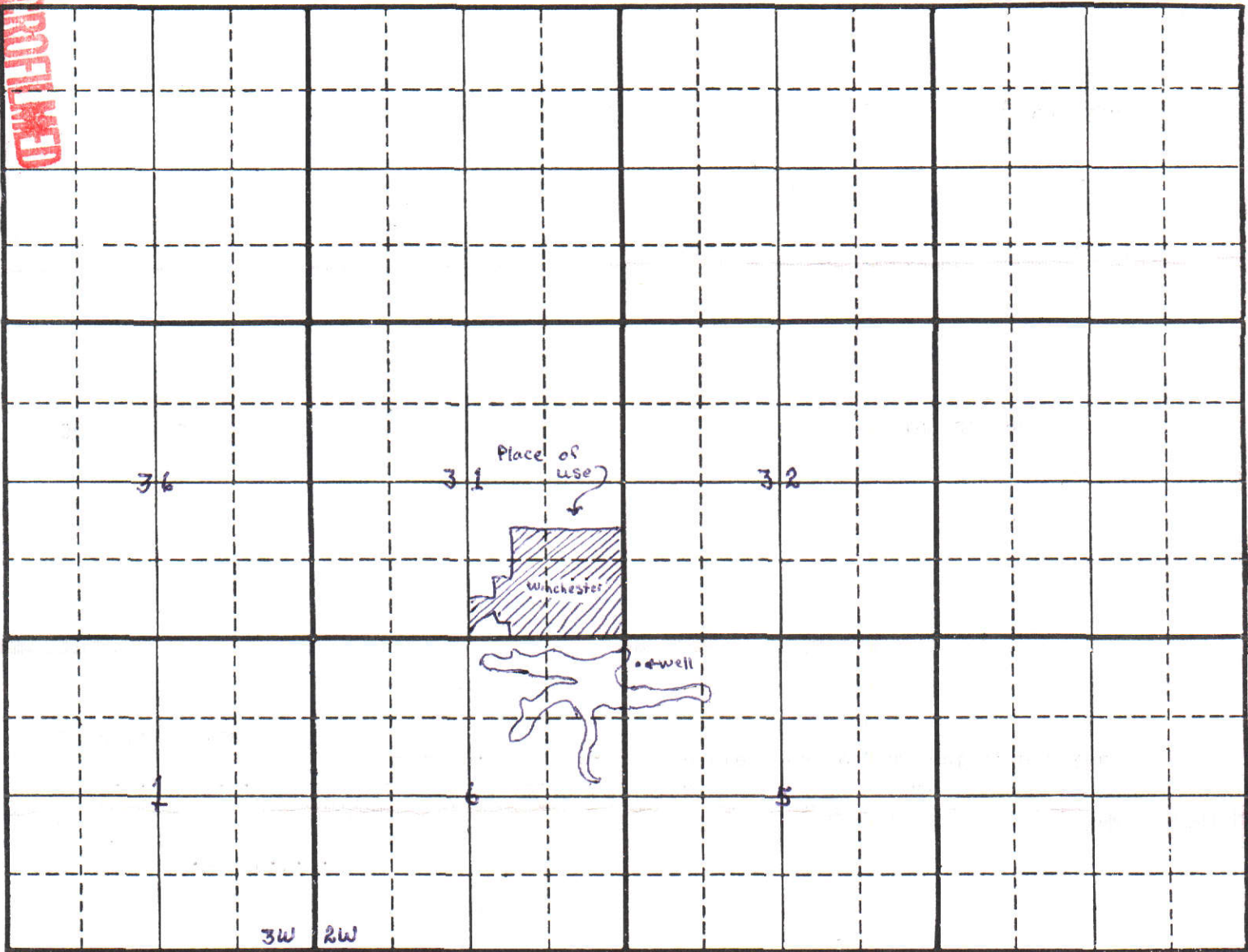


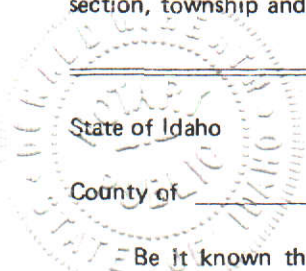
(8) Remarks _____

UNRECORDED



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 17 day of June

Al W. Sealt
(Claimant)
Al W. Sealt
Notary Public
Residing at Winchester 83555

My commission expires 04-04-86

FOR DEPARTMENT USE ONLY

Received by [Signature] Date 6/21/83 Exception filed by: _____ Fowarded to _____ Date _____
Prelim. check by [Signature] Date 6-21-83 claimant by: _____
\$30.00 fee received by [Signature] Date 6/21/83 (27790)
Published in Lewis County Herald
Dates 6/30 - 7/2/83

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 City of Winchester

(Name of Claimant)

P.O. Box 245, Winchester, Idaho

83555

Telephone No. **924-5358**

(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) About 1962

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.

- 72) Describe the source of water (Name of stream, lake, spring, etc., or ground water)

Ground water tributary to

- (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.,

{Mo., Day)

Quantity 0.075 c.f.s. Use Municipal Period of Use From Jan. 1 To Dec. 31

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) .075 c.f.s. TOTAL QUANTITY USED.

{cfs, af}

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

N.W. ¼ N.W. ¼, Sec 5 Twp 33N Rge. 2W B M, County of Lewis

Additional points of diversion A 3 Ph. 1 1/2 h.p. pump is used to pump water into the
city limits

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.

- (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]

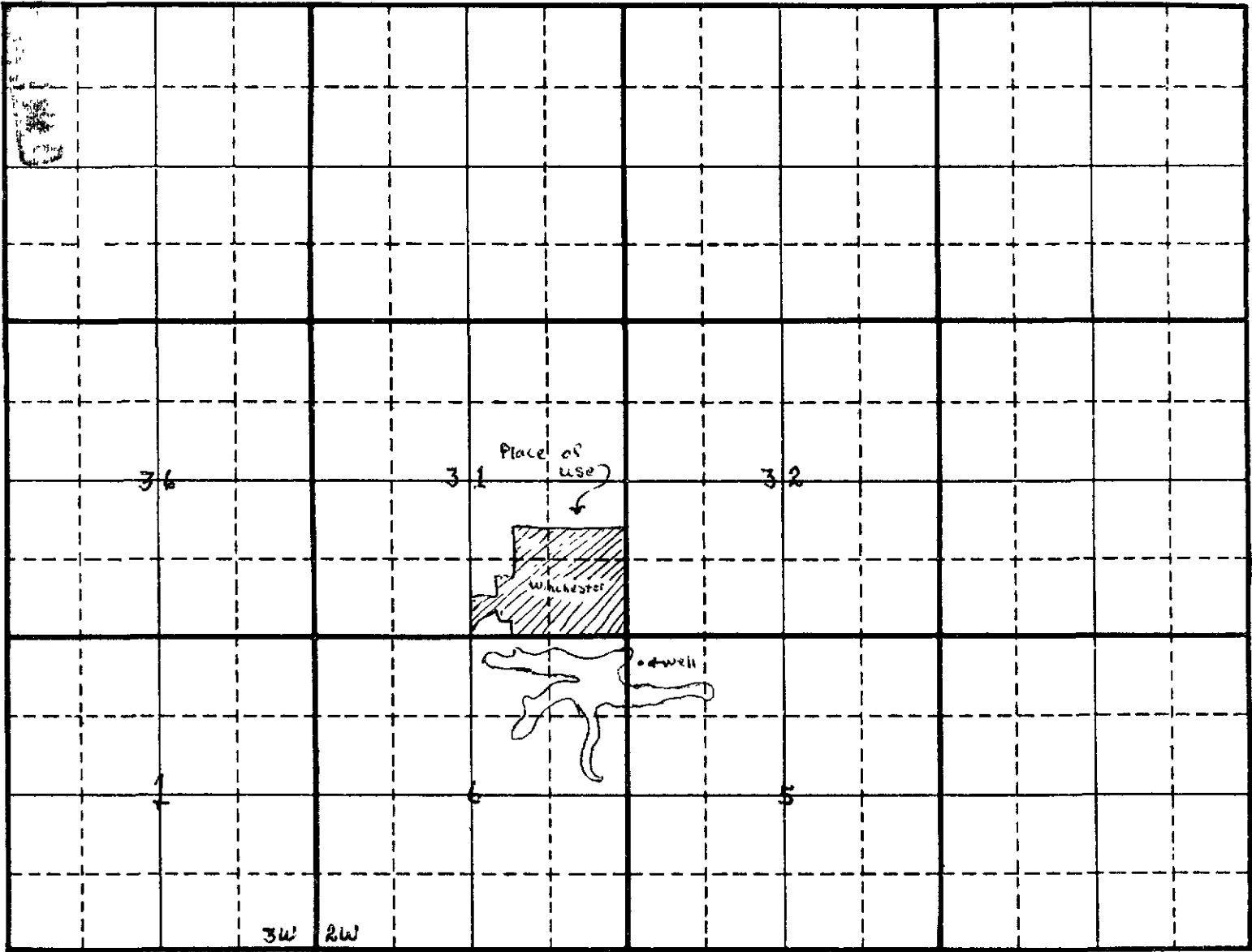
No. of acres 100

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

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 City Council, City of Winchester

(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 17 day of June

Al. W. Shultz
(Claimant)
Al. W. Shultz
Notary Public
Residing at Winchester 83555

My commission expires 04-04-86

FOR DEPARTMENT USE ONLY

Received by _____	Date <u>6/21/83</u>	Exception filed by _____	Forwarded to _____	Date _____
Prelim. check by <u>JK</u>	Date <u>6-21-83</u>		claimant by _____	
\$30.00 fee received by _____	Date <u>6/21/83 (27790)</u>			
Published in <u>Lewis County Herald</u>				
Dates <u>6/30 - 7/7/83</u>				

PROOF OF PUBLICATION

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

9 consecutive issues, the first publication having been on the 3rd day of June, 1983, and the last publication on the 2nd day of July, 1983.

Subscribed and sworn to before me, a Notary Public, this 12 day of July, 1983.

NOTICE OF CLAIMS TO WATER RIGHTS

The following claims have been filed on water rights created by diversion and beneficial use:

85-4392

BENJAMIN, RAY E.
STAR RT., WINCHESTER, ID 83555
Source: SPRING trib. to SCOLDS CREEK
Priority Date: 01/01/1970
Diversion Pt: SESE Sec 18 T 33N R 02W
Use: STOCKWATER (0.0264 CFS)
In: SESW Sec 17 T 33N R 02W SESE Sec 18 T 33N R 02W

85-4396

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., 1808 N. 3RD ST. COEUR D'ALENE, ID 83814
Source: POND trib. to CLEAR-WATER RIVER
Priority Date: 06/07/1957
Diversion Pt: NWNW Sec 04 T 35N R 02E
Use: STOCKWATER STORAGE (0.1 AF)
WILDLIFE (0.1AF)
In: NWNW Sec 04 T 35N R 02E

85-4397

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., 1808 N. 3RD ST., COEUR D'ALENE, ID 83814
Source: SPRING trib. to BIG CANYON CREEK
Priority Date: 06/20/1968
Diversion Pt: SWNE Sec 08 T 35N R 01E
Use: STOCKWATER (0.01 CFS)
WILDLIFE (0.01 CFS)
In: SENE Sec 08 T 35N R 01E

85-4402

MIZER, LOIS
625 3RD ST., CLARKSTON, WA 99403
Source: LONG HOLLOW CREEK trib. to BIG CANYON CREEK
Priority Date: 01/01/1900
Diversion Pt: NESE Sec 04 T 33N R 01E
Use: STOCKWATER (0.04 CFS)
In: NESE Sec 04 T 33N R 01E

85-4404

CITY OF WINCHESTER
P.O. BOX 245, WINCHESTER, ID 83555
Source: GROUNDWATER
Priority Date: 01/01/1910
Diversion Pt: NWNW Sec 05 T 33N R 02W
Use: MUNICIPAL (0.1550 CFS)
In: NESE NWSE SWSE SESE Sec 31 T 34N R 02W

85-4405

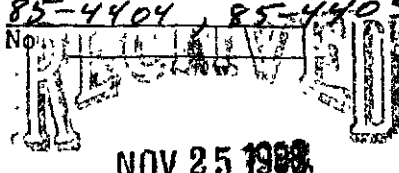
CITY OF WINCHESTER
P.O. BOX 245, WINCHESTER, ID 83555
Source: GROUNDWATER
Priority Date: 01/01/1962
Diversion Pt: NWNW Sec 05 T 33N R 02W
Use: MUNICIPAL (0.0750 CFS)
In: NESE NWSE SWSE SESE Sec 31 T 34N R 02W

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 June 30 and July 7, 1983

Drilling Permit No. 85-88-2-048
Water Permit No. 85-4404 85-4405
Injection Permit No. 85-4404 85-4405



State of Idaho
Department of Water Resources

DRILLING PERMIT

(Authorizing Construction of a Well)*

Department of Water Resources

1. Applicant City of Winchester

2. Address P.O. Box 245; 408 Nezperce

Winchester, ID 83555-0245 Telephone 208-924-5358

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

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

Sec. 5, Twp. 33N, Rge. 2W, County Lewis,

Lot, block and subdivision _____

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

() Domestic () Stockwater () Monitoring

() Irrigation () Industrial (X) Municipal

() Injection () Other, Specify _____

5. Well construction information:

() New well () Deepen (X) Replace (Repair existing well)

Proposed surface diameter 8" Maximum depth 400'

Anticipated bottom hole temperature: _____

(X) 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 1 Dec 1988

7. Well Driller (if known) Unknown

Address _____

8. Applicant's signature Marsha H. Bovey

Title City Clerk / Treasurer

Date 23 Nov 1988

* 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:

Dated this 30 day of November, 1988.

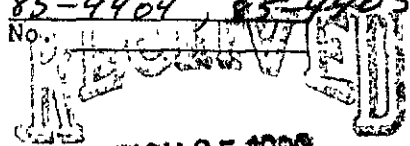
Signed Joh E. Beal
Title _____

Received by CP Fee \$100.00 Date 11/28/88

Receipt No. 0003636 Construction start extension to _____

Extension approved by _____

Drilling Permit No. 85-88-2-048
Water Permit No. 85-4404, 85-4405
Injection Permit No. 85-4405



State of Idaho
Department of Water Resources

NOV 25 1988

DRILLING PERMIT

(Authorizing Construction of a Well)*

Department of Water Resources

1. Applicant City of Winchester
2. Address P.O. Box 245; 408 Nezperce
Winchester, ID 83555-0245 Telephone 208-924-5358
(☒ Well Owner () Well Operator () Other, specify _____)
3. Proposed well location NW 1/4 NW 1/4, or Gov't lot No. _____,
Sec. 5, Twp. 33N, Rge. 2W, County Lewis,
Lot, block and subdivision _____
4. Proposed use of well: (Check all that apply).
() Domestic () Stockwater () Monitoring
() Irrigation () Industrial (☒ Municipal)
() Injection () Other, Specify _____
5. Well construction information:
() New well () Deepen (☒ Replace (Repair existing well))
Proposed surface diameter 8" Maximum depth 400'
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 1 Dec 1988
7. Well Driller (if known) Unknown
Address _____
8. Applicant's signature Marsha H. Bovey
Title City Clerk / Treasurer
Date 23 Nov 1988

* 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:

Dated this 30 day of November, 1988.

Signed

Title

Received by CP Fee \$100.00 Date 11/28/89

Receipt No. 2003636 Construction start extension to _____

Extension approved by _____

ID 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: *K*

Right Number *85-4405* Applicant _____

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 _____ Date _____

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By *KW* Date *8/9/83*

RECEIVED

SECRET

In. NESE NWSE SWSE SESE Sec 31 T 34N R 02W

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

JULY 18, 1983

CITY OF WINCHESTER
P.O. BOX 245
WINCHESTER ID 83555

RE: Claim No. 85-4405

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