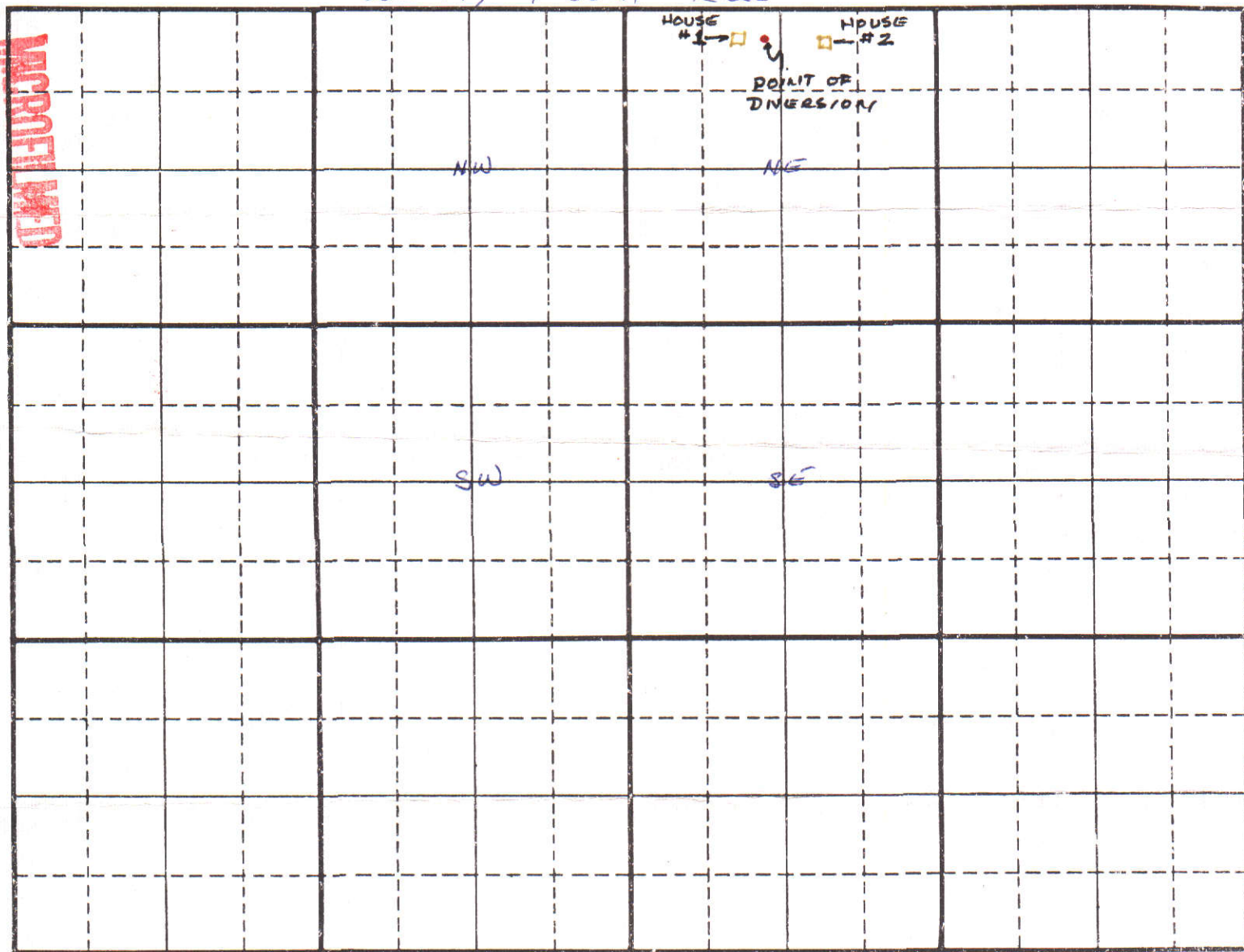


(8) Remarks _____

SEC 19, T 36N, R 2E

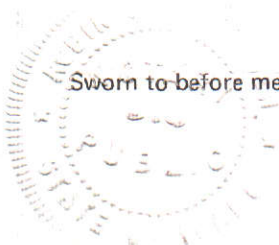


Scale: 2 inches equal 1 mile.

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 Clearwater) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.



Sworn to before me this 26th day of May

David E. Good
(Claimant)
Robin Christensen
Notary Public
Residing at Dropino, ID.

My commission expires 6-25-84

FOR DEPARTMENT USE ONLY

Received by ATB Date 6/1/83 Exception filed by: _____ Date _____
Prelim. check by ATB Date 6-1-83
\$30.00 fee received by ATB Date 6-1-83 (27085)
Published in Clearwater Tribune
Dates 6/23 - 6/30/83

Forwarded to claimant by: _____ Date _____

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 DAVID E. GOOD
(Name of Claimant)

RT. 6 Box 6 OROFINO IDAHO 83544 Telephone No. 476-7147
(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) 1952

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)
SPRING 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., Day)
Quantity	<u>101 cfs</u>	Use <u>DOMESTIC</u>	Period of Use From <u>JAN 1</u>	To <u>DEC 31</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) 01 cfs TOTAL QUANTITY USED
(cfs, af)

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

NW 1/4 NE 1/4, Sec. 19 Twp 36N Rge 2E B.M., County of CLEARWATER
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. SPRING DEVELOPED W/ 7x12' RINGS, 1 HP PUMP, 1" PIPE 200' TO HOUSE #1, 1" PIPE 600' TO HOUSE #2

(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.	NE1/4				NW1/4				SW1/4				SE1/4				TOTAL
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>36N</u>	<u>26</u>	<u>19</u>	<u>X</u>	<u>X</u>															

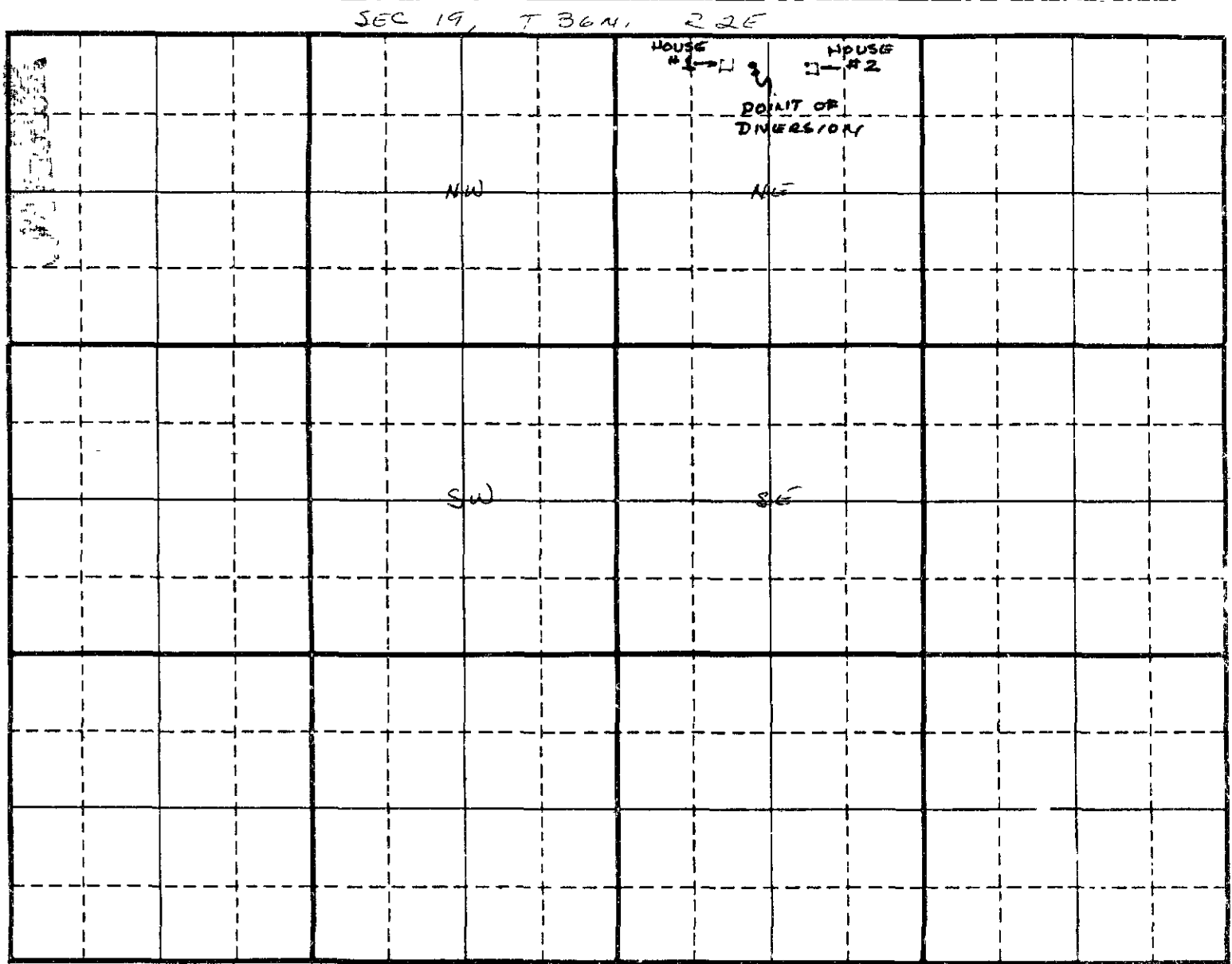
No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible DOMESTIC
FOR TWO (2) HOMES.

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 _____



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 Clearwater) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 26th day of May, 1983.

David E. Good
(Claimant)

Robin Christensen
Notary Public
Residing at Dropino, ID.

My commission expires 6-25-84

FOR DEPARTMENT USE ONLY

Received by <u>OTB</u>	Date <u>6/1/83</u>	Exception filed by	Forwarded to	Date
Prelim check by <u>JF</u>	Date <u>6-1-83</u>		claimant by	
\$30.00 fee received by <u>JF</u>	Date <u>6-1-83 (27085)</u>			
Published in <u>Clearwater Tribune</u>				
Dates <u>6-28-6/30/83</u>				

AFFIDAVIT

I, Max L. Stewart, do hereby swear that a water spring on the property of David E. Good was developed and put to domestic use prior to the year 1952. The spring is located in the NW $\frac{1}{4}$, NE $\frac{1}{4}$ of said section 19, approximately 500 feet west and 300 feet south of the northwest corner of the tract conveyed.

Max L. Stewart

Star Rte # 6 Box # 6A

Orofino, Idaho 83544

Subscribed and sworn to before me this 26 day of May, 1982

Allen Medalen, Clerk of the District Court, Orofino, Idaho

By, Jackie May Deputy

MICROFILMED

Page 3

SCHEDULE A (Owners-Purchasers-Lessee)

Order No T-13419

Amount of Insurance \$56,000.00

Date of Policy July 16, 1979,
at 5:00 P.M.

1 Name of Insured

DAVID E. GOOD and MARCIA J. GOOD, husband and wife

2 The estate or interest in the land described herein and which is covered by this policy is:
Fee title

3. The estate or interest referred to herein is at Date of Policy vested in

DAVID E. GOOD and MARCIA J. GOOD, husband and wife,
presumptively as community property.4 The land referred to in this policy is described as follows: Situate in the County of
Clearwater, State of Idaho, to-wit:A portion of the N $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 19, Township 36 North,
Range 2 E.B.M., described as:Beginning at a point on the section line which is 2035 feet
West of the northeast corner of said Section 19; thence

East 995 feet; thence

South 450 feet; thence

West 776 feet; thence

Northwesterly to the point of beginning.

SCHEDULE B (Standard)

This policy does not insure against loss or damage by reason of the following:

- 1 Rights or claims of persons in possession or claiming to be in possession, easements, liens or encumbrances including material or labor liens, which are not shown by the public records; reservations in patents or state grants, or in acts authorizing the issuance thereof, mineral rights, water rights, claims or title to minerals or water
- 2 Questions of location, boundary and areas; overlaps and encroachments by improvements belonging to these or adjoining premises, all dependent upon actual survey for determination.
3. Assessments which are not shown as existing liens by the public records; taxes not yet payable; pending proceedings for vacating, opening or changing streets or highways preceding entry of the final ordinance or order therefor.
4. General taxes for the year 1979, which are a lien, payable on or before December 20 of said year.
5. All runoff waters from adjacent land and all water originating on adjacent land, heretofore reserved.
6. An easement for a roadway over and across the North 20 feet of said tract.
7. An easement and right of way over and across the existing roadway, extending from the 20-foot strip above described to the County Road.
8. An undivided one-half interest in and to all waters in that certain spring located approximately 500 feet West and 300 feet South of the northeast corner of said premises, together with an easement for pipeline from said spring to the premises next easterly and adjacent to the above described tract, including the right to install, maintain, repair and remove the same.
9. Deed of Trust dated July --, 1979, executed by David E. Good and Marcia J. Good, husband and wife, grantors, to Title and Trust Company, an Idaho corporation, as trustee, and Harvey B. Hosley and Evelyn M. Hosley, husband and wife, as beneficiaries, to secure the payment of \$42,000.00, together with interest and any other obligations secured thereby; recorded July 16, 1979, as Instrument No. 122661, Records of Clearwater County, Idaho.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Clearwater } ss

Nancy Noble

being first duly sworn, on oath, deposes and says.

That I am and at all times herein mentioned have been a citizen of the United States and of the State of Idaho, over 21 years of age, and that I am not a party to nor interested in the above entitled proceeding, that I am and at all times herein mentioned have been the Editor, Foreman, of THE CLEARWATER TRIBUNE: That said Clearwater Tribune is a newspaper of general circulation, printed and published weekly at Orofino, in the County of Clearwater and State of Idaho, that the Clearwater Tribune has been continuously and uninterruptedly published in Clearwater County, Idaho during the period of seventy-eight consecutive weeks prior to the first publication of attached copy of

Notice of Claims to Water Rights

SEARS & GOOD

That said Notice

of which the annexed is a full, true and correct printed copy, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for full period of two consecutive issues commencing on the 23rd day of June, 1983, and ending on the 30th day of June, 1983.

Nancy Noble

Subscribed and sworn to before me this 1st day of July, 1983

Betty E. Knight

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

NOTICE OF CLAIMS TO WATER RIGHTS

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

84-4274

SEARS, W.A. &/or RUBY
RT. 2 BOX 97, OROFINO,
ID 83544

Source: SPRING trib. to
SINKS

Priority Date: 01/01/1950

Diversion Pt: LOT 02 Sec 03
T 36N R 02E

Use: DOMESTIC (0.04 CFS)

In: LOT 02 Sec 03 T 36N R
02E

85-4381

GOOD, DAVID E.

RT. 6 BOX 6, OROFINO, ID
83544

Source: SPRING trib. to
SINKS

Priority Date: 01/01/1952

Diversion Pt: NWNE Sec 19
T 36N R 02E

Use: DOMESTIC (0.01 CFS)

In: NENE NWNE Sec 19 T
36N R 02E

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, Director
6-23,30c

Deposited in Water Rights
Division of Land & Survey

MICROFILMED

December 4, 1983

RE: Claim to Water Right No. 85-4381

Thomas L. & Joyce Weathers
680 Rio San Pedro
Green Valley, AZ 85614

Dear Mr. and Mrs. Weathers:

Our office acknowledges receipt of Assignment of the above referenced water right. However, in reviewing the file I find that the water right is a Claim.

In Idaho, a claimed water right is considered real property and is acquired when the property to which it is appurtenant to is purchased. Proof of owning the land is proof of owning the water right claim.

Therefore, I have put the Assignment into the file for future reference only and no other action will be taken. I have also enclosed a copy of the Claim for your records.

If you have any questions please feel free to contact our office.

Sincerely,

KAY WALKER
Chief Clerk

KW:sc
Enclosures

RECORDED

Robert E. Kinney

ATTORNEY AT LAW

155 Main Street / P.O. Box 2260 - Orofino, Idaho 83544

208/476-5781

November 5, 1984

RECEIVED

NOV 8 1984

State of Idaho
Department of Water Resources
4055 Government Way
Coeur d'Alene, Idaho 83814

Department of Water Resources
Northern District Office

RE: David E. Good
Claim No. 85-4381

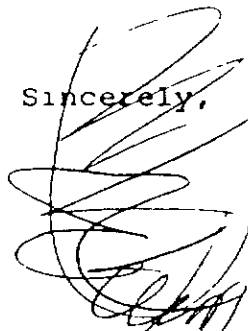
Gentlemen:

Please be advised that David E. Good and Marcia J. Good, husband and wife, have sold to Thomas L. Weathers and Joyce O. Weathers, husband and wife, the real property situate in Clearwater County, and served by domestic water concerned in the above referenced claim. The claim for water right filed by Mr. and Mrs. Good, bearing the claim number set forth above, has also been assigned to Thomas L. Weathers and Joyce O. Weathers.

I have enclosed for your records, and as evidence of this assignment, a photocopy of the Warranty Deed concerned in this transaction.

Thank you for your courtesies.

Sincerely,



ROBERT E. KINNEY
Attorney at Law

REK/jg
encl.

RECEIVED
NOV 16 1984

Department of Water Resources

WARRANTY DEED

DAVID E. GOOD and MARCIA J. GOOD, husband and wife, of 303 Ponderosa Court, Pierce, County of Clearwater, State of Idaho, hereinafter called Grantors, for and in consideration of Ten Dollars (\$10.00), do hereby GRANT, CONVEY and WARRANT to THOMAS L. WEATHERS and JOYCE WEATHERS, husband and wife, of 680 Rio San Pedro, Green Valley, Arizona 85614, hereinafter called the Grantees, the following described real property situate in the County of Clearwater, State of Idaho, to-wit:

A portion of the N1/2NE1/4 of Section 19, Township 36, North, Range 2 E.B.M., Clearwater County Idaho, described as: Beginning at a point on the section line which is 2035 feet West of the northwest corner of said Section 19; thence

East 995 feet; thence South 450 feet; thence West 776 feet; thence Northwesterly to the point of beginning.

TOGETHER WITH:

All right, title and interest of Sellers in and to supply of domestic water which emanates from a spring located upon the above described real property, and as specifically established in Claim No. 85-4381, records of the State of Idaho, Department of Water Resources.

SUBJECT TO:

The terms and conditions of a Deed of Trust and Note, recorded July 16, 1979, as Instrument No. 122661, records of the County Recorder of Clearwater County, Idaho;

Said Deed of Trust and Note being executed by DAVID E. GOOD and MARCIA J. GOOD, therein designated as Grantors, to Title and Trust Co., an Idaho Corporation, therein designated as Trustee, and HARVEY B. HOSLEY and EVELYN M. HOSLEY, husband and wife, therein designated as Beneficiaries and securing an indebtedness in the original amount of \$42,000.00.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantees and to the Grantees' heirs and assigns forever. And the Grantors do hereby covenant to and with the Grantees, that the premises herewith conveyed are free from all encumbrances, except as above described; and that Grantors will warranty and forever defend the title thereto against all lawful claims and demands whatsoever.

DATED this 7TH day of November, 1984.

David E. Good
DAVID E. GOOD

Marcia J. Good
MARCIA J. GOOD

STATE OF IDAHO)
 ss.
County of Clearwater)

On the 7th day of November 1984, before me, the undersigned a Notary Public in and for the State of Idaho, personally appeared DAVID E. GOOD and MARCIA J. GOOD, husband and wife, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Jean Larson
Notary Public in and for the
State of Idaho, residing at
therein.

MICROFILMED

Robert E. Kinney
ATTORNEY AT LAW

155 Main Street / P.O. Box 2260 - Orofino, Idaho 83544
208/476-5781

November 5, 1984

State of Idaho
Department of Water Resources
4055 Government Way
Coeur d'Alene, Idaho 83814

RECEIVED
NOV 9 1984

RE: David E. Good
Claim No. 85-4381

Department of Water Resources

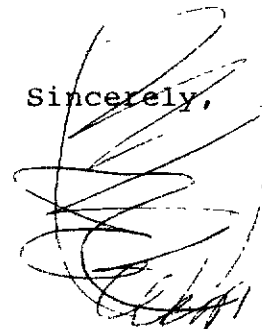
Gentlemen:

Please be advised that David E. Good and Marcia J. Good, husband and wife, have sold to Thomas L. Weathers and Joyce O. Weathers, husband and wife, the real property situate in Clearwater County, and served by domestic water concerned in the above referenced claim. The claim for water right filed by Mr. and Mrs. Good, bearing the claim number set forth above, has also been assigned to Thomas L. Weathers and Joyce O. Weathers.

I have enclosed for your records, and as evidence of this assignment, a photocopy of the Warranty Deed concerned in this transaction.

Thank you for your courtesies.

Sincerely,



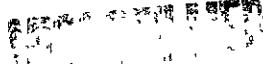
ROBERT E. KINNEY
Attorney at Law

REK/jg
encl.

RECEIVED

NOV 6 1984

Department of Water Resources
Northern District Office



WARRANTY DEED

DAVID E. GOOD and MARCIA J. GOOD, husband and wife, of 303 Ponderosa Court, Pierce, County of Clearwater, State of Idaho, hereinafter called Grantors, for and in consideration of Ten Dollars (\$10.00), do hereby GRANT, CONVEY and WARRANT to THOMAS L. WEATHERS and JOYCE WEATHERS, husband and wife, of 680 Rio San Pedro, Green Valley, Arizona 85614, hereinafter called the Grantees, the following described real property situate in the County of Clearwater, State of Idaho, to-wit:

A portion of the N1/2NE1/4 of Section 19, Township 36, North, Range 2 E.B.M., Clearwater County Idaho, described as: Beginning at a point on the section line which is 2035 feet West of the northwest corner of said Section 19; thence

East 995 feet; thence South 450 feet; thence West 776 feet; thence Northwesterly to the point of beginning.

TOGETHER WITH:

All right, title and interest of Sellers in and to supply of domestic water which emanates from a spring located upon adjacent real property, and as specifically established in Claim No. 85-4381, records of the State of Idaho, Department of Water Resources.

SUBJECT TO:

The terms and conditions of a Deed of Trust and Note, recorded July 116, 1979, as Instrument No. 122661, records of the County Recorder of Clearwaer County, Idaho;

Said Deed of Trust and Note being executed by DAVID E. GOOD and MARCIA J. GOOD, therein designated as Grantors, to Title and Trust Co., an Idaho Corporation, therein designated as Trustee, and HARVEY B. HOSLEY and EVELYN M. HOSLEY, husband and wife, therein designated as Beneficiaries and securing an indebtedness in the original amount of \$42,000.00.

MICROFILMED

RECEIVED
NOV 6 1984

Department of Water Resources
Northern District Office

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantees and to the Grantees' heirs and assigns forever. And the Grantors do hereby covenant to and with the Grantees, that the premises herewith conveyed are free from all encumbrances, except as above described; and that Grantors will warranty and forever defend the title thereto against all lawful claims and demands whatsoever.

DATED this _____ day of November, 1984.

DAVID E. GOOD

MARCIA J. GOOD

STATE OF IDAHO)
 ss.
County of Clearwater)

On the _____ day of November 1984, before me, the undersigned a Notary Public in and for the State of Idaho, personally appeared DAVID E. GOOD and MARCIA J. GOOD, husband and wife, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Notary Public in and for the
State of Idaho, residing at
therein.

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: _____

Right Number

85-4381

Applicant

[Signature]

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

8/29/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

[Signature]

Date

9/15/83

RECEIVED

RECEIVED
SEP 07 1983
Department of Water Resources

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

85-4381-

GOOD, DAVID E.

RT. 6 BOX 6. OROFIND. ID 83544

Source: SPRING trib. to SINKS

Priority Date: 01/01/1952

Diversion Pt: NENE Sec 19 T 36N R 02E

Use: DOMESTIC (0.01 CFS)

In: NENE NENE Sec 19 T 36N R 02E

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

JULY 12, 1983

DAVID E. GOOD
RT. 6 BOX 6
OROFINO ID 83544

RE: Claim No. 85-4381

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