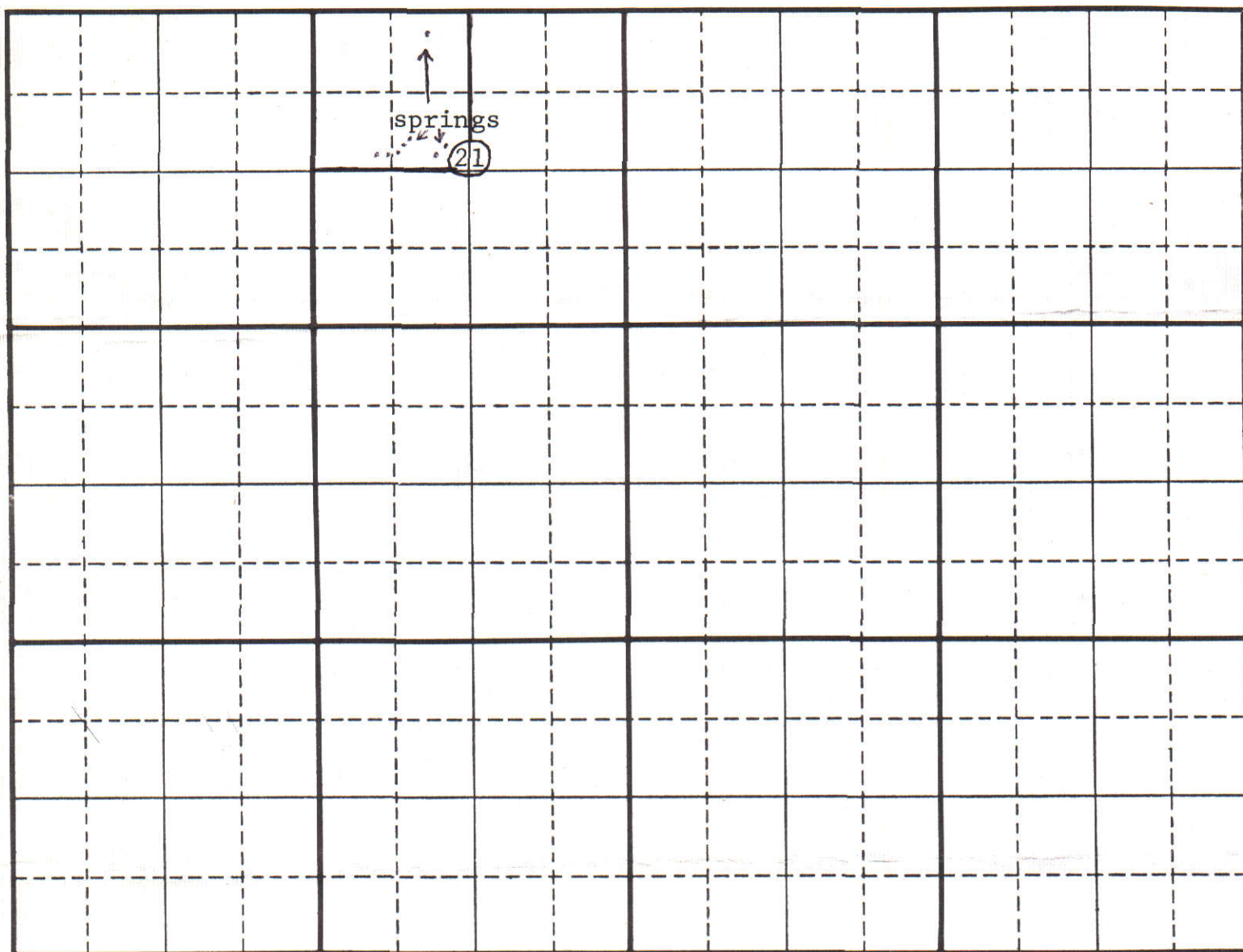


(8) Remarks There are approximately 8 springs on this quarter that
have been dug out and used since homestead times. The water
was used for domestic & cattle - this property has been
owned by the claimant or his family since homestead in 1895.



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.

Joseph F. Lawley
(Claimant)

Sworn to before me this 25th day of October, 1982.

Kelly Young
Notary Public
Residing at Kamiah

My commission expires 12/18/84

FOR DEPARTMENT USE ONLY

Received by Mr. [Signature] Date 10/26/82 Exception filed by: _____ Date _____
Prelim. check by JK Date 10-27-82
\$20.00 fee received by Mr. [Signature] Date 10/27/82 (20034)
Published in Lewis County Herald
Dates 11/4 & 11/82

Forwarded to
claimant by: _____

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

2 consecutive issues, the first publication having been on the 4 day of Nov, 1982, and the last publication on the 11 day of Nov, 1982.

Robert E. Wherry

Subscribed and sworn to before me, a Notary Public, this 1st day of Dec.,

1982

Catherine E. Wherry

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim has been filed on a water right created by diversion and beneficial use:

85-4238

Lauby, Joseph F.

205 Oak St., Nezperce, ID 83543

Source: SPRINGS tributary to SINKS

Priority date: 10/01/1895

Amount: 0.0044 CFS

Diversion Point: NENW SWNW SENW Sec 21 T 35N R 02E, LEWIS Co.

Use: STOCKWATER (0.0044 CFS) from 05/01 to 10/31

Place of Use: NENW NWNW SWNW SENW Sec 21 T 35N 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, Dir.

Published Nov. 4 and 11, 1982

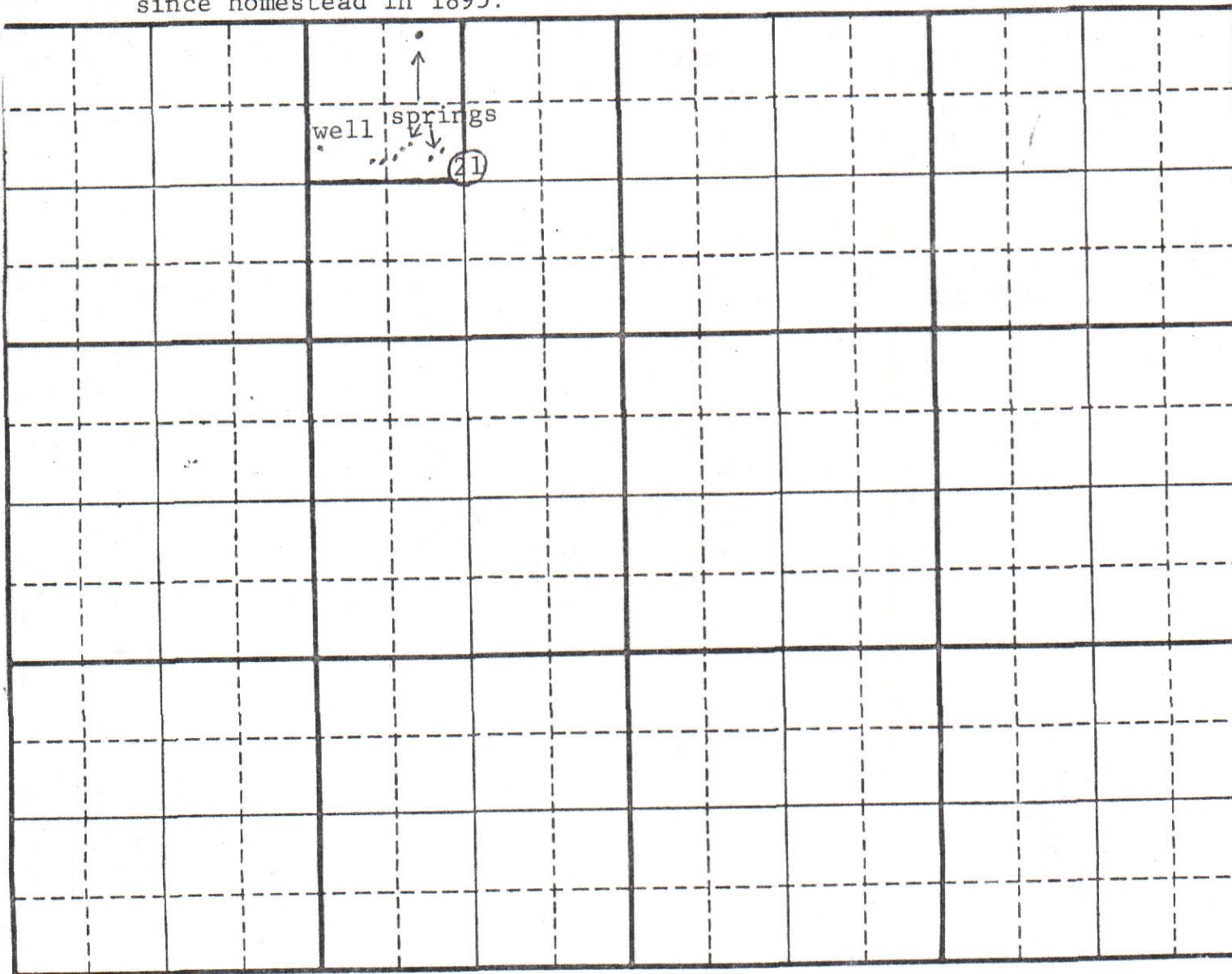
OK
12/6/82

RECEIVED

DEC 6 1982

Department of Water Resources
Northern District Office

(8) Remarks There are approximately 8 springs on this quarter that have been dug out and used since homestead times. The water was used for domestic & cattle - in 1940 a well furnished most of domestic needs - this property has been owned by claimant or his family since homestead in 1895.



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.

Joseph F. Lanley ✓
(Claimant)

Sworn to before me this 15th day of October, 1982.

Kelly Young
Notary Public
Residing at Kamiah

My commission expires 12/18/84

FOR DEPARTMENT USE ONLY

Received by JK Date 10-18-82 Exception filed by: _____ Forwarded to _____
Prelim. check by _____ Date _____ claimant by: _____
\$20.00 fee received by _____ Date _____
Published in _____
Dates _____

MICROFILMED

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 Joseph F. Lauby
(Name of Claimant)
205 Oak, Nezperce, Idaho 83543 Telephone No (208) 937-2286
(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) October, 1895

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 (springs) 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, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
		(Mo., Day)	(Mo., Day)
Quantity <u>.00440 cfs</u>	Use <u>Range Cattle (20 head)</u>	Period of Use From <u>May 1st</u>	To <u>Oct. 31st</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity <u>.00440</u>	Use _____	Period of Use From _____	To _____

(4) .00440 TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion. (Location of point where water is diverted from its source)
1/4 NW 1/4, Sec. 21 Twp 35N Rge. 2E. 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.
Small reservoirs for stock water piped to holding ponds.

(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	
35N	2E	21					X	X	X	X									160 acres

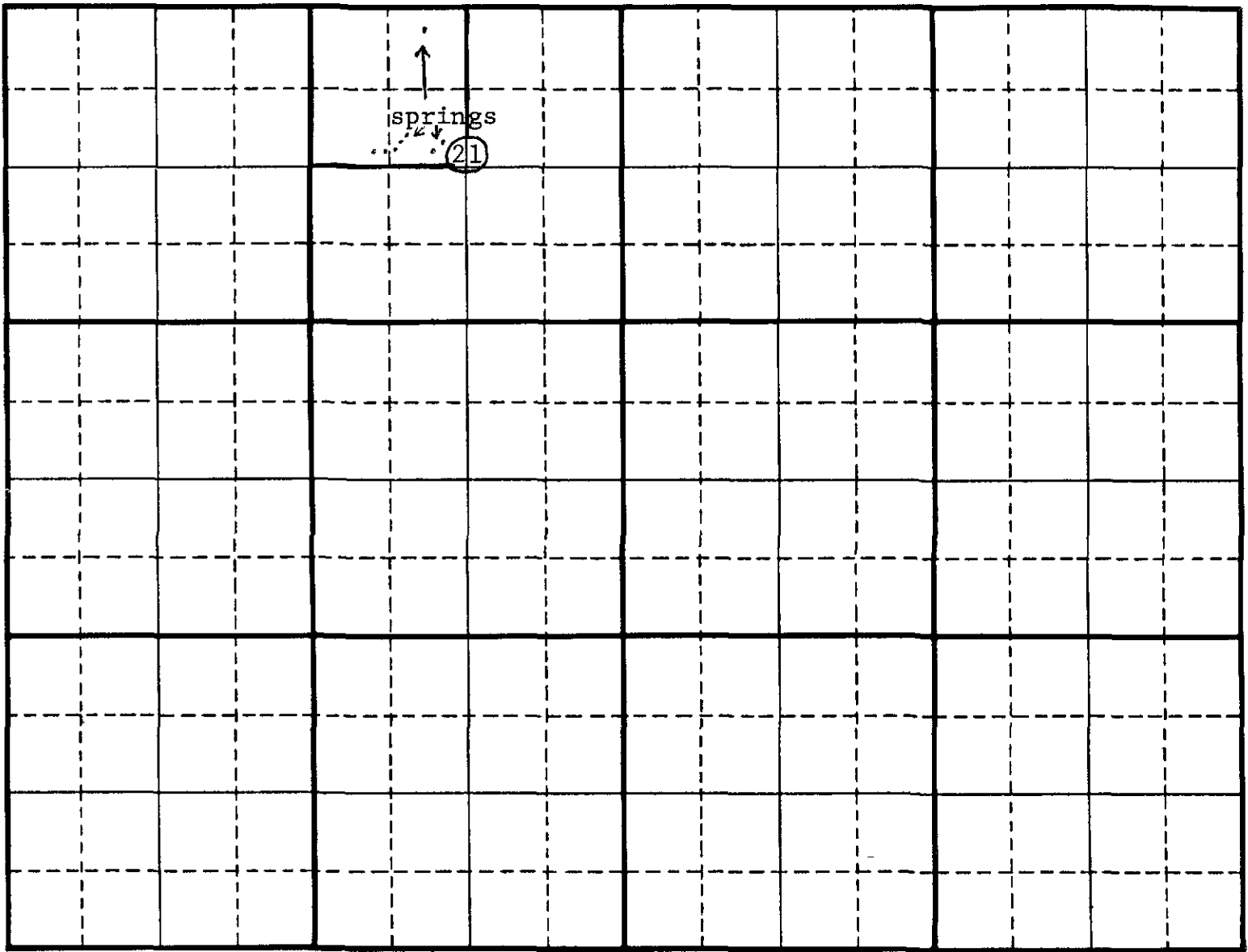
No. of acres 160

B) If water is used for other than irrigation, fully describe that use, being as specific as possible. This water was used for livestock water since homestead days - the springs were dug out and piped to the livestock ponds, both horses and cattle were watered from springs.

NOTE. Include here the type and number of stock watered. Range cattle - 20 head.

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

(8) Remarks There are approximately 8 springs on this quarter that
have been dug out and used since homestead times. The water
was used for domestic & cattle - this property has been
owned by the claimant or his family since homestead in 1895.



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 25th day of October, 1982.

Joseph F. Lawley
(Claimant)

Kelly Young
Notary Public
Residing at Kamiah

My commission expires 12/18/84

FOR DEPARTMENT USE ONLY

Received by <u>Mr</u>	Date <u>10/26/82</u>	Exception filed by	Forwarded to	Date
Prelim. check by <u>JK</u>	Date <u>10-27-82</u>		claimant by	
\$20.00 fee received by <u>Mr</u>	Date <u>10/27/82 (2084)</u>			
Published in <u>Lewis County Herald</u>				
Dates <u>11/4 & 11/82</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

2 consecutive issues, the first publication having been on the 4 day of Nov, 1982, and the last publication on the 11 day of Nov, 1982.

Robert E. Wherry

Subscribed and sworn to before me, a Notary Public, this 12th day of Dec, 1982

Robert E. Wherry

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim has been filed on a water right created by diversion and beneficial use:

85-4238

Lauby, Joseph F.

205 Oak St., Nezperce, ID 83543

Source: SPRINGS tributary to SINKS

Priority date: 10/01/1895

Amount: 0.0044 CFS

Diversion Point: NENW SWNW
SESW Sec 21 T 35N R 02E, LEWIS
Co.

Use: STOCKWATER (0.0044 CFS)
from 05/01 to 10/31

Place of Use: NENW NWNW SWNW
SESW Sec 21 T 35N 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, Dir.

Published Nov. 4 and 11, 1982

OK
12/6/82

RECEIVED

DEC 6 1982

Department of Water Resources
Northern District Office



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
~~XXXXXXXXXXXX~~
Director

Surte No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

October 19, 1982

85-4238

Mr. Joseph F. Lauby
205 Oak
Nezperce, Id. 83543

Dear Mr. Lauby:

We are returning your Check No. 92-31 in the amount of \$20.00 and your Claim to a Water Right, since a claim can only be filed on one source of water and the filing fee for a claim is \$30.00.

In order to file the claims, please complete one of the enclosed claim forms referring only to the water in the springs and complete the other form for the well. Be sure each claim lists the number of domestic units under Item No. 6b, each is notarized and that a \$30.00 fee accompanies each for a total filing fee of \$60.00.

If you have any questions, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - Check
Claims (3)
Instructions

RECEIVED
OCT 21 1982
WATER RESOURCES
DIVISION
IDAHO

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 Joseph F. Lauby
(Name of Claimant)
205 Oak, Nezperce, Idaho 83543 Telephone No (208) 937-2286
(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) Approximately 1896

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 (springs & well) 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, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>0.04 cfs</u>	Use <u>Domestic</u>	Period of Use From <u>April 1</u>	To <u>Oct. 31st</u>
Quantity	<u>.00440 cfs</u>	Use <u>Range cattle (20 head)</u>	Period of Use From <u>May 1</u>	To <u>Oct. 31st</u>
Quantity	_____	Use _____	Period of Use From _____	To _____
Quantity	_____	Use _____	Period of Use From _____	To _____
Quantity	<u>.04440</u>	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)
1/4 NW 1/4, Sec. 21 Twp 35N Rge. 2 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. Small reservoirs for stock water - pipeline for domestic - well drilled in 1940 for domestic use & livestock.

(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	
35N	2E	21					X	X	X	X									160 acres

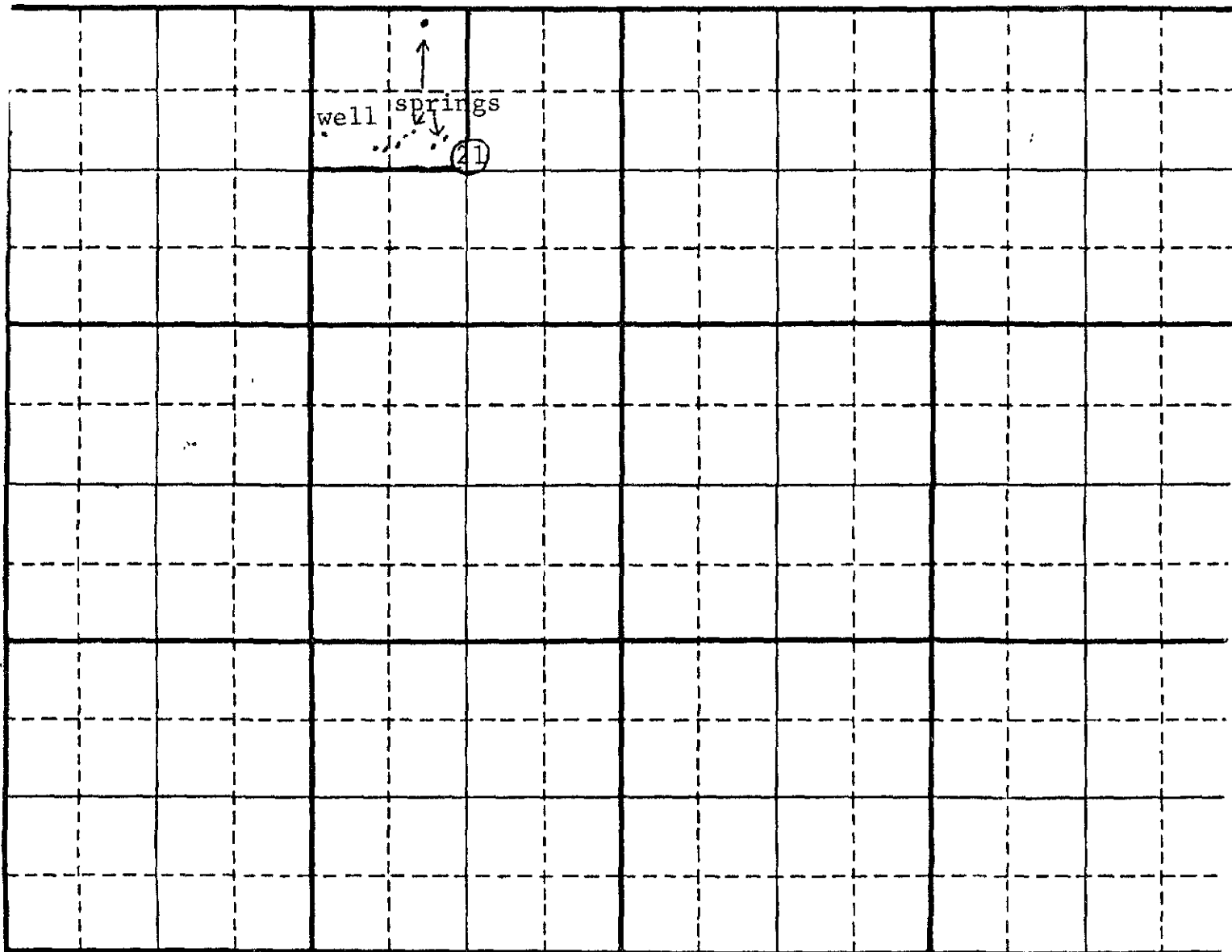
No. of acres 160

B) If water is used for other than irrigation, fully describe that use, being as specific as possible This water was used for domestic purposes & livestock water since homestead days - the springs were dug out and piped to the house - livestock, both horses and cattle were watered from springs - In 1940 a well was drilled in the SW1/4NW1/4 to furnish both domestic & stock water & is still used for that purpose.

NOTE: Include here the type and number of stock watered Range cattle - approximately 20 head.

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

(8) Remarks There are approximately 8 springs on this quarter that have been dug out and used since homestead times. The water was used for domestic & cattle - in 1940 a well furnished most of domestic needs - this property has been owned by claimant or his family since homestead in 1895.



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.

Joseph F. Lanley ✓
(Claimant)

Sworn to before me this 15th day of October, 1982.

Kelly Young
Notary Public
Residing at Kamiah

My commission expires 12/18/84

FOR DEPARTMENT USE ONLY

Received by JH Date 1/1/83 Exception filed by _____ Forwarded to
Prelim. check by _____ Date _____ claimant by _____
\$20.00 fee received by _____ Date _____
Published in _____
Dates _____

RECEIVED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number 8-5-4238 Applicant Shelby

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 JK Date 12/6/82

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By KW Date 1/18/83

RECEIVED
JAN 18 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

Initials

Date _____

Item

[Handwritten signature]

10/28/82

Original form entered

Edit Report Correct

Date Protested

Date of Hearing

Date Approved/Denied
(Proof due date, stage and/or status,
conditions of approval, water district)

Record Verified

Amendment Approved

Extension Approved

Partial Proof

Proof Complete

Field Exam Received

Field Exam Accepted
and changes entered

License Signed

Transfer Approved

Keypunched by State Office

85-4238-

LAUBY, JOSEPH F.

205 OAK ST., NEZPERCE, ID 83543

Source: SPRINGS tributary to SINKS

Priority Date: 10/01/1895

Amount: 0.0044 CFS

Diversion Point: NENW SWNW SENW Sec 21 T 35N R 02E, LEWIS Co.

Use: STOCKWATER (0.0044 CFS) from 05/01 to 10/31

Place of Use: NENW NNWN SWNW SENW Sec 21 T 35N R 02E

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

NOVEMBER 22, 1982

JOSEPH F. LAUBY
205 OAK ST.
NEZPERCE ID 83543

RE: Claim No. 85-4238

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,

^{1a}
Robert G. Haynes, P.E.
Regional Supervisor

Enclosure