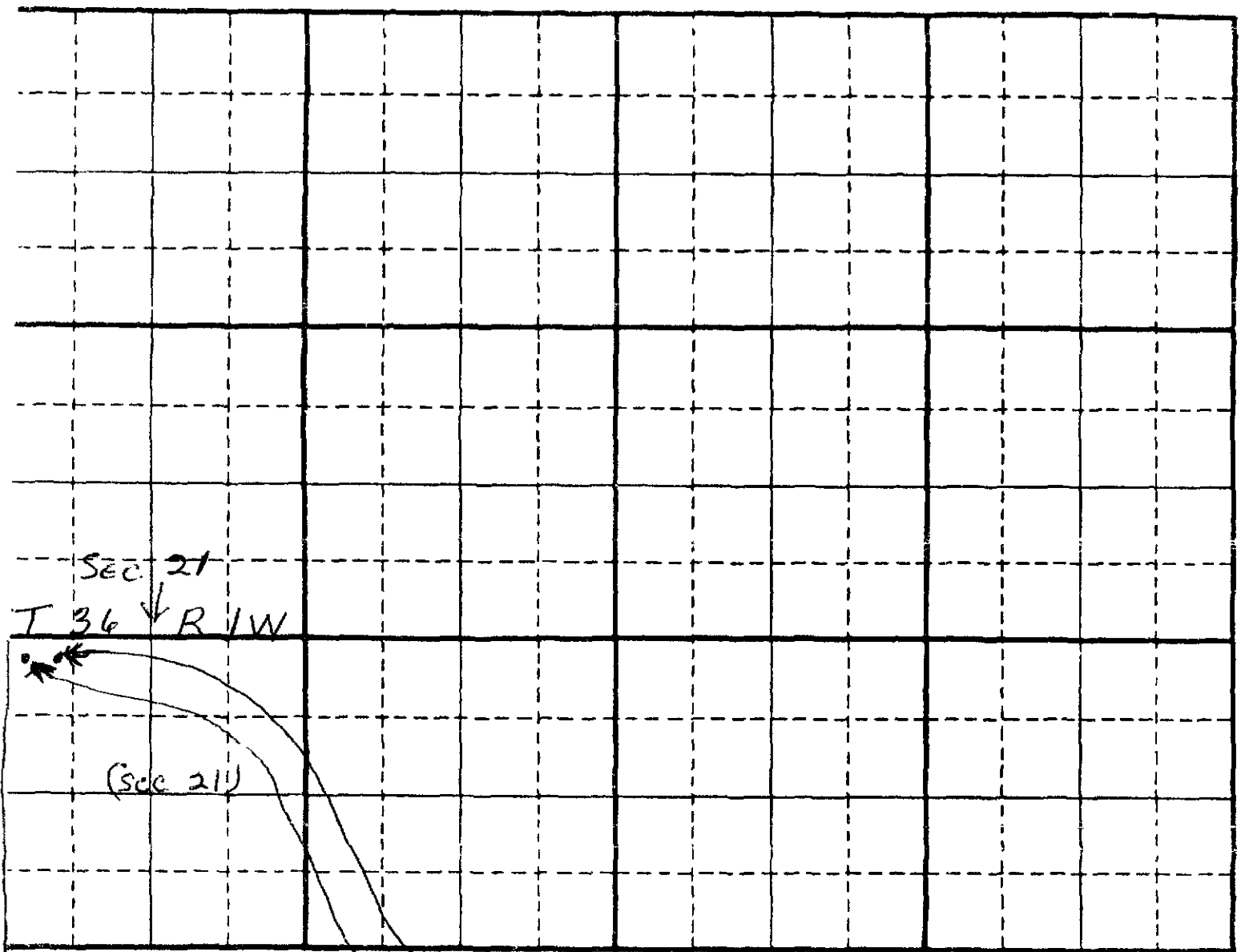
General farm use - spraying water etc. stock

NOTE Include here the type and number of stock watered

Stock - 200 musc.

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

(8) Remarks _____



Scale 2 inches equal 1 mile.

drilled well
Spring

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 Latah) 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

Ethel Z. Renshaw
(Claimant)
19 83

MICROFILMED

Notary Public
Residing at Idaho

My commission expires 5-12-86

72-7-12-83

FOR DEPARTMENT USE ONLY

Received by PSH Date 7/1/83 Exception filed by _____ Date _____
Prelim check by LB Date 7-12-83 Forwarded to claimant by _____
\$30.00 fee received by PSH Date 7/12/83 (20761)
Published in Lewiston Morning Tribune
Dates 8/1/8 8/2/5

AFFIDAVIT AS TO WATER RIGHT

RECEIVED

SEP 15 1983

STATE OF IDAHO)
) ss.
County of Lewis)

Department of Water Resources
Northern District Office

THE UNDERSIGNED, BERNICE M. LACEY, being first duly sworn, deposes and says:

That she is the legal record owner of certain real property, being described as The Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 21, Township 36 North, Range 1 West of the Boise Meridian, NezPerce County, Idaho.

That a claim to a water right, being Claim #85-4441 in the records of the Department of Water Resources, was filed for a ground water source, a domestic well, on the above described real property by ETHEL Z. RENFROW of Route 1, Box 74, Troy, Idaho.

That this affiant is the owner of that land and is the owner of the ground water source thereon, and the affiant herein takes exception to the water right filed on her land, pursuant to the provisions of Idaho Code, Section 42-225(b) and all statutes amendatory thereof.

That no one, other than your affiant, who owns both the land and the water source, has any claim to this water source and exception is taken under the aforementioned statute to the granting of the claim to a water right in the names of any other persons other than this affiant, BERNICE M. LACEY.

FURTHER AFFIANT SAYETH NOT.

MICROFILMED

Bernice M. Lacey
Bernice M. Lacey

SUBSCRIBED AND SWORN TO before me this 14 day of

September, 1983.

Doris Davis
Notary Public, State of Idaho
Residing at Kamiah therein.

(NOTARY SEAL)

Nepere-Cathwood Office
927-3409—Nepere
923-2251—Cathwood
LOREN G. KNUTSON

LAW OFFICES
RAPAICH & KNUTSON
ASSOCIATES
Knutson Building
NEPERCE, IDAHO 83843

LEWISTON OFFICE
SUITE 2, PORTER BUILDING
422 MAIN
743-9496
ELI RAPAICH
DAN RADAKOVICH

September 14, 1983

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

RECEIVED

SEP 15 1983

Department of Water Resources
Northern District Office

Attention: Tom D. King

Dear Mr. King:

Pursuant to your letter of September 1st, I enclose three exceptions to the filing of water rights, claim numbers 85-4441, 85-4442, and 85-4443 on behalf of Bernice M. Lacey of Craigmont, Idaho.

Mrs. Lacey owns the land that these water rights are filed on and while the filings, I am sure, were intended for her benefit, she does not want anyone filing water rights on her land but herself.

Accordingly, she asked us to prepare the exceptions provided by statute, and we submit them herewith. We do not find any reference to a fee schedule for filing an exception, so if there is any cost, feel free to advise.

Very truly yours,

RAPAICH & KNUTSON

MICROFILMED



Loren G. Knutson

LGK/dd
Enc.
CC: Bernice Lacey

AFFIDAVIT AS TO WATER RIGHT

RECEIVED

SEP 15 1983

STATE OF IDAHO)
) ss.
County of Lewis)

Department of Water Resources
Northern District Office

THE UNDERSIGNED, BERNICE M. LACEY, being first duly sworn, deposes and says:

That she is the legal record owner of certain real property, being described as The Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 21, Township 36 North, Range 1 West of the Boise Meridian, NezPerce County, Idaho.

That a claim to a water right, being Claim #85-4441 in the records of the Department of Water Resources, was filed for a ground water source, a domestic well, on the above described real property by ETHEL Z. RENFROW of Route 1, Box 74, Troy, Idaho.

That this affiant is the owner of that land and is the owner of the ground water source thereon, and the affiant herein takes exception to the water right filed on her land, pursuant to the provisions of Idaho Code, Section 42-225(b) and all statutes amendatory thereof.

That no one, other than your affiant, who owns both the land and the water source, has any claim to this water source and exception is taken under the aforementioned statute to the granting of the claim to a water right in the names of any other persons other than this affiant, BERNICE M. LACEY.

FURTHER AFFIANT SAYETH NOT.

Bernice M. Lacey
Bernice M. Lacey

SUBSCRIBED AND SWORN TO before me this 14 day of

September, 1983.

Reiner R. Rasmussen
Notary Public, State of Idaho
Residing at Kamiah therein.

(NOTARY SEAL)

MICROFILMED

PUBLISHER'S AFFIDAVIT OF PUBLICATION

NOTICE OF CLAIMS TO WATER RIGHTS

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

85-4427

STODDARD, FRANK
350 LAPWAI RD., LEWISTON, ID 83501

Source: LINDSAY CREEK trib. to
CLEARWATER RIVER
Priority Date: 01/01/1940
Diversion Pt: SWSW Sec 32 T 36N R
05W

Use: IRRIGATION (0.08 CFS)
STOCKWATER (0.02 CFS)
In: SWSW Sec 32 T 36N R 05W FOR 4
ACRES

85-4431

MC GREGOR FARMS INC.
P.O. BOX 1392, LEWISTON, ID 83501

Source: GROUNDWATER
Priority Date: 01/01/1937
Diversion Pt: SWSE Sec 15 T 34N R
04W

Use: COMMERCIAL (0.02 CFS)
FIRE PROTECTION (0.02 CFS)
In: SWSE Sec 15 T 34N R 04W

85-4432

TAMMANY ELEMENTARY SCHOOL
DISTRICT NO. 343
6800 TAMMANY CREEK RD., LEWIS-
TON, ID 83501

Source: GROUNDWATER
Priority Date: 07/20/1930
Diversion Pt: SESW Sec 23 T 35N R
05W

Use: IRRIGATION (0.03 CFS)
DOMESTIC (0.03 CFS)
In: SESW Sec 23 T 35N R 05W FOR 2
ACRES

85-4435

PARK, HOLLIS &/or BESSIE
RT. 1 BOX 11C, PECK, ID 83545

Source: CANYON CREEK trib. to
CLEARWATER RIVER
Priority Date: 01/01/1949
Diversion Pt: SWNW Sec 11 T 36N R
01W

Use: IRRIGATION (0.20 CFS)
STOCKWATER (0.04 CFS)
DOMESTIC (0.04 CFS)
In: SWNW Sec 11 T 36N R 01W FOR 1
ACRES

85-4436

PARK, HOLLIS &/or BESSIE
RT. 1 BOX 11C, PECK, ID 83545

Source: CANYON CREEK trib. to
CLEARWATER RIVER
Priority Date: 01/01/1949
Diversion Pt: SWNW Sec 11 T 36N R
01W

Use: IRRIGATION (0.20 CFS)
STOCKWATER (0.04 CFS)
DOMESTIC (0.04 CFS)
In: SWNW Sec 11 T 36N R 01W FOR 1
ACRES

85-4437

PARK, HOLLIS &/or BESSIE
RT. 1 BOX 11C, PECK, ID 83545

Source: SPRING trib. to BEAR CREEK
BEAR CREEK trib. to
CLEARWATER RIVER

Priority Date: 03/18/1909
Diversion Pt: NESE NESW SWSE Sec
10 T 36N R 01W

Use: IRRIGATION (0.20 CFS)
STOCKWATER (0.04 CFS)
DOMESTIC (0.04 CFS)
In: NESE SWSE Sec 10 T 36N R 01W
FOR 50 ACRES

85-4438

JOHNSON, J. DARREL
320 11TH ST., LEWISTON, ID 83501

Source: CLEARWATER RIVER trib. to
SNAKE RIVER

Priority Date: 06/30/1978
Diversion Pt: NWNE Sec 05 T 36N R
01W

Use: IRRIGATION (0.08 CFS)
STOCKWATER (0.08 CFS)
In: NWNE Sec 05 T 36N R 01W FOR 2
ACRES

85-4439

HART, BILLY J. &/or W. JUNE
RT. 1 BOX 148, LAPWAI, ID 83540

Source: LAPWAI CREEK trib. to
CLEARWATER RIVER

Priority Date: 05/01/1965
Diversion Pt: NENE Sec 23 T 35N R
04W

Use: IRRIGATION (0.12 CFS)
In: NENE Sec 23 T 35N R 04W FOR 7
ACRES

85-4440

SAMPSON, TULLY
P.O. BOX 82, LAPWAI, ID 83540

Source: LAPWAI CREEK trib. to
CLEARWATER RIVER

Priority Date: 01/01/1947
Diversion Pt: SWNW NESW SESW Sec
26 T 36N R 04W

Use: IRRIGATION (0.23 CFS)
In: NWNW SWNW NESW SESW Sec 26
T 36N R 04W NENE Sec 27 T 36N R 04W
FOR 82 ACRES

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 Claim 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 18th day of
August, 1983

A D 1983, and the last publica-
tion thereof being on the 25 day of August,
A D 1983, and said Notice of Claim 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 26th
day of August, 1983

Notary Public in and for the State of Idaho.

85-4441

RENFWOW, ETHEL Z.
RT. 1 BOX 74, TROY, ID 83871
Source: GROUNDWATER
Priority Date: 01/01/1921
Diversion Pt: NWNW Sec 21 T 36N R
01W

Use: STOCKWATER (0.05 CFS)
COMMERCIAL (0.05 CFS)
DOMESTIC (0.05 CFS)
In: NWNW Sec 21 T 36N R 01W.

85-4443

RENFWOW, ETHEL Z.
RT. 1 BOX 74, TROY, ID 83871
Source: SPRING, trib. to JACKS
CREEK
Priority Date: 01/01/1920
Diversion Pt: NWNW Sec 21 T 36N R
01W

Use: STOCKWATER (0.05 CFS)
COMMERCIAL (0.05 CFS)
DOMESTIC (0.05 CFS)
In: NWNW Sec 21 T 36N R 01W

85-4445

KERBY, PEARL E.
P.O. BOX 113, LENORE, ID 83541
Source: CLEARWATER RIVER trib. to
SNAKE RIVER
Priority Date: 05/01/1955
Diversion Pt: LOT 07 Sec 26 T 37N R
03W

Use: IRRIGATION (0.50 CFS)
In: SESE Sec 26 T 37N R 03W FOR 4
ACRES

86-4239

BURLINGTON NORTHERN RAIL-
ROAD CO.
350 CENTRAL BLDG., SEATTLE, WA
98104

Source: ROCK CREEK trib. to POT-
LATCH RIVER
Priority Date: 02/28/1898
Diversion Pt: LOT 02 Sec 07 T 36N R
03W

Use: INDUSTRIAL (0.20 CFS)
In: LOT 02 Sec 07 T 36N R 03W

86-4240

BURLINGTON NORTHERN RAIL-
ROAD CO.
350 CENTRAL BLDG., SEATTLE, WA
98104

Source: SPRING trib. to SINKS
Priority Date: 02/26/1917
Diversion Pt: LOT 04 Sec 33 T 37N R
03W

Use: INDUSTRIAL (0.0950 CFS)
In: LOT 04 Sec 33 T 37N R 03W

86-4245

GIBBS, RICHARD E.
RT. 1 BOX 68, JULIAETTA, ID 83535
Source: CLEARWATER RIVER trib. to
SNAKE RIVER
Priority Date: 05/01/1903
Diversion Pt: NESW Sec 07 T 36N R
03W

Use: IRRIGATION (0.12 CFS)
In: NESW Sec 07 T 36N R 03W FOR 6
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.

NOTICE OF AMENDED CLAIM TO A WATER RIGHT

On July 25, 1983, William F. McKen-
zie filed with the Dept. of Water Re-
sources Amended Claim No 85-4399.
The original claim shows the Place of
Use as 2 acres in the SWNW Sec. 21
T35N R3W. The claimant now wishes to
amend said claim to show the Place of
Use as 2.75 acres in SENW Sec 21 T35N
R3W.

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

KEN DUNN, Dir.

INTROFILMED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: LB

Right Number 85 4441 Applicant Renfrow

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 10/7/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By [Signature] Date 11-9-83

MACROFILM

IDENT. NO. 85-4441

WATER RIGHT
DATA ENTRY LOG[illegible]

2

5. 1000000

1000000 1000000 1000000 1000000

1000000

October 11, 1983

Mr. Loren G. Knutson
Rapaich & Knutson
Knutson Building
Nezperce, Id. 83543

Re: Water Rights - 85-4441, 85-4442 and 85-4443

Dear Mr. Knutson:

This is in response to your letter of October, 11, 1983, to advise you that the exceptions filed by you on behalf of Mrs. Bernice Lacey are a part of the record of the water right filings.

The purpose of having the exceptions made in affidavit form is so that equal weight may be given to both the claim itself and the exception.

As to whether the filings made by Mrs. Penfrow stand, it would be up to a court of law to determine if they were valid. Certainly the option of filing claims on her property are available to Mrs. Lacey, if she desires to do so.

If we can be of any further assistance, please don't hesitate to contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH/pm

MICROFILMED

Nezperce-Cottonwood Offices
937-2489—Nezperce
962-3351—Cottonwood
LOREN G. KNUTSON

LAW OFFICES
RAPAICH & KNUTSON
ASSOCIATES
Knutson Building
NEZPERCE, IDAHO 83543

LEWISTON OFFICE
SUITE 2, PORTER BUILDING
622 MAIN
743-9496
ELI RAPAICH
DAN RADAKOVICH

October 11, 1983

Dept. of Water Resources
4055 Government Way
Coeur d'Alene, Idaho 83814

R E C E I V E D

OCT 12 1983

Attention: Robert G. Haynes, P.E.
Regional Supervisor

Department of Water Resources
Northern District Office

Dear Sir:

RE: Water Rights Claim #85-4441
#85-4442
#85-4443

I had filed an Affidavit on behalf of Mrs. Bernice Lacey, who owns the real property upon which certain water rights were filed some months ago. We had filed an Affidavit, pursuant to the Idaho Code Section cited in your letter to us, dated September 1, 1983.

In the information received by you on September 23rd, you have quoted certain provisions of the Idaho Code, but no further mention is made as to whether or not the exceptions that we filed have been duly noted and made a part of the record of this particular case.

I am assuming that this is the situation, but I felt somewhat obligated to make further inquiry, because I can't honestly tell my client whether the exceptions we filed have become a part of the file or whether the original water rights claim that was filed is assumed to still stand.

I cannot honestly say that I have ever understood quite how the Department of Water Resources works in these water rights matters. Apparently anyone can file a claim to a water right on anybody's property on any water existing thereon and there really is no determination of the water right unless and until it is taken through the courts.

In that instance I have often wondered just what effect filing a claim for a water right or an application for a permit has in this state.

MICROFILMED

Dept. of Water Resources
October 11, 1983
Page 2

Would you please let me know if these exceptions that Mrs. Lacey filed have been noted and made a part of the record in this matter.

I assume that it would now be advisable for Mrs. Lacey to file water rights on her own land, but I still cannot explain to her whether the prior claims are going to take precedence or not, even though they were filed by someone who doesn't own the land and who has no legitimate claim to the water.

Thank you for any information you can give us in this matter.

Very truly yours,

RAPAICH & KNUTSON

A handwritten signature in dark ink, appearing to read "Loren G. Knutson", with a long horizontal flourish extending to the right.

Loren G. Knutson

LGK/dd

MICROFILMED

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 23, 1983

Ms. Bernice M. Lacey
c/o Mr. Loren G. Knutson
Knutson Bldg.
Nez Perce, Id. 83543

RE: 85-4441

Dear Ms. Lacey,

We have received your correspondence concerning the above-referenced Claim to a Water Right. The following is a quote from the provisions under which this Claim has been filed (Section 42-244, IDAHO CODE):

"At any time after filing a claim under the provisions of the previous section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the department of water resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the department of water resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required."

Only the above action has been contemplated by the Idaho Legislature and we are not authorized to hold hearings or evaluate for confirmation or final censorship the described rights.

If we may be of any further assistance, feel free to contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH: fms

MICROFILMED

S T A T E O F I D A H O
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 23, 1983

Ms. Ethel Z. Renfrow
Rt. 1 Box 74
Troy, Id. 83871

RE: 85-4441

Dear Ms. Renfrow:

Enclosed is a copy of an exception filed in connection with your above-referenced claim. This exception is filed in accordance with the provisions of Section 42-244, IDAHO CODE, which states the following in part:

"At any time after filing a claim under the provisions of the previous section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the department of water resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the department of water resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required."

Only the above action has been contemplated by the Idaho Legislature and we are not authorized to hold hearings or evaluate for confirmation or final censorship the described rights.

If we may be of any further assistance, feel free to contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH:ems

Enclosure

MICROFILMED

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 5, 1983

ETHEL Z. RENFROW
RT. 1 BOX 74
TROY

ID 83871

RE: Claim No. 85-4441

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

EE1111

PENFOLD ETHEL G.

ST. 1 201 74 764 11 40373

Source GROUNDWATER

ST. 1 201 74 764 11 40373

ST. 1 201 74 764 11 40373

USE	GROUNDWATER	10.05 GFS
	INDUSTRIAL	10.05 GFS
	DOMESTIC	10.05 GFS

ST. 1 201 74 764 11 40373

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STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

A. Kenneth Dunn
Director

Suite No. 9
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667 6484

Date: _____, 1983

Dear _____:

This office is in receipt of your Claim to a Water Right and Check No. _____ in the amount of \$_____ and we are returning same to you because the Claim cannot be formally receipted until the following information is provided:

_____ Complete Name.	<u>X</u> Location of Point(s) of Diversion - Item 5.
_____ Complete Mailing Address.	_____ Location of Place of Use
_____ Date of Priority - Item 1.	(Acres Irrigated if water is claimed for irrigation.) - Item 6.
_____ Source of Water - Item 2.	_____ Filing Fee. (\$30.00)
_____ Amount, Nature & Period of Use - Item 3.	_____ Signature.
_____ Total Quantity Claimed - Item 4.	_____ Notarization of Signature.
_____ Other <u>Irrigation & spraying must be listed in item #3.</u>	

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

Instructions for completing a Claim to a Water Right are included for your information. However, if you desire assistance, please feel free to contact this office.

Sincerely,

IDAHO DEPARTMENT OF WATER RESOURCES

prc

Enc. - Claim
Check
Instructions

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

A. Timothy Dunn
Director

Suite No. 9
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

Date: _____, 1983

Dear _____:

This office is in receipt of your Claim to a Water Right and Check No. _____ in the amount of \$_____ and we are returning same to you because the Claim cannot be formally receipted until the following information is provided:

Complete Name.	☒ Location of Point(s) - Item 5. of Diversion
Complete Mailing Address.	_____ Location of Place of Use
Date of Priority - Item 1.	(Acres irrigated if water is - Item 6. claimed for irrigation.)
Source of Water - Item 2.	_____ Filing Fee. (\$, 00.00)
Amount, Nature & Period of Use - Item 3	_____ Signature.
Total Quantity Claimed - Item 4.	_____ Notarization of Signature.

Other Irrigation & spraying must be listed in item #3.

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

Instructions for completing a Claim to a Water Right are included for your information. However, if you desire assistance, please feel free to contact this office.

Sincerely,

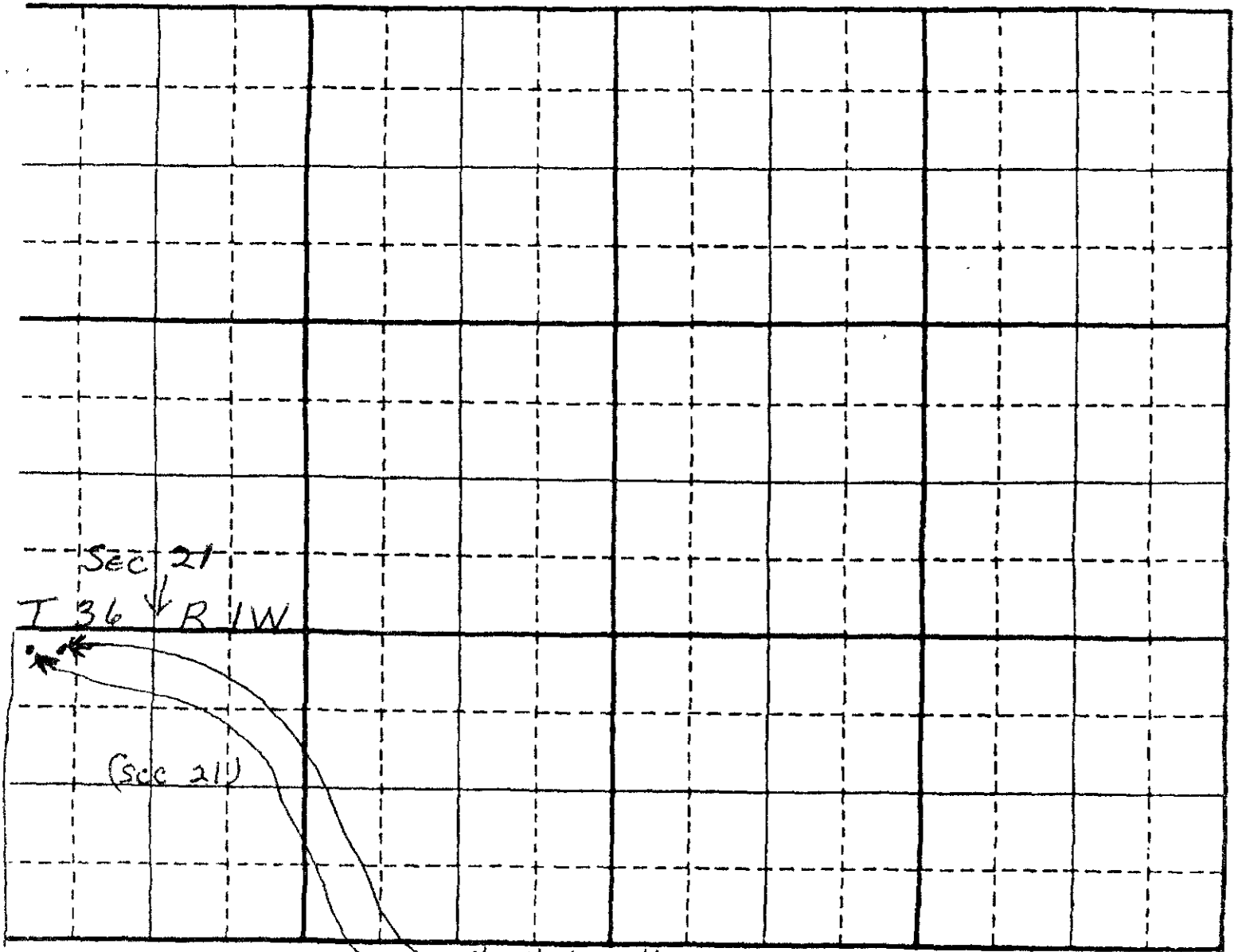
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IDAHO DEPARTMENT OF WATER RESOURCES

per

Enc. - Claim
Check
Instructions

(B) 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 Latah) 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

[Signature] (Claimant)
19 83
[Signature]
Notary Public
Residing at Idaho

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My commission expires 5-12-86

FOR DEPARTMENT USE ONLY

Received by [Signature] Date 7/1/83 Exception filed by _____ Date _____
Prelim check by _____ Date _____
\$30.00 fee received by _____ Date _____
Published in _____
Dates _____