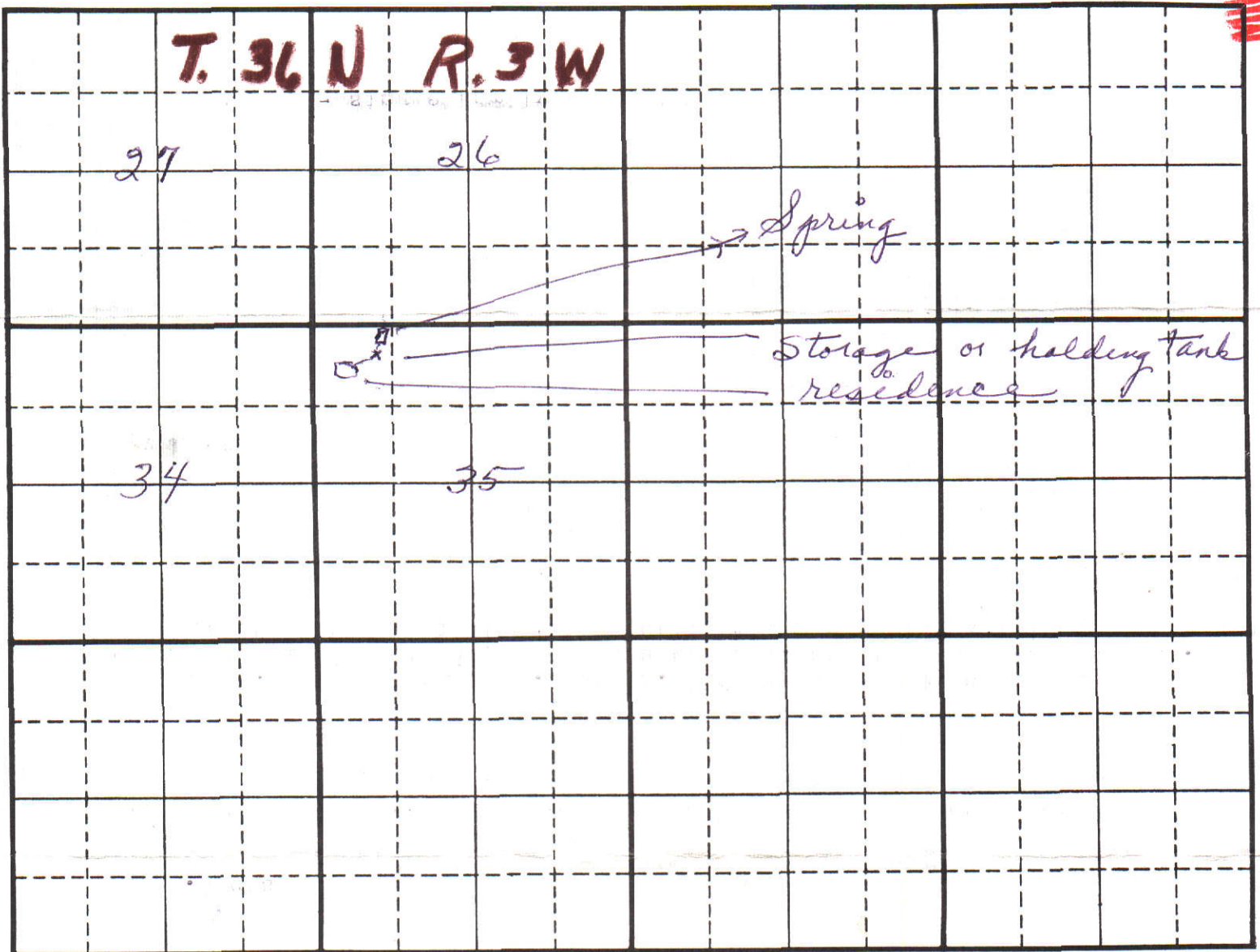


(8) Remarks Spring had been used as a source of stock water. In April, 1968 we developed spring for domestic use as our other source was completely inadequate. The land on which this spring originates has been owned by our family since 1927.

NOT FILMED



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 My place) 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.

Harold E. Kammerer
Johnuel Kammerer
(Claimant)

Sworn to before me this 16th day of March, 1982

Lela Schwane
Notary Public
Residing at Caldwell, Idaho

My commission expires Jan 1984

3K 3-25-82 FOR DEPARTMENT USE ONLY

Received by JK Date 3/17/82 (initials) Exception filed by: _____ Date _____
Prelim. check by JK Date 3-25-82
\$20.00 fee received by JK Date 3/29/82 (21197)
Published in Caldwell Tribune
Dates 4/8+15/82 5/6+13/82

130.00

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Clearwater } ss.

Harriet L. Reedee

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

That said Notice of Claims

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 eighth day of April, 19 82, and ending on the 15th day of April, 19 82

Harriet L. Reedee

Subscribed and sworn to before me this 15th day of April, 19 82

Betty E. Knight

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

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:

85-4190

KAMMERER, HAROLD E.
&/or JOHNEEL
RT. 1 BOX 71, CULDESAC,
ID 83524

Source: SPRING tributary
to COTTONWOOD CREEK

Priority Date: 01/01/1968

Amount: 0.04 CFS

Diversion Point: NWNW
Sec 35 T 36N R 03W, Nez Perce
Co.

Use: DOMESTIC (0.04 CFS)
from 01/01 to 12/31

Place of Use: NWNW Sec 35
T 36N R 03W

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
4-8, 15c

MICROFILMED

*OK
5/4/82
Should
have been
Twisted
Hornings Tribune*

(8) Remarks Spring had been used as a source of stock water. In April, 1968 we developed spring for domestic use as our other source was completely inadequate. The land on which this spring originates has been owned by our family since 1927.

A hand-drawn map on a grid background. At the top, it is labeled 'T. 36 N R. 3 W'. A north arrow is in the upper left, and a scale bar (0 to 100 feet) is in the upper right. A route is marked with a line and arrows, starting from a point labeled '34' (with a small circle) and ending at a point labeled '35' (with a small circle). The route passes through a point labeled '34' (with a small circle). A label 'Spring' is written near the route. A label 'Storage or holding tank' is written near the end of the route. A label 'residence' is written near the start of the route.

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 _____

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.

Howard E. Kammer

Howard E Kammer
Johnell Kammer
(Claimant)

Sworn to before me this 21st day of

Notary Public
Residing at

My commission expires

FOR DEPARTMENT USE ONLY

Received by _____ Date 11-1-1991 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by _____ Date _____ claimant by: _____
\$20.00 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 Harold E. Kammerer & Johnneel Kammerer
(Name of Claimant)

Rt. 1 Box 71 Culdesac, Idaho 83524 Telephone No 843-5421
(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) 1968

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 to unnamed tributary to Cottonwood Creek

(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 .04cfs	Use Domestic	Period of Use From 1-1	To 12-31
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) .04cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

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

NW ¼ NW ¼, Sec 35 Twp. 36 N Rge. 3 W B.M., County of Nez Perce

Additional points of diversion: None

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. 8 ft. pipe & stock tank. April, 1968 we developed spring adding 400' of 1½" metal pipe gravity flow to a 600 gal. holding tank with a ½ hp. submersible pump for 600' feet of 1" metal pipe to dwellings & stock tanks

(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	
36N	3W	35					X												

No. of acres

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

Domestic - single family dwelling

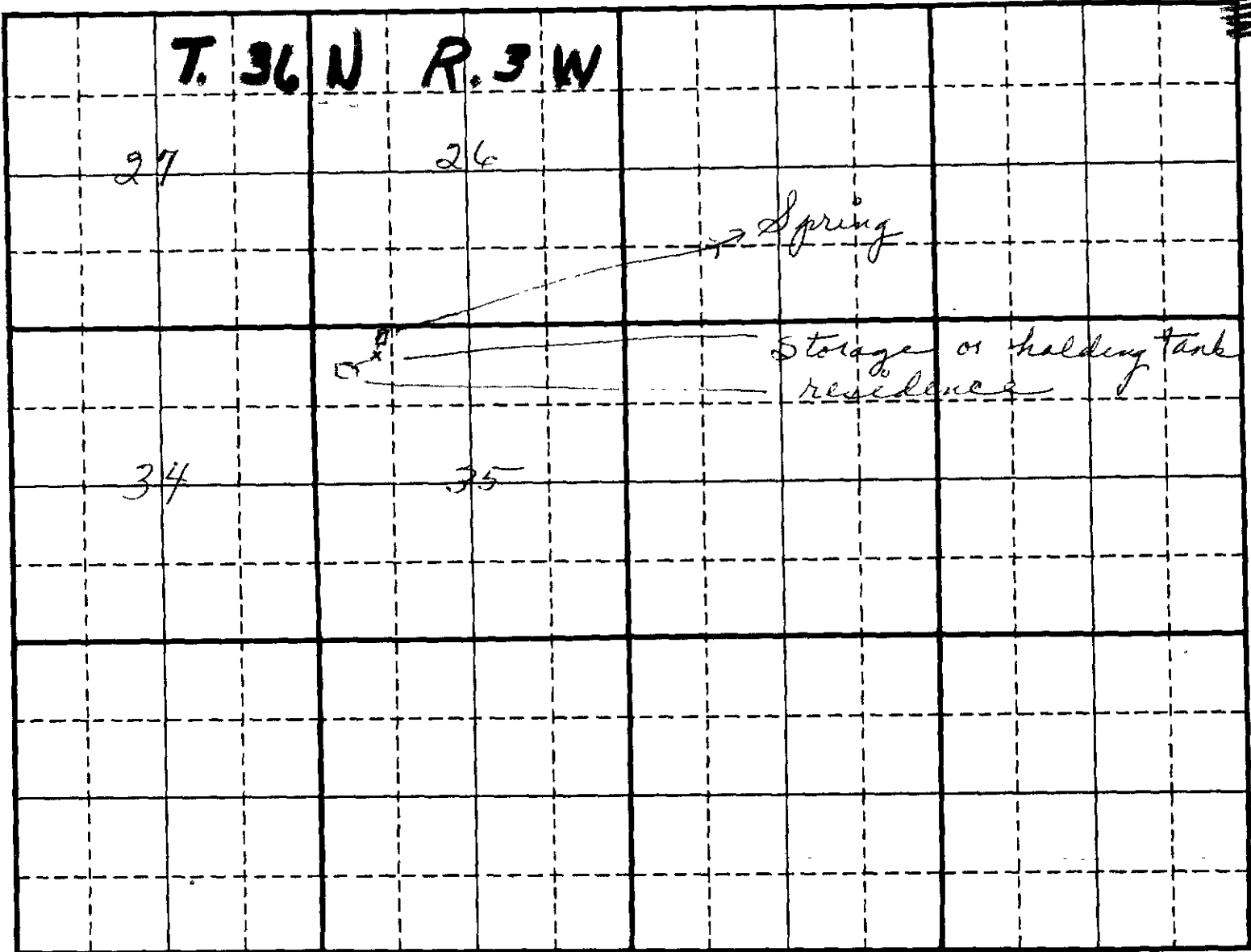
NOTE: Include here the type and number of stock watered

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

Microfilm

(8) Remarks Spring had been used as a source of stock water. In April, 1968 we developed spring for domestic use as our other source was completely inadequate. The land on which this spring originates has been owned by our family since 1927.

UNRECORDED



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.

Harold E. Kammerer
Johnell Kammerer
(Claimant)

Sworn to before me this 16th day of March, 1982

Lela E. Lawrence
Notary Public
Residing at Culdesac, Idaho

My commission expires June 1984

FOR DEPARTMENT USE ONLY

Received by JK Date 3/18/82 Exception filed by _____ Date _____
Prelim. check by JK Date 3-25-82
\$20.00 fee received by JK Date 3/29/82 (21197)
Published in Blaine Tribune
Dates 4/8 and 15/82 5/6 and 13/82

PUBLISHER'S AFFIDAVIT OF PUBLICATION

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

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:

85-4190

KAMMERER, HAROLD E. &/or
JOHNEEL

RT 1 BOX 71, CULDESAC, ID 83524
Source: SPRING tributary to COT-
TONWOOD CREEK

Priority Date: 01/01/1968

Amount: 0.04 CFS

Diversion Point: NWNW Sec 35 T 36N
R 03W, NEZ PERCE Co.

Use: DOMESTIC (0.04 CFS) from 01/01
to 12/31

Place of Use: NWNW Sec 35 T 36N R
03W

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

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 6th day of
May, A. D. 1982, and the last publica-
tion thereof being on the 13th day of May,
A. D. 1982, 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 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

13th day of May, 1982

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

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Clearwater } ss

Marion L. Reece

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 for Water Rights

That said Notice of Claims for Water Rights

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 eight day of April, 1972, and ending on the 15th day of April, 1972

Subscribed and sworn to before me this 7th day of April, 1972

Darryl E. Knight

NOTARY PUBLIC IN AND FOR THE STATE OF IDAHO

**NOTICE OF CLAIMS
TO WATER RIGHTS**
Notice is hereby given that the following water right is established under and application to beneficial use:
85-4190
**KAMMERER, HAROLD E.
&/or JOHN E. EEL**
RT. 1 BOX 71, CULDESAC,
ID 83524
Source tributary
to COTTONWOOD CREEK
Priority 01/01/1968
Amount: 0.04 CFS
Diversion Point: NWNW
Sec 35 T 36N R 03W, Nez Perce
Co.
Use: DOMESTIC (0.04 CFS)
from 01/01 to 12/31
Place of Use: NWNW Sec 35
T 36N R 03W
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



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

WESTERN REGION

John M. Evans
Director
Kenneth Banta
St. Stephen Albert
Deputy

Suite No. 1
405E Government Bldg.
Tulsa, Oklahoma 74103
(208) 537-5300

March 22, 1968

\$5.410.

Mr. Harold E. Kewer
Rt. 1 Box 71
Tulsa, Ok. 74124

Dear Mr. Kewer:

I regret to inform you that the filing fee for a Claim to a Water Right is now \$30.00. I am, therefore, returning your Claim and Check No. 92-131 in the amount of \$20.00.

On the claim, you state that the domestic use started in 1968. In view of this, the priority date of 1910 is inaccurate, since it implies that the stock and domestic use started in 1910. This problem has three solutions: you may reduce the priority date to 1968 and file one claim; file one claim for stockwater, priority 1910 and one for domestic use, priority 1968, or, since both uses started prior to 1971, it is not necessary for you to file.

If you choose to file both uses with a 1968 priority date, you must list the uses separately. In other words, list the information pertinent to the domestic use on one form and list the information pertinent to the stock use on the other. Since the information is the same, you must also list the total acre of land irrigated, the Tile No., and the number of horses in the stock claim.

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

Sincerely,

JOHN D. KIRK
Senior Water Resource Agent

JBK/pms

Enc. - Check
Claim

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person asserting a priority right 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 use as defined in Section 42-230(4), Idaho Code. Also exempted are rights represented by a permit, license, decree, a judicial ruling 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 H. David B. Hammerer, Jr. July 19-81 Hammerer
(Name of Claimant) (Date of Claimant) (Address)

at Box 11 Griffith, Idaho 83427 Idaho 543-5711
(Mailing Address) (County) (Phone No.)

claims a right to the diversion and beneficial use of the water described below. The extent and nature of the claim is as follows:

(1) Date of priority (When was the water first applied to a beneficial use?) 1-1-61

A claim is not acceptable on a ground water source with a priority later than March 15, 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.) Spring to creek

(3) Describe the purpose for which the water has been used and the amount during the year 1981, 1982, 1983, etc. as claimed.

(cfs, gpd, AFA)		Domestic, Irrigation, Stock, Etc.		(For days in the year)	
Quantity	.04 cfs	Use	Domestic %	Period of Use From	To
Quantity	-	Use	Stock water	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) 0.04 cfs TOTAL QUANTITY USED

(5) 0.04 cfs (cfs, gpd, AFA)

(6) At Point of diversion (Location of point where water is diverted from its source)

NW 1/4 NW 1/4 Sec. 35 Twp. 36 N Rge. 3 W B.M. 100 ft. N of Nez Perce
Additional points of diversion NONE

(7) 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. 8 ft. pipe & stock tank. April, 1961 we developed spring adding 400' of 1 1/4" metal pipe gravity flow to a 400 g.p.i. holding tank with a 1/2 hp. submersible pump for 600' feet of 1" metal pipe to holding tank & stock tank.

(8) 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>3W</u>	<u>35</u>						<u>X</u>											

For filing _____

B) If water is used for other than irrigation, fully describe that use below as specific as possible.
Domestic and stock water

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

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

[illegible]

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.

County of _____

(Claimant)

Notary Public _____
Residing at _____

Received by	Date	Exception filed by	Forwarded to	Date
Prelim. check by	Date		claimant by	
\$20.00 fee received by	Date			
Published in				
Dates				

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JRC

Right Number 85-4190 Applicant Hammer

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 JRC Date 5/21/82

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By KW Date 6/8/82

MICROFILMED

RECEIVED
JUN 8 1982

Department of Water Resources

POINT OF DIVERSION AND STREAM INDEX INFORMATION

4-5

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
<u>NW1/4</u>	<u>35</u>	<u>36N</u>	<u>23W</u>	--	--	<u>5.9</u>

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

85-4190-

KAMMERER, HAROLD E. &/or JOHNEEL

RT. 1 BOX 71, CULDESAC, ID 83524

Source: SPRING tributary to COTTONWOOD CREEK

Priority Date: 01/01/1968

Amount: 0.04 CFS

Diversion Point: NWNW Sec 35 T 36N R 03W, NEZ PERCE Co.

Use: DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: NWNW Sec 35 T 36N R 03W

RECEIVED

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

APRIL 26, 1982

HAROLD E. KAMMERER
JOHNEEL KAMMERER
RT. 1 BOX 71
CULDESAC

ID 83524

RE: Claim No. 85-4190

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

MICROFILMED

Enclosure

As I re-read Form
No. 1-243, it is my under-
standing that the term "domestic"
covers household stock. In
that case I only wish to
apply for "domestic" use.

Hope this completes the
claim satisfactorily. If not,
please contact me again.
Thank you for your consideration.

RECEIVED