

(8) Remarks

The spring is in the South East corner of the property. Refer to Item 3. On the 15th and days on stock usage I changed for a full year. You had it only one month.

Sec 6
T36N
R1W
+ RD
PA

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 Nez Perce) 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.

Catherine Kessler
+ Emil Kessler
(Claimant)

Sworn to before me this 18th day of June, 19 82.

Ruth G. Hart
Notary Public
Residing at Lewiston, Idaho

My commission expires March 1, 1985

FOR DEPARTMENT USE ONLY

Received by REB Date 4/1/82 Exception filed by: _____ Date _____
Prelim. check by PAH Date 6/28/82
\$30.00 fee received by PAH Date 6/28/82 121391
Published in Lewiston Tribune
Dates 7/8-15/82

(8) Remarks

The Spring is in the South East corner of the property. Refer to Item 3. One they spent and days on stock usage I changed for a full year. You had it only one month.

AD
PH
T26N
R1W
SEC 6

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 Nez Perce) 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.

Brookline Kessler
Emil Kessler
(Claimant)

Sworn to before me this 18th day of

June

, 19 82.

Ruth C. Hart

Notary Public

Residing at

Lewiston, Idaho

My commission expires

March 1, 1985

FOR DEPARTMENT USE ONLY

Received by AD

Date

4/21/82

Exception filed by:

Forwarded to

Date

Prelim. check by

Date

claimant by:

\$30.00 fee received by

Date

Published in

Dates

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 Emil A. Kjaer (Name of Claimant)
RT# Box 47 Pack, ID (Mailing Address) Telephone No _____
(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) 1965

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 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

	(cfs, af)	(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>1-1</u>	To <u>12-31</u>
Quantity	<u>0.02 cfs</u>	Use <u>Stock</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity	<u>0.12 cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>1-1</u>	To <u>11-1</u>
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

(4) 0.18 TOTAL QUANTITY USED
(cfs, af)

(5) A) Point of diversion (Location of point where water is diverted from its source)
NW 1/4 SW 1/4, Sec 6 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.
Gravity flow pipeline

(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>6</u>									<u>6X</u>								<u>6</u>

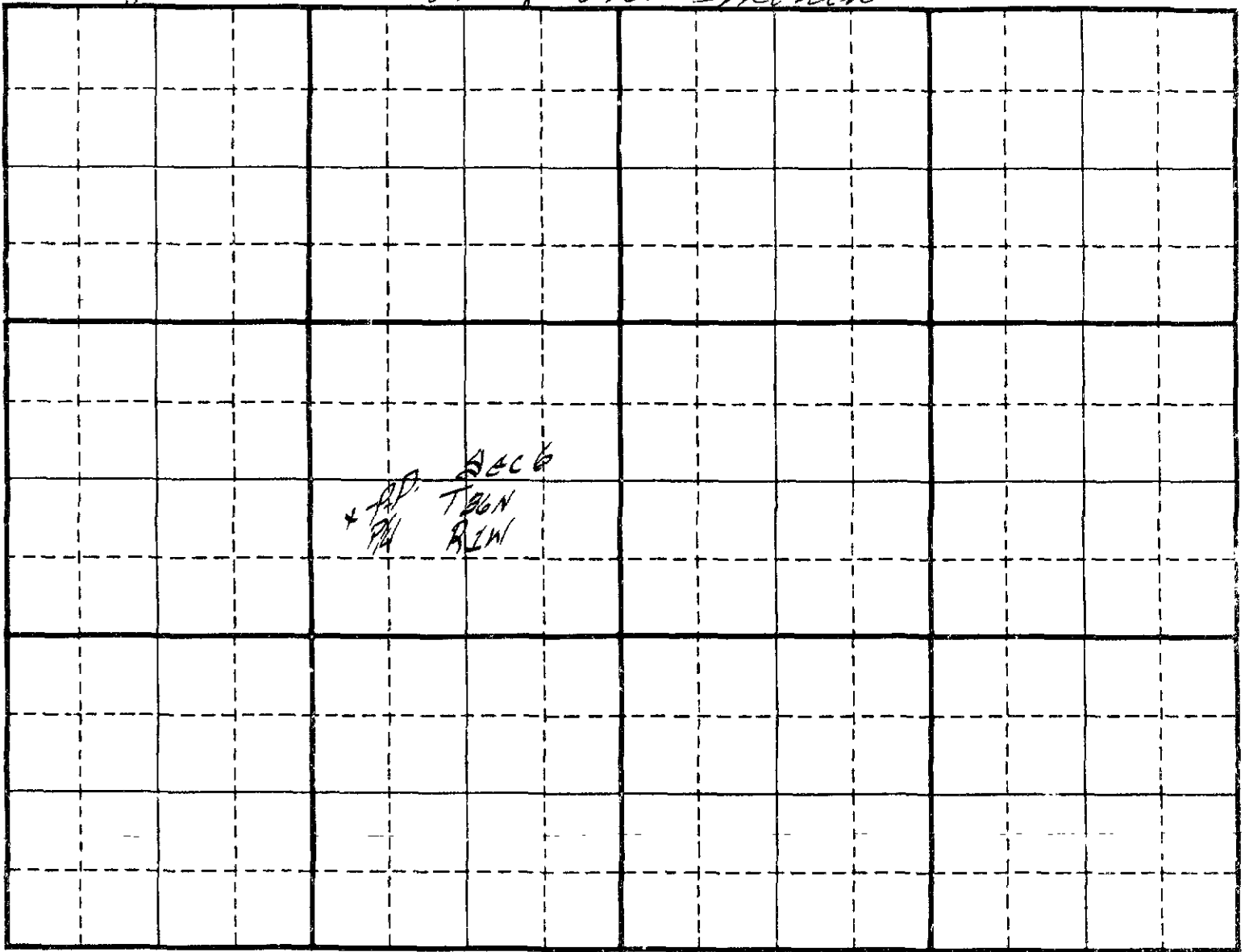
No. of acres 6

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

NOTE Include here the type and number of stock watered 30

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

(8) Remarks The spring is in the South East
corner of the property
Refer to Item 3. On the 15th and days on
spring usage I changed for a full year.
You had it only one month



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 Nez Perce) 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.

Katherine Gessier
* Emil Gessier
(Claimant)

Sworn to before me this 18th day of June, 19 82.

Rich C. Hart
Notary Public
Residing at Lemmon, Idaho

My commission expires March 1, 1985

FOR DEPARTMENT USE ONLY

Received by PAH Date 4/2/82 Exception filed by _____ Date _____
Prelim. check by PAH Date 6/28/82 Forwarded to claimant by _____
\$30.00 fee received by PAH Date 6/28/82 12371
Published in Lemmon Tribune
Dates 7/8 ~ 15/82

PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Nez Perce } ss.

Judy Rose, 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 consecu-
tive 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 8th day of
July, A. D. 1982, and the last publica-
tion thereof being on the 15th day of July,

A. D. 1982, and said Notice of Claims to Water Right
was so published in the regular and entire issue of the said
newspaper and not in a supplement thereof and was so pub-
lished 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
15th day of July, 1982

Sheryl M. Smith
Notary Public in and for the State of Idaho,
residing at Lewiston, therein.

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the fol-
lowing claim(s) to water right(s) have
been established by diversion and ap-
plication to beneficial use:

88-4222

KIESSER, EMIL A
RT. 1 BOX 47, PECK, ID 83545
Source. SPRING tributary to SINKS
Priority Date. 01/01/1965
Amount: 0.18 CFS
Diversion Point: NWSW Sec 06 T 36N R
01W, NEZ PERCE Co.
Use: IRRIGATION (0.12 CFS) from
04/01 to 11/01
STOCKWATER (0.02 CFS) from
01/01 to 12/31
DOMESTIC (0.04 CFS) from 01/
01 to 12/31

Place of Use: NWSW Sec 06 T 36N R
01W FOR 6 ACRES

Any exception to any claim of water
right may be filed with the Director of
the Idaho Department of Water Re-
sources, 4055 Gov't Way, Coeur
d'Alene, Id, 83814

A KENNETH DUNN
Director

RECEIVED
Department of Water Resources
Coeur d'Alene Office



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

854222

Dear Mr. Kiesser:

Sincerely,

Enc. - Claim
Check

10/20
11/20
12/20
13/20
14/20
15/20
16/20
17/20
18/20
19/20
20/20

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

(Name of Claimant)

(Mailing Address)

{Zip Code}

Telephone No

(1) Date of priority (When was the water first applied to a beneficial use) 1965

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

501144

tributary to *links*

{cfs, af}

(Domestic, Irrigation, Stock, Etc)

(Both dates inclusive)
(Mo., Day) (Mo.,

(Mo., Day)

Quantity 0.04 CDS Use Domestic Period of Use From 1-1 To 12-31

Quantity 0.0243 Use Stock Period of Use From 1-1 To 12-31

Quantity 0.42 cfs Use Irrigation Period of Use From 4-1 To 11-1

Quantity _____ Use _____ Period of Use From _____ To _____

Quantity _____ Use _____ Period of Use From _____ To _____

(4) 0.18 TOTAL QUANTITY USED

{cfs, af}

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

NW ¼ SW ¼, Sec 6, Twp 36N Rge 1W B M, County of Naz Perce

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 Gravity flow pipeline

(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 6

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

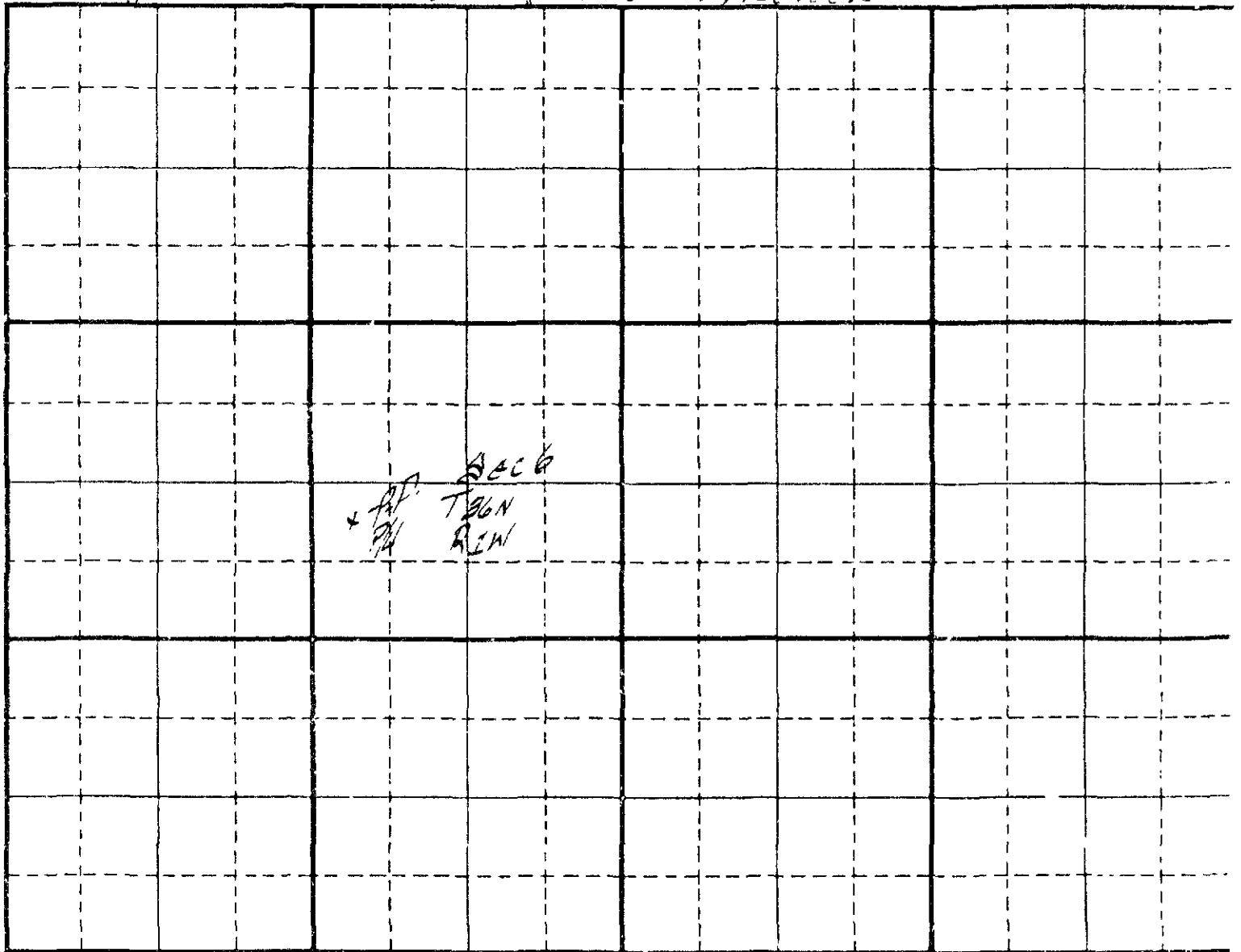
one found

NOTE Include here the type and number of stock watered 30

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

(8) Remarks

The spring is in the South East corner of the 40-acre subdivision. It is a small spring and flows on a rock surface. It is a full year flow but only one month.



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 Blaine) 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 18th day of June

Robert L. Hart
Notary Public

Residing at Blaine, Idaho

My commission expires March 1, 1969

FOR DEPARTMENT USE ONLY

Received by AP Date 6/19/62 Exception filed by _____ Forwarded to _____ Date _____
Prelim check by _____ Date _____
\$30.00 fee received by _____ Date _____
Published in _____
Date _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant _____ Phone _____

Post office address _____

2. Source of water supply _____ which is a tributary of _____

3. Location of point of diversion is _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____

Range _____ B.M. _____ County, additional points of diversion if any _____

4. Water will be used for the following purposes.

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. _____ cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. _____

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is _____ years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____

Range _____ B.M. _____

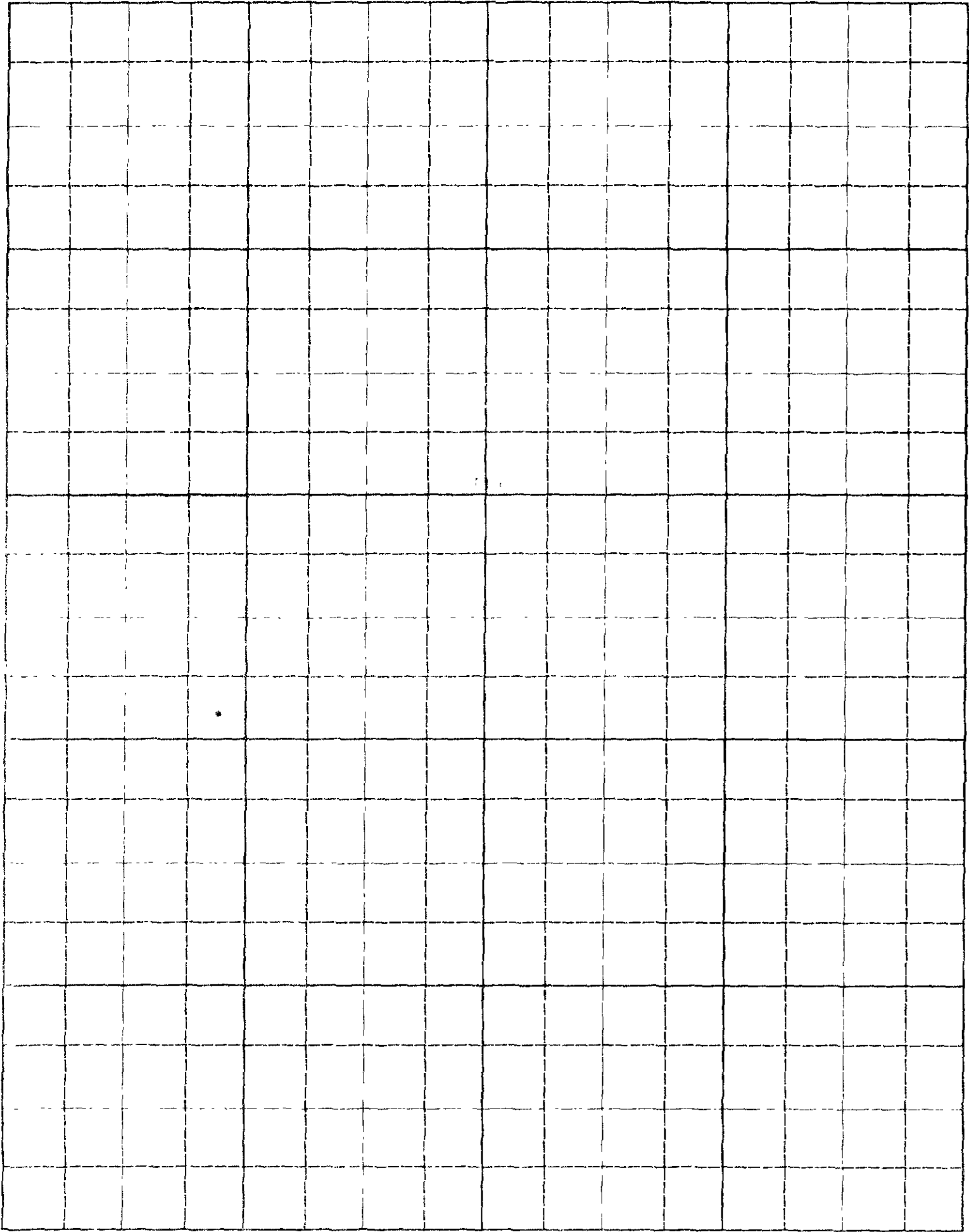
(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____

(5) If water is to be used for other purposes describe: _____

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth

(Applicant)

Received by JP Date 11/13/82 Time 10:30 AM
Preliminary check by _____ Fee \$ 22 5 ✓
Receipted by _____ Date _____
Publication prepared by _____ Date _____
Published in _____
Publication dates _____
Publication approved _____ Date _____
Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1 Approval of said application is subject to the following limitations and conditions:

- a SUBJECT TO ALL PRIOR WATER RIGHTS.
- b Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.
- c The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land
- d. Other:

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number 85-4222 Applicant Kaiser

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 mr Date 7/29/82

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By kw Date 8/5/82

RECEIVED
AUG 2 1982

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

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 26, 1982

EMIL A. KIESSER
RT. 1 BOX 47
PECK

ID 83545

RE: Claim No. 85-4222

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



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

John V Evans
Governor
A. Kenneth Dunn
~~C. Stephen Allen~~
Director

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

June 22, 1982

Mr. Emil A. Kiesser
Rt. 1 Box 47
Peck, Id. 83545

Dear Mr. Kiesser:

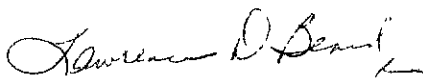
I am afraid I have to return your Claim to a Water Right along with your Check No. 98-228 in the amount of \$30.00.

The problem is the result of an oversight by the notary public. In order for the notarization to be legal, it must be stamped, which it was not.

Please have this error corrected and return the claim along with the check.

If you have any questions, please contact us.

Sincerely,


LAWRENCE D. BEARD
E.I.T.

LDB/pms

Enc. - Claim
Check

RECEIVED

JUN 28 1982

Department of Water Resources
Northern District Office

KIESSER, EMIL A.

RT. 1 BOX 47, PECK, ID 83545

Source: SPRING tributary to SINKS

Priority Date: 01/01/1965

Amount: 0.18 CFS

Diversion Point: NWSM Sec 06 T 36N R 01W, NEZ PERCE Co.

Use: IRRIGATION	(0.12 CFS)	from 04/01 to 11/01
STOCKWATER	(0.02 CFS)	from 01/01 to 12/31
DOMESTIC	(0.04 CFS)	from 01/01 to 12/31

Place of Use: NWSM Sec 06 T 36N R 01W FOR 6 ACRES