

M. L. "OZZIE" OSBORN
1030 Prospect
Lewiston, Idaho 83501
743-8270



COOL SPRING RANCH
Lenore, Idaho — 836-5723

Note

Office
207 Weisberger Bldg.
Lewiston, Idaho 83501
746-1612

2-23-'83

85-4333 ✓
85-7327

Idaho Dept of State
Route #5 Box 203
4055 Loc. 2 day.
Coeur d'Alene Idaho 83814

I wish to file water rights on
two creeks and several springs on my
Ranch at Lenore, Idaho.

Please forward to my office the
necessary claim and permit forms along
with instructions for filing.

Sincerely
M. L. Osborn

MICROFILMED

RECEIVED

FEB 23 1983

Department of Water Resources
Northern District Office

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 M.L. and/or Constance Osborn
(Name of Claimant)

1030 Prospect Lewiston, Id 83501 Telephone No. 743-8270
(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) 1900

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)

Springs (2) tributary to Sinks

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

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity <u>0.02 cfs</u>		Use <u>Stock water</u>		Period of Use From <u>4/1</u>	To <u>10/1</u>
Quantity <u>0.10 cfs</u>		Use <u>Diversion to Storage</u>		Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity <u>3.0 AF</u>		Use <u>Storage for Stock</u>		Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity <u>3.0 AF</u>		Use <u>Stock from Storage</u>		Period of Use From <u>4/1</u>	To <u>10/1</u>
Quantity		Use		Period of Use From	To

(4) 0.12 cfs, 3.0 AF TOTAL QUANTITY USED
(cfs, af)

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

SE 1/4 NW 1/4, Sec. 2 Twp 36N Rge. 2W B.M., County of Nez Perce
Additional points of diversion NE SW sec 2 T36N R2W

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. Springs feed natural pond

(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%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
<u>36N</u>	<u>2W</u>	<u>2</u>								<u>X</u>	<u>X</u>								

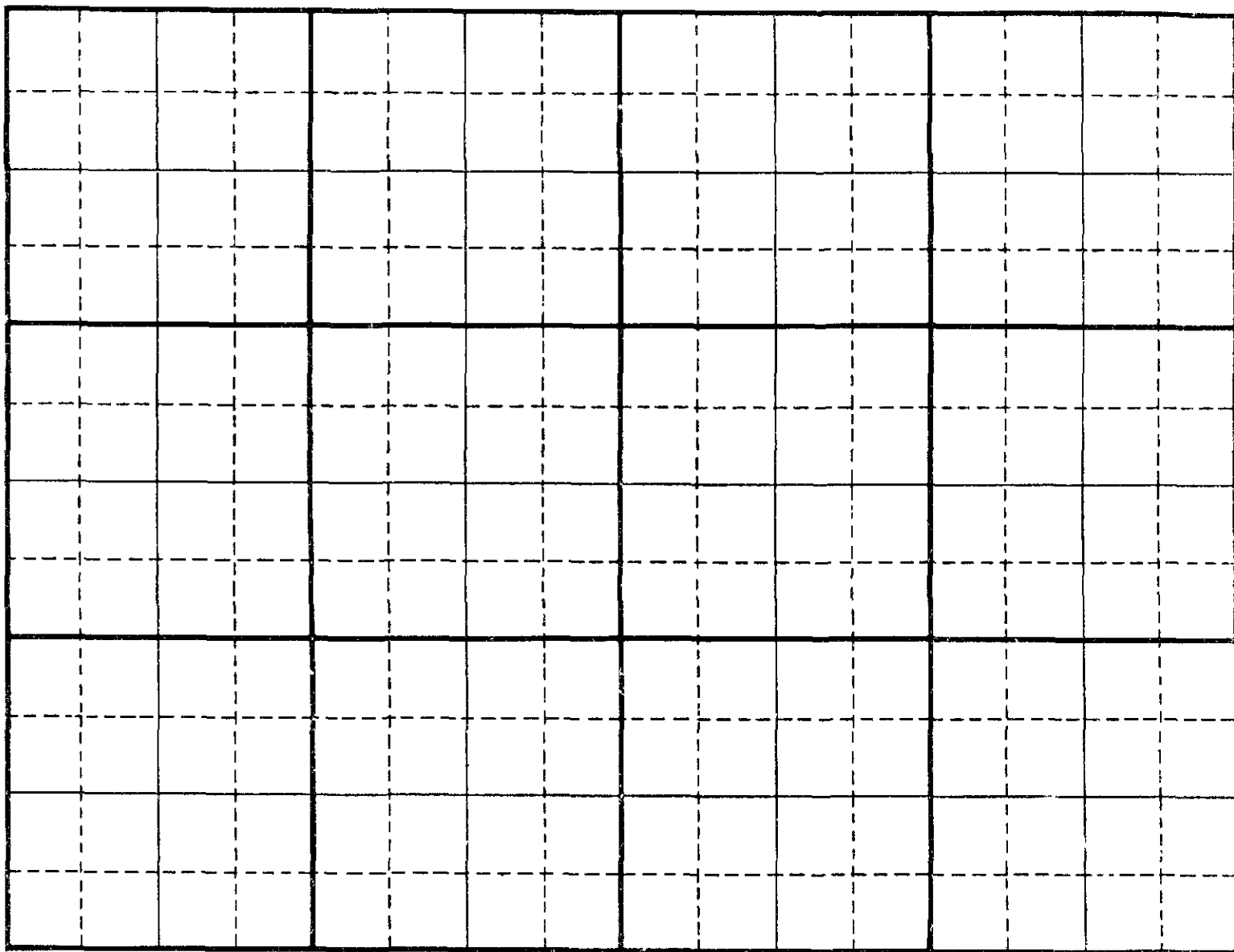
No. of acres _____

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

NOTE: Include here the type and number of stock watered 50 head cattle

(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 Kootenai) 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 24 day of March

W L C. Johnson
(Claimant)

Robert D. Harper
Notary Public
Residing at CAH

My commission expires Lifetime

FOR DEPARTMENT USE ONLY

Received by LB Date 3/24/83 Exception filed by _____ Date _____
Prelim. check by LB Date 3/24/83 Forwarded to claimant by _____
\$30.00 fee received by LB Date 3/24/83 (27436)
Published in Deviation
Dates 4/7-14/83

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

85-4327
NANNINGA, JR., JOHN
1901 FIRST ST., LEWISTON, ID 83501
Source: GROUNDWATER
Priority Date: 06/01/1953
Diversion Pt: SWSE Sec 01 T 35N R 05W
Use: IRRIGATION (0.06 CFS)
In: SWSE Sec 01 T 35N R 05W FOR 3 ACRES

85-4328
VAN HOUTEN, HERMAN JOHAN
Rt. 1 BOX 133, LAPWAI, ID 83540
Source: GROUNDWATER
Priority Date: 08/29/1962
Diversion Pt: SWNW Sec 13 T 35N R 04W
Use: DOMESTIC (0.60 CFS)
In: SWNW Sec 13 T 35N R 04W

85-4329
SCHAUB, STEPHEN A.
3745 LAPWAI RD., LEWISTON, ID 83501
Source: SPRING trib. to SMALLS CANYON
Priority Date: 01/01/1940
Diversion Pt: SWSE Sec 36 T 36N R 05W
Use: IRRIGATION (0.02 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.12 CFS)
In: LOT 03 Sec 01 T 35N R 05W FOR 1 ACRES

85-4330
SPRINGSTON, HAROLD
RT. 1 BOX 42, PECK, ID 83545
Source: SPRING trib. to JACK CREEK
Priority Date: 01/01/1935
Diversion Pt: NWSW Sec 17 T 36N R 01W
Use: STOCKWATER (0.02 CFS)
DOMESTIC (0.05 CFS)
In: NWSW Sec 17 T 36N R 01W

85-4333
OSBORN, M.L. &/or CONSTANCE
1030 PROSPECT ST., LEWISTON, ID 83501
Source: SPRINGS trib. to SINKS
Priority Date: 01/01/1900
Diversion Pt: SENW NESW Sec 02 T 36N R 02W
Use: STOCKWATER (0.02 CFS)
STOCKWATER STORAGE (3.0 AF)
STOCKWATER FROM STORAGE (3.0 AF)
DIVERSION TO STORAGE (0.10 CFS)
In: SENW NESW Sec 02 T 36N R 02W

86-4172
GROSECLOSE, VIRGIL A.
9949 N & S HWY., LEWISTON, ID 83501
Source: UNNAMED STREAM trib. to CLEARWATER RIVER
Priority Date: 01/01/1939
Diversion Pt: SWSW Sec 16 T 36N R 04W
Use: IRRIGATION (0.02 CFS)
DOMESTIC (0.04 CFS)
In: SWSW Sec 16 T 36N R 04W FOR 3 ACRES

86-4174
NELSON, RUDOLPH
RT. 1 BOX 70, TROY, ID 83871
Source: UNNAMED STREAM trib. to BIG BEAR CREEK
Priority Date: 06/01/1951
Diversion Pt: NESE Sec 22 T 39N R 03W
Use: IRRIGATION (0.20 CFS)
IRRIGATION STORAGE (65.0 AF)
STOCKWATER STORAGE (1.0 AF)
In: NESE Sec 22 T 39N R 03W FOR 10 ACRES

86-4176
MESSINGER, JR., LEO
Rt. 1 BOX 100, CULDESAC, ID 83526
Source: SPRING trib. to MAGPIE CREEK
Priority Date: 01/01/1952
Diversion Pt: SWSW Sec 06 T 36N R 03W
Use: STOCKWATER (0.02 CFS)
DOMESTIC (0.08 CFS)
In: NENE NWNE Sec 12 T 36N R 03W
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

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s) have been filed to appropriate the public waters of the State of Idaho.

85-7327
OSBORN, M.L. &/or CONSTANCE
1030 PROSPECT ST., LEWISTON, ID 83501
Source: RATTLESNAKE CREEK trib. to CLEARWATER RIVER
Date Filed: 03/24/1983
Diversion Pt: SWNW Sec 03 T 36N R 02W
Use: IRRIGATION (0.20 CFS)
In: SWNW NWSW Sec 03 T 36N R 02W FOR 20 ACRES

The permit(s) will be subject to all prior water rights. Permits must be filed with the Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814 on or before APRIL 25, 1983.

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 20 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 7th day of April, A. D. 1983, and the last publication thereof being on the 14th day of April, A. D. 1983, and said NOTICE OF CLAIMS TO WATER RIGHTS was so published in the regular and entire issue of the 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 TO BEFORE ME THIS THE
14th day of April, 1983

[Signature]
Notary Public in and for the State of Idaho,
residing at Lewiston, therein.

APR 21 1983

Department of Water Resources
Northern District Office

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M. L. "OZZIE" OSBORN
1030 Prospect
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Lenore, Idaho - 836-5723

Note

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207 Weisberger Bldg.
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85-4333 ✓
85-7327

Idaho Dept of State
Route #5 Box 203
4055 Loc. 214
Coeur d'Alene Idaho 83814

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two creeks and several springs on my
Ranch at Lenore, Idaho.

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with instructions for filing.

Sincerely
M. L. Osborn

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FEB 23 1983

Department of Water Resources
Northern District Office

RECORDED
INDEXED
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State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: _____

Right Number

85-4333

Applicant

Osborn

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

4/27/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

kw

Date

5/3/83

MICROFILMED

RECEIVED
MAY 02 1983

WATER RIGHT
DATA ENTRY LOG

Item

Keypunched by State Office

3/28/83

85-4333

OSBORN, M. L. &/or CONSTANCE

1030 PROSPECT ST., LEWISTON, ID 83501

Source: SPRINGS trib. to SINKS

Priority Date: 01/01/1900

Diversion Pt: SENW NESW Sec 02 T 36N R 02W

Use: STOCKWATER	(0.02 CFS)
STOCKWATER STORAGE	(3.0 AF)
STOCKWATER FROM STORAGE	(3.0 AF)
DIVERSION TO STORAGE	(0.10 CFS)

In: SENW NESW Sec 02 T 36N R 02W

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
R. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6494

APRIL 25, 1987

M. L. OSBORN
CONSTANCE OSBORN
1030 PROSPECT ST.
LEHISTON

ID 83501

RE: Claim No. 85-4333

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