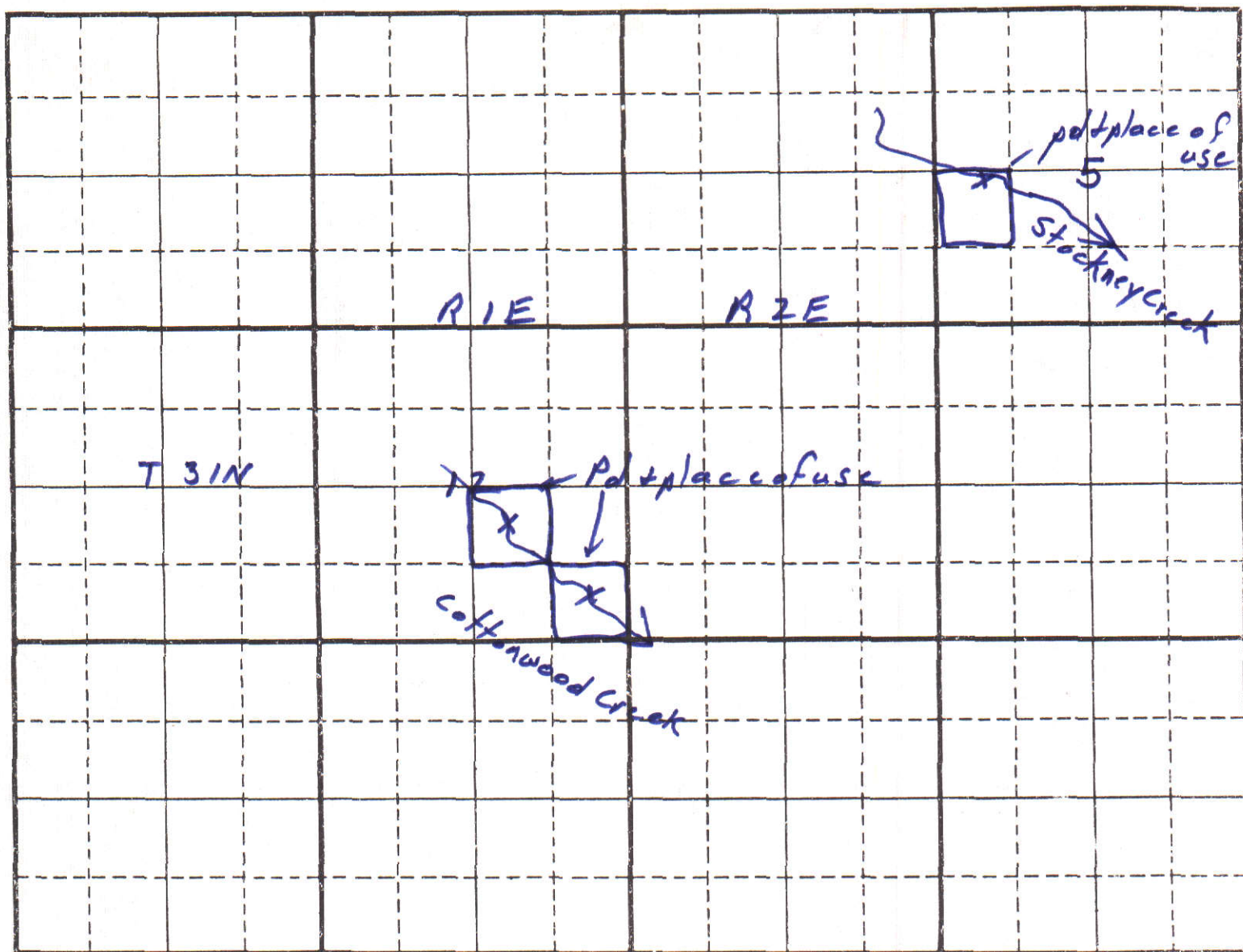


(8) Remarks _____



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 Ada) 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

7

day of

April

, 19 82.

Henry J. Spengler
(Claimant)

Nancy M. Hathway
Notary Public
Residing at Boise

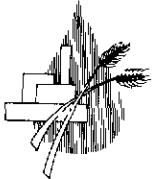
My commission expires

Life

FOR DEPARTMENT USE ONLY

Received by GLS Date 4-7-82 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by JK Date 4-15-82 claimant by: _____
\$30.00 fee received by GLS Date 4-7-82 #21456
Published in Idaho City News
Dates 4/21-28/82

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 HENRY L. SPENGLER
(Name of Claimant)
Rt. 1, Box 31, Grangeville, ID 83530 Telephone No 962-3571
(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) 1910

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)
Stockney Creek tributary to Cottonwood Creek
Cottonwood Creek tributary to South Fork Clearwater River

(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>.06 cfs</u>	Use	<u>stockwater</u>	Period of Use From <u>1/1</u>	To <u>12/31</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) .06 TOTAL QUANTITY USED
(cfs, af)

(5) A) Point of diversion (Location of point where water is diverted from its source)
NW ¼ SE ¼, Sec. 12 Twp 31N Rge. 1E B M, County of Idaho
Additional points of diversion SESE, Sec. 12, T. 31N, R. 1E; NWSW, Sec. 5, T. 31N, R. 2E

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.
Cattle water directly from creek

(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.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
31N	1E	12													X			X	
31N	2E	5									X								

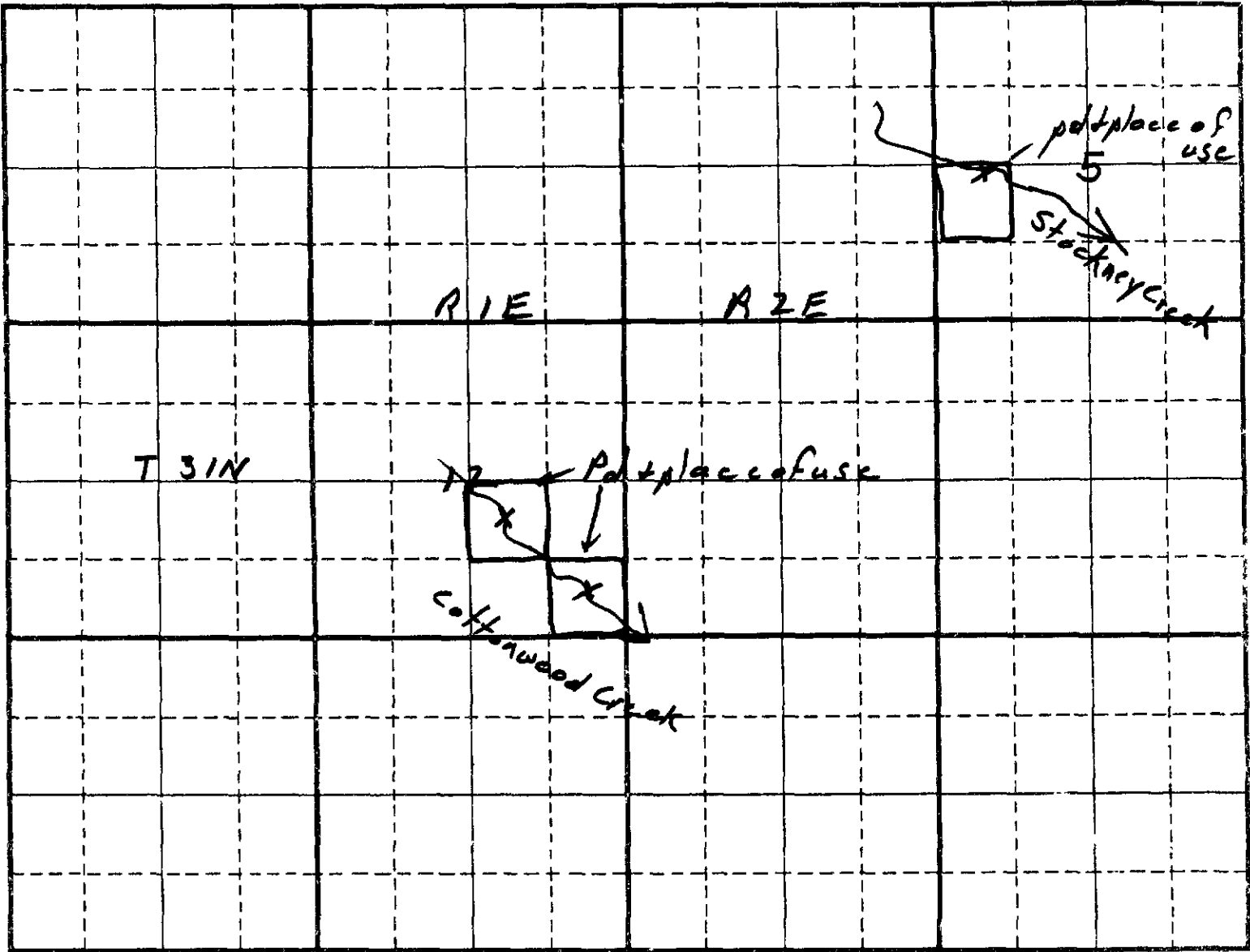
No. of acres

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: 90 head beef 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 Ada) 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 7 day of April, 1982.

Henry P. Spengler
(Claimant)

Nancy M. Hathway
Notary Public
Residing at Boise

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by GLS Date 4-7-82 Exception filed by _____ Forwarded to _____ Date _____
Prepaid check by JK Date 4-15-82 claimant by _____
\$30.00 fee received by GLS Date 4-7-82 #21456
Published in Idaho Statesman
Date 4/21/82

**NOTICE OF CLAIMS
TO WATER RIGHTS**

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

81-4038

HENDREN, JEFF &/or
NINA
RT. 1 BOX 70A, KOOSKIA,
ID 83539

Source: SPRING tributary
to SINKS

Priority Date: 01/01/1914

Amount: 0.08 CFS 1.0 AC-FT

Diversion Point: NESE Sec
27 T 32N R 05E, IDAHO Co.

Use: STOCKWATER
STORAGE (1.0 AC-FT) from
01/01 to 12/31 DOMESTIC

(0.04 CFS) from 01/01 to
12/31 RECREATION

STORAGE (1.0 AC-FT) from
01/01 to 12/31 DIVERSION

TO STORAGE (0.04 CFS)
from 01/01 to 12/31

Place of Use: NESE NWSE
Sec 27 T 32N R 05E

81-4039

WELBORN, FLOYD L.
WINCHESTER, ID 83555

Source: UNNAMED
STREAM tributary to BIG

CEDAR CREEK

Priority Date: 01/01/1961

Amount: 3.0 AC-FT

Diversion Point: NESW Sec
21 T 32N R 05E SWNE SENW

Sec 22 T 32N R 05E SESW Sec
21 T 32N R 05E NWNW Sec 28

T 32N R 05E, IDAHO Co.

Use: STOCKWATER
STORAGE (3.0 AC-FT) from

01/01 to 12/31 STOCK-

WATER FROM STORAGE
(3.0 AC-FT) from 01/01 to

12/31

Place of Use: SESW NESW
Sec 21 T 32N R 05E SWNE

SESW Sec 22 T 32N R 05E
NWNW Sec 28 T 32N R 05E

81-4040

WELBORN, FLOYD L.
WINCHESTER, ID 83555

Source: UNNAMED
STREAMS tributary to

CLEARWATER RIVER,
MIDDLE FORK

Priority Date: 01/01/1961

Amount: 2.0 AC-FT

Diversion Point: SENW
NESW SESW Sec 14 T 32N R

05E, IDAHO Co.

Use: STOCKWATER
STORAGE (2.0 AC-FT) from

01/01 to 12/31 STOCK-

WATER FROM STORAGE
(2.0 AC-FT) from 01/01 to

12/31

Place of Use: SENW NESW
SESW Sec 14 T 32N R 05E

82-4053

PAYTON, RICHARD
P.O. BOX 355, KOOSKIA, ID

83539

Source: GROUNDWATER

Priority Date: 11/18/1969

Amount: 0.04 CFS

Diversion Point: NENE Sec
08 T 32N R 04E, IDAHO Co.

Use: IRRIGATION (0.02
CFS) from 04/01 to 11/01

DOMESTIC (0.02 CFS) from
01/01 to 12/31

Place of Use: NENE Sec 08
T 32N R 04E FOR 1 ACRES.

85-4195

SPENGLER, HENRY L.

RT. 1 BOX 31,
GRANGEVILLE, ID 83530

Source: STOCKNEY
CREEK tributary to COT-

TONWOOD CREEK,
COTTONWOOD CREEK

tributary to CLEARWATER
RIVER, SOUTHFORK

Priority Date: 01/01/1910

Amount: 0.06 CFS

Diversion Point: NWSE
SESE Sec 12 T 31N R 01E

NWSW Sec 05 T 31N R 02E,
IDAHO Co.

Use: STOCKWATER (0.06
CFS) from 01/01 to 12/31

Place of Use: NWSE SESE
Sec 12 T 31N R 01E NWSW

Sec 05 T 31N R 02E.

85-4200

SCHUMACHER, JAMES A
&/or BETTIE

RT. 1 BOX 131, COT-
TONWOOD, ID 83522

Source: UNNAMED
STREAM tributary to RED

ROCK CREEK

Priority Date: 06/01/1900

Amount: 0.02 CFS

Diversion Point: NENE
NWNE Sec 35 T 32N R 02E,

IDAHO Co.

Use: STOCKWATER (0.02
CFS) from 01/01 to 12/31

Place of Use: NENE NWNE
Sec 35 T 32N R 02E.

85-4201

TERHAAR, RALPH &/or
CELINE

GREENCREEK, ID 83533

Source: LAWYER CREEK
tributary to CLEARWATER

RIVER, UNNAMED
STREAMS tributary to

LAWYER CREEK

Priority Date: 01/01/1954

Amount: 0.06 CFS

Diversion Point: NENW
SESW SWSW Sec 20 T 32N R

01W NENE SENE Sec 19 T

32N R 01W SWSW SESW Sec

17 T 32N R 01W, IDAHO Co

Use: STOCKWATER (0.06
CFS) from 01/01 to 12/31

Place of Use: SWSW SESW
Sec 17 T 32N R 01W NENE

SENE Sec 19 T 32N R 01W

NENW SENW SWSW Sec 20

T 32N R 01W.

85-4202

TERHAAR, THOMAS &/or
IRENE M.

RT. 1 BOX 85,
GRANGEVILLE, ID 83530

Source: STOCK CREEK
tributary to COTTONWOOD

CREEK, UNNAMED
STREAM tributary to

STOCK CREEK

Priority Date: 01/01/1900

Amount: 0.03 CFS

Diversion Point: SWSW
SESE Sec 04 T 31N R 02E

NWNW SENW NWSW

NESW SWSW Sec 04 T

31N R 02E, IDAHO Co.

Use: STOCKWATER (0.03
CFS) from 01/01 to 12/31

Place of Use: SWSW SESE
Sec 04 T 31N R 02E

85-4206

WAGNER, J. L. AL

D/B/A SUNSET AUTO

VUE, P.O. BOX 33,

GRANGEVILLE, ID 83530

Source: GROUNDWATER

Priority Date: 01/01/1953

Amount: 0.10 CFS

Diversion Point: NWNE Sec

29 T 30N R 03E, IDAHO Co.

Use: COMMERCIAL (0.10

CFS) from 01/01 to 12/31

Place of Use: NWNE Sec 29

T 30N R 03E.

AFFIDAVIT OF PUBLICATION

Nona Donaldson

being first duly

sworn, says he is the Office Manager

of the IDAHO COUNTY FREE PRESS, a weekly newspaper which

is published and issued weekly at Grangeville, Idaho County,

State of Idaho, and which is of general circulation in said county

and state; that the said notice, of which the one hereto attached

is a true copy, was published in said paper for 2 weeks,

being published 2 times, the first publication being

on the 21st day of April, 1982,

and the last publication on the 28th day of

April, 1982, and that the said notice

was published in the newspaper proper and not a supplement,

that said newspaper has been continuously and uninterruptedly

published in said county during a period of more than seventy-

eight consecutive weeks prior to the first publication of said

notice or advertisement

Subscribed and sworn to before me this 30th day

of April, 1982

Notary Public

for State of Idaho, residing at Grangeville, Idaho

84-4150

NIMS, LAWRENCE R.

STAR RT. BOX 85A1,
KAMIAH, ID 83536

Source: LINDER CREEK
tributary to TOM TAHA

CREEK

Priority Date: 04/01/1971

Amount: 0.12 CFS

Diversion Point: NWNW
NENW Sec 31 T 34N R 02E,

IDAHO Co.

Use: IRRIGATION (0.12
CFS) from 04/01 to 12/31

STOCKWATER (0.02 CFS)

from 01/01 to 12/31

DOMESTIC (0.04 CFS) from

01/01 to 12/31

Place of Use: NENW
NWNW Sec 31 T 34N R 02E

FOR 4 ACRES.

84-4150

HAUNTZ, DALE W.

HIGHWAY 12 RT. 2,
KAMIAH, ID 83536

Source: GROUNDWATER

Priority Date: 06/01/1956

Amount: 0.08 CFS

Diversion Point: NWNE Sec

30 T 32N R 04E, IDAHO Co.

Use: DOMESTIC (0.08 CFS)

from 01/01 to 12/31

Place of Use: NWNE Sec 30

T 32N R 04E.

85-4193

CITY OF GRANGEVILLE

CITY HALL,
GRANGEVILLE, ID 83530

Source: SPRING tributary
to SINKS, SPRINGS

tributary to THREEMILE
CREEK

Priority Date: 01/01/1920

Amount: 0.16 CFS

Diversion Point: NWSW Sec

06 T 30N R 03E SESE Sec 06

T 30N R 03E NWNW, NWSW

NWSW Sec 06 T 30N R

03E, IDAHO Co.

Use: MUNICIPAL (0.16

CFS) from 01/01 to 12/31

DOMESTIC (0.16 CFS) from

01/01 to 12/31

Place of Use: NESE Sec 31 T

29N R 05E NESW, NWSW

SWSW SESW NESE NWSE

SWSE SESE Sec 32 T 29N R

03E. Place of Use located
within the city limits of

Grangeville.

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

A KENNETH DUNN

Director

Published 4/21 & 4/28/82

A31-28

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number 85-4195 Applicant Spencer

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.
NONE
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☐ Exceptions processed.

By JK Date 5/18/82

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By RC Date 5/27/82

CLAIM FILED

RECEIVED
MAY 24 1982

Department of Water Resources

WATER RIGHT
DATA ENTRY LOG[illegible]

85-4195_

SPENGLER, HENRY L.

RT. 1 BOX 31, GRANGEVILLE, ID 83530

Source: STOCKNEY CREEK tributary to COTTONWOOD CREEK
COTTONWOOD CREEK tributary to CLEARWATER RIVER, SOUTH FORK

Priority Date: 01/01/1910

Amount: 0.06 CFS

Diversion Point: NWSE SESE Sec 12 T 31N R 01E NWSW Sec 05 T 31N R 02E,
IDAHO Co.

Use: STOCKWATER (0.06 CFS) from 01/01 to 12/31

Place of Use: NWSE SESE Sec 12 T 31N R 01E NWSW Sec 05 T 31N R 02E

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) 667-6484

MAY 10, 1982

HENRY L. SPENGLER
RT. 1 BOX 31
GRANGEVILLE ID 83530

RE: Claim No. 85-4195

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